

(Decision No. 70435)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
GERALD C. MEERS, 5420 VANCE STREET,)
ARVADA, COLORADO, FOR AUTHORITY TO)
EXTEND OPERATIONS UNDER PERMIT NO.)
B-4302.)

APPLICATION NO. 22828-PP-Extension

November 20, 1967

Appearances: Gerald C. Meers, Arvada,
Colorado, pro se.

PROCEDURE AND RECORD

On September 26, 1967, Gerald C. Meers, 5420 Vance Street, Arvada, Colorado, filed the instant application (No. 22828-PP-Extension) for an extension of his present Class "B" Permit to operate as a private carrier by motor vehicle for hire in intrastate commerce for the transportation of commodities as set forth in the application.

On October 18, 1967, the Commission, pursuant to law, designated Robert L. Pyle as an Examiner for the purpose of conducting the hearing on the instant application. After due and proper notice, the application was heard by said Examiner in the Hearing Room of the Commission, 532 State Services Building, 1525 Sherman Street, Denver, Colorado, at 10 a.m. on November 10, 1967. On November 15, 1967, the said Examiner, pursuant to the provisions of 1963 CRS 115-6-9 (2), transmitted to the Commission the record of the proceeding together with a written statement of his Findings of Fact and Conclusions. The record transmitted by the Hearing Examiner establishes that no one appeared to protest the granting of the application.

The Commission has now given careful consideration to the record of the proceeding as well as the Findings of Fact and Conclusions submitted by the Examiner. These Findings of Fact and Conclusions read as follows:

FINDINGS OF FACT

From the testimony, records and file herein, your Examiner finds as fact, that:

1. This Applicant presently holds authority under Permit No. B-4302, which is a sand and gravel permit, description of which is attached hereto. This authority is presently in good standing with the Commission.
2. The extension applied for herein would not conflict with the above described authority.
3. Applicant has duly and properly applied for an extension to his Class "B" Permit for transportation of clay from pits and supply points to points within a radius of 100 miles of Arvada, Colorado, as listed in this application.
4. Applicant has a 1962 Ford Dump Truck, 30 years of experience in related fields, and a net worth of \$12,000, all of which are ample and suitable for operation of the authority sought herein.
5. Applicant is familiar with the rules and regulations of the Public Utilities Commission and, if this application is granted, will abide by said rules and regulations as well as the safety requirements of the Commission. Further, Applicant has or will make adequate provision for insurance.
6. There is a present and special need for the service and, if this application is granted, Applicant will enter into special carriage contracts with customers to perform services thereunder.
7. The proposed operation will not impair the efficient public service of any authorized common carrier adequately serving the same territory over the same general route or routes.
8. The granting of the authority as applied for will be in the public interest and should be granted.

CONCLUSIONS

That the Commission make and enter its Order authorizing the Applicant, Gerald C. Meers, to extend his authority under Permit No. B-4302 as requested, and that henceforth the entire authority shall be described as follows:

- "1. Transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of 50 miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, to homes and small construction jobs within a radius of 50 miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of 50 miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of 50 miles of said pits and supply points; provided, however, that the transportation of road-surfacing materials shall be restricted against the use of tank vehicles.

2. Transportation of clay from pits and supply points to points within a radius of 100 miles of Arvada, Colorado."

Pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission now specifically adopts the Findings of Fact and Conclusions of such Examiner as hereinabove set forth, and pursuant thereto,

O R D E R

THE COMMISSION ORDERS:

That Gerald C. Meers, 5420 Vance Street, Arvada, Colorado, be, and hereby is, authorized to extend operations under Permit No. B-4302.

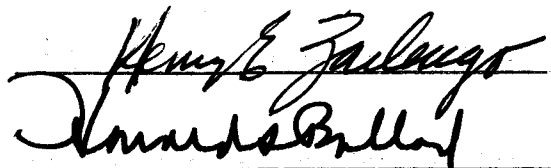
That henceforth the full and complete authority under Permit No. B-4302 shall be as follows, to-wit:

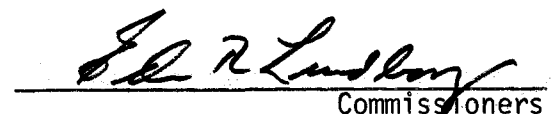
- "1. Transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of 50 miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, to homes and small construction jobs within a radius of 50 miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of 50 miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of 50 miles of said pits and supply points; provided, however, that the transportation of road-surfacing materials shall be restricted against the use of tank vehicles.
2. Transportation of clay from pits and supply points to points within a radius of 100 miles of Arvada, Colorado."

That this Order is made part of the permit granted to applicant.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO





Commissioners

Dated at Denver, Colorado
this 20th day of November, 1967.
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(Decision No. 70436)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION)
OF BANKERS WAREHOUSE COMPANY, A)
COLORADO CORPORATION, 4303 BRIGHTON)
BOULEVARD, DENVER, COLORADO, FOR)
AUTHORITY TO TRANSFER PUC NO. 3151)
TO GULF ATLANTIC WAREHOUSE CO., A)
DELAWARE CORPORATION, 4303 BRIGHTON)
BOULEVARD, DENVER, COLORADO.)

APPLICATION NO. 22816-Transfer

November 21, 1967

Appearances: S. P. Guyton, Esq., Denver,
Colorado, for Transferor and
Transferee.

PROCEDURE AND RECORD

On September 21, 1967, Bankers Warehouse Company, a Colorado corporation, 4303 Brighton Boulevard, Denver, Colorado, and Gulf Atlantic Warehouse Co., a Delaware corporation, 4303 Brighton Boulevard, Denver, Colorado, filed the instant joint application (No. 22816-Transfer), seeking authority from the Commission to transfer Certificate of Public Convenience and Necessity No. 3151 from Bankers Warehouse Company to Gulf Atlantic Warehouse Co.

On October 18, 1967, the Commission, pursuant to law, designated Robert L. Pyle as an Examiner for the purpose of conducting the hearing on the instant application. After due and proper notice, the Application was heard by said Examiner in the Hearing Room of the Commission, 532 State Services Building, 1525 Sherman Street, Denver, Colorado, at 10 a.m. on November 10, 1967. On November 14, 1967, the said Examiner, pursuant to the provisions of 1963 CRS 115-6-9 (2), transmitted to the Commission the record and exhibits of the proceeding together with a written statement of his Findings of Fact and Conclusions. The record transmitted by the Hearing Examiner establishes that no one appeared to protest the granting of the application.

The Commission has now given careful consideration to the record of the proceeding as well as the Findings of Fact and Conclusions submitted by the Examiner. These Findings of Fact and Conclusions read as follows:

FINDINGS OF FACT

From the testimony, records and file herein, your Examiner finds as fact, that:

1. The Transferor herein, Bankers Warehouse Company, is the present owner and operator of PUC No. 3151, which has been continually operated in the past and which presently is in good standing with the Commission. Said authority is described as follows:

"Transport general commodities originating at its warehouse or warehouses in the City and County of Denver, Colorado, to any point or points within the corporate limits of said City and County of Denver, Colorado. Dec. #45928: Extended to: Transportation of general commodities, originating at its warehouses, to points within a radius of five miles of the City Limits of the City and County of Denver."
2. The Transferee herein, Gulf Atlantic Warehouse Co., does not hold previously granted authority from this Commission.
3. The parties have entered into an Agreement for the transfer of PUC No. 3151 and, pursuant to said agreement, the consideration for the transfer is \$27,050, which also includes equipment, and the Certificate is free and clear of any debts, encumbrances or obligations.
4. Applicants have duly and properly applied for the transfer.
5. Transferee corporation has 14 power units and 4 trailers, three years of experience in related fields, and a net worth of \$9,844,851.80 (see Exhibit No. 3), all of which are ample and suitable for operation of the authority sought herein.
6. Transferee corporation is a Delaware corporation, duly authorized to do business in the State of Colorado.
7. Transferee corporation is familiar with the rules and regulations of the Public Utilities Commission and, if this application is granted, will abide by said rules and regulations, as well as safety requirements of the Commission and has or will make adequate provision for insurance.
8. If this transfer is approved, Transferee corporation intends to and will engage in bona fide motor carrier operations under the operating rights set forth herein.
9. The transfer is compatible with the public interest and should be granted.

CONCLUSIONS

That the Commission make and enter its Order authorizing Bankers Warehouse Company, a Colorado corporation, to transfer all of its rights, title and interest in and to PUC No. 3151 to Gulf Atlantic Warehouse Co., a Delaware corporation, and that henceforth the authority shall be described as follows:

"Transportation of general commodities originating at Bankers' Warehouses to points within the City and County of Denver and a five (5) mile radius thereof."

Pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission now specifically adopts the Findings of Fact and Conclusions of such Examiner as hereinabove set forth, and pursuant thereto,

O R D E R

THE COMMISSION ORDERS:

That Bankers Warehouse Company, a Colorado corporation, 4303 Brighton Boulevard, Denver, Colorado, be, and hereby is, authorized to transfer all rights, title, and interest in and to PUC No. 3151 to Gulf Atlantic Warehouse Co., a Delaware corporation, 4303 Brighton Boulevard, Denver, Colorado, subject to encumbrances, if any, against said authority approved by this Commission.

That henceforth the full and complete authority under PUC No. 3151 shall be as follows, to-wit:

"Transportation of general commodities originating at the warehouses of Gulf Atlantic Warehouse Co. to points within the City and County of Denver and a five (5) mile radius thereof."

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

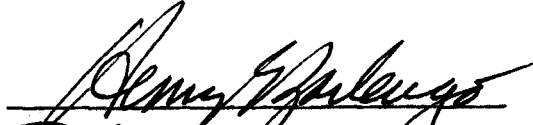
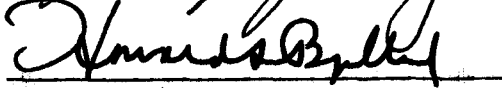
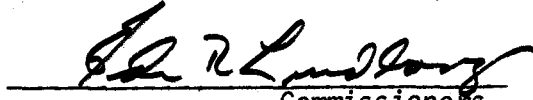
be extended by the Commission, upon proper application.

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 of the annual report by transferor herein, covering the 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 November, 1967.
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BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION)
OF ROBIN WAREHOUSE COMPANY, A)
COLORADO CORPORATION, 1965 SOUTH)
LINDEN COURT, DENVER, COLORADO,)
FOR AUTHORITY TO TRANSFER PERMIT)
NO. B-6853 TO GULF ATLANTIC)
WAREHOUSE CO., A DELAWARE CORPOR-)
ATION, 4303 BRIGHTON BOULEVARD,)
DENVER, COLORADO.)

APPLICATION NO. 22817-PP-Transfer

November 21, 1967

Appearances: S. P. Guyton, Esq., Denver,
Colorado, for Transferor
and Transferee.

PROCEDURE AND RECORD

On September 21, 1967, Robin Warehouse Company, a Colorado corporation, 1965 South Linden Court, Denver, Colorado, and Gulf Atlantic Warehouse Co., a Delaware Corporation, 4303 Brighton Boulevard, Denver, Colorado, filed the instant joint application (No. 22817-PP-Transfer) with this Commission seeking authority to transfer Permit No. B-6853 from Robin Warehouse Company to Gulf Atlantic Warehouse Co.

On October 18, 1967, the Commission, pursuant to law, designated Robert L. Pyle as an Examiner for the purpose of conducting the hearing on the instant application. After due and proper notice, the Application was heard by said Examiner in the Hearing Room of the Commission, 532 State Services Building, 1525 Sherman Street, Denver, Colorado, at 10 a.m. on November 10, 1967. On November 14, 1967, the said Examiner, pursuant to the provisions of 1963 CRS 115-6-9 (2), transmitted to the Commission the record and exhibits of the proceeding together with a written statement of his Findings of Fact and Conclusions. The record transmitted by the Hearing Examiner establishes that no one appeared to protest the granting of the application.

The Commission has now given careful consideration to the record of the proceeding as well as the Findings of Fact and Conclusions submitted by the Examiner. These Findings of Fact and Conclusions read as follows:

FINDINGS OF FACT

From the testimony, records and file herein, your Examiner finds as fact, that:

1. The Transferor herein, Robin Warehouse Company, is the present owner and operator of Permit No. B-6853, which has been continually operated in the past and which presently is in good standing with the Commission. Said authority is described as follows:

"Dec. #66453. Transportation of commodities from the Robin Warehouse Company in Brighton, Colorado only, to points in the City and County of Denver, Colorado, and a five-mile area surrounding the boundary of the City and County of Denver; restricted, however, to service to the warehouse facilities of Robin Warehouse located at Brighton, Colorado not exceeding 62,000 square feet of floor space, and further restricted against the transportation of household goods."

2. The Transferee herein, Gulf Atlantic Warehouse Co., does not hold previously granted authority from this Commission.
3. The parties have entered into an Agreement for the transfer of Permit No. B-6853 and, pursuant to said agreement, the consideration for the transfer is \$3,784, and the Permit is free and clear of any debts, encumbrances or obligations.
4. Applicants have duly and properly applied for the transfer.
5. Transferee corporation has two 40-foot Trailers and 1 Pickup Truck, three years of experience in related fields, and a net worth of \$9,844,851.80 (See Exhibit No. 3), all of which are ample and suitable for operation of the authority sought herein.
6. Transferee corporation is a Delaware corporation, duly authorized to do business in the State of Colorado.
7. Transferee corporation is familiar with the rules and regulations of the Public Utilities Commission and, if this application is granted, will abide by said rules and regulations, as well as safety requirements of the Commission and has or will make adequate provision for insurance.
8. If this transfer is approved, Transferee corporation intends to and will engage in bona fide motor carrier operations under the operating rights set forth herein.
9. The transfer is compatible with the public interest and should be granted.

CONCLUSIONS

That the Commission make and enter its Order authorizing Robin Warehouse Company, a Colorado corporation, to transfer all of its rights, title and interest in and to Permit No. B-6853 to Gulf Atlantic Warehouse Co., a Delaware corporation, and that henceforth the authority shall be described as follows:

"Transportation of commodities from the Robin Warehouse Company in Brighton, Colorado, only, to points in the City and County of Denver, Colorado and a five (5) mile radius thereof, subject to the following restrictions:

- (a) Restricted against the transportation of household goods.
- (b) Restricted to serving the facilities of Robin Warehouse not exceeding 62,000 square feet of floor space."

Pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission now specifically adopts the Findings of Fact and Conclusions of such Examiner as hereinabove set forth, and pursuant thereto,

O R D E R

THE COMMISSION ORDERS:

That Robin Warehouse Company, a Colorado corporation, 1965 South Linden Court, Denver, Colorado, be, and hereby is, authorized to transfer all rights, title, and interest in and to Permit No. B-6853 to Gulf Atlantic Warehouse Co., a Delaware corporation, 4303 Brighton Boulevard, Denver, Colorado, subject to encumbrances, if any, against said authority approved by this Commission.

That henceforth the full and complete authority under Permit No. B-6853 shall be as follows, to-wit:

"Transportation of commodities from the Gulf Atlantic Warehouse Co. in Brighton, Colorado, only, to points in the City and County of Denver, Colorado and a five (5) mile radius thereof, subject to the following restrictions:

- (a) Restricted against the transportation of household goods.
- (b) Restricted to serving the facilities of Gulf Atlantic Warehouse Co. not exceeding 62,000 square feet of floor space."

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


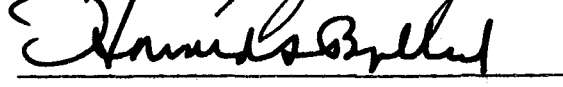
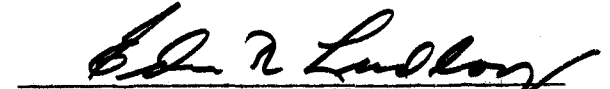
the Commission that said permit has been formally assigned and that said parties have accepted, and in the future will comply with, the conditions and requirements of this Order, to be by them, or either of them, kept and performed. Failure to file said written acceptance of the terms of this Order within thirty (30) days from the effective date of the Order shall automatically revoke the authority herein granted to make the transfer, without further Order on the part of the Commission, unless such time shall be extended by the Commission, upon proper application.

The right of transferee to operate under this Order shall depend upon its compliance with all present and future laws and rules and regulations of the Commission, and the prior filing by transferor of delinquent reports, if any, covering operations under said permit up to 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 21st day of November, 1967.
Is

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
OVERLAND MOTOR EXPRESS, INC., DOING)
BUSINESS AS "BOULDER-DENVER TRUCK)
LINE," P. O. BOX 271, BOULDER,)
COLORADO, FOR AUTHORITY TO EXTEND)
OPERATIONS UNDER PUC NO. 3058.)

APPLICATION NO. 22556-Extension

November 21, 1967

Appearances: John P. Thompson, Esq., Denver,
Colorado, for Applicant;
Walter M. Simon, Esq., Denver,
Colorado, for Boulder-Yellow Cab,
Inc., Protestant;
Edward T. Lyons, Jr., Esq., Denver,
Colorado, for Edson Express, Inc.,
Protestant;
William T. Secor, Esq., Longmont,
Colorado, for Golden Transfer Company,
Denver-Loveland Transportation, Inc.,
Sorenson Truck Service, Raymond L.
and Patricia M. Pherson, doing busi-
ness as "Pherson Trucking Company," and
City Storage and Transfer, Inc.,
Protestants;
Raymond B. Danks, Esq., Denver, Colo-
rado, for Acme Delivery Service, Inc.,
not as Protestant but as its interests
may appear.

PROCEDURE AND RECORD

On April 26, 1967, Overland Motor Express, Inc., doing business as
"Boulder-Denver Truck Line," P. O. Box 271, Boulder, Colorado, filed the instant
application (No. 22556-Extension) seeking an extension of authority under
Certificate of Public Convenience and Necessity No. 3058 issued by this Commis-
sion. On May 22, 1967 a Protest and Petition for Comparative Consideration
of Applications was filed by Edson Express, Inc. Also on May 22, 1967 Boulder-
Yellow Cab, Inc. filed a protest to the instant application. On May 24, 1967,
a Protest and Petition for Denial and Petition to Intervene and Petition for
Dismissal of Application was filed by Golden Transfer Company, Denver-Loveland
Transportation, Inc., Sorenson Truck Service, Pherson Trucking Company and

City Storage and Transfer, Inc. On May 26, 1967 a Protest to the instant application was filed by Acme Delivery Service, Inc.

On May 19, 1967, the Commission, pursuant to law, designated Robert L. Pyle as an Examiner for the purpose of conducting the hearing on the instant application. After due and proper notice, the Application was heard by said Examiner in the Hearing Room of the Commission, 532 State Services Building, 1525 Sherman Street, Denver, Colorado, at 10 a.m. on June 2, 1967. On October 26, 1967, the said Examiner, pursuant to the provisions of 1963 CRS 115-6-9 (2), transmitted to the Commission the record and exhibits of the proceeding together with a written statement of his Findings of Fact and Conclusions.

The record transmitted by the Examiner to the Commission establishes that at the hearing a Motion was made for consolidation of records in this application with that of Application No. 22578-Extension which is a similar application by Edson Express, Inc., which motion was granted by the Hearing Examiner. Following the hearing, and conditioned upon the consideration that Edson Express, Inc., by its Application No. 22578-Extension, would receive similar authority as might be granted in the instant application, all protestants withdrew their protests except Pherson Trucking Company. This application, therefore, is considered as non-protested with the exception of the protest by Pherson Trucking Company. The ruling of the Hearing Examiner granting the Motion is hereby specifically approved and confirmed by the Commission.

The Commission has now given careful consideration to the record and exhibits of the proceeding as well as the Findings of Fact and Conclusions submitted by the Examiner. These Findings of Fact and Conclusions read as follows:

FINDINGS OF FACT

From the testimony, records and file herein, your Examiner finds as fact, that:

1. Overland Motor Express, Inc., doing business as "Boulder-Denver Truck Line," is a Colorado corporation, duly organized and existing under the laws of the State of Colorado.

2. Applicant corporation holds Certificate of Authority identified as PUC No. 3058, description of which is attached hereto. This authority is presently in good standing before the Commission and has been continually operated in the past.
3. The extension applied for herein would not conflict with the authority contained in PUC No. 3058, or with other authority held by this Applicant.
4. Applicant also holds Certificate of Authority identified as PUC No. 2635, which has no bearing on this particular application.
5. Applicant corporation has duly and properly applied for this extension.
6. By this application, Applicant seeks to extend its Certificate of Authority PUC No. 3058 for "transportation of general commodities, on schedule, between Boulder, Colorado and points within five (5) miles thereof, on the one hand, and on the other hand, points in Longmont, Colorado, and points within two (2) miles thereof, restricted to traffic originating or terminating at Boulder, Colorado or points within five (5) miles thereof."
7. The main purpose of the application would be to enable the Applicant to serve the growing industrial area along Colorado State Highway No. 119, sometimes referred to as "The Diagonal," between Boulder and Longmont, and particularly the IBM plant located along said highway.
8. There is an extreme need for a line-haul carrier between Boulder and Longmont over Colorado State Highway No. 119 and the present or future public convenience and necessity requires or will require the services as hereinafter set forth in the "Conclusions."
9. The present and existing transportation services along Colorado State Highway No. 119, and available to the fast growing industrial area located thereat, are entirely inadequate and, in most instances, not even available to meet the needs of business concerns.
10. Industrial and manufacturing businesses have developed quite rapidly in the past few years along Colorado State Highway No. 119, which will require transportation facilities as herein applied for if continued growth is to be enjoyed.
11. Protestant, Pherson Trucking Company, holds authority under PUC No. 2510, which authority and the operation thereof is inadequate to serve the particular needs as are required and which would be served by the granting of this extension.
12. In order to adequately serve the area involved herein, it is important to have a carrier domiciled at both Boulder and Longmont.
13. In order to best serve the needs of the area involved herein, authority should be granted, as hereinafter described in "Conclusions."

14. Applicant's equipment, as described in Applicant's Exhibit No. 3, its net worth as described in Applicant's Exhibit No. 4, and experience, are all ample and suitable for operation of the authority applied for herein.
15. Applicant corporation is familiar with the rules and regulations of the Public Utilities Commission and, if this application is granted, will abide by said rules and regulations, as well as the safety requirements of the Commission. Further, Applicant has made adequate provision for insurance.
16. The granting of the authority, as set forth in "Conclusions," will be in the public interest and should be granted.

CONCLUSIONS

That the Commission make and enter its Order authorizing the Applicant, Overland Motor Express, Inc., doing business as "Boulder-Denver Truck Line," to extend its authority under Certificate of Public Convenience and Necessity PUC No. 3058 as follows:

"Transportation of general freight, on schedule, between Boulder and Longmont, via Colorado State Highway No. 119, including intermediate and off-route points located within two (2) miles of said highway, restricted to traffic originating or terminating at Boulder, Colorado, or points within five (5) miles thereof."

and that henceforth the entire authority under PUC No. 3058 shall be described as follows:

1. Transportation of freight and express, except household goods as defined by the Interstate Commerce Commission in 17 MCC 467, between the cities of Denver and Boulder and intermediate points and such points within a radius of five (5) miles of Boulder, Colorado.
2. Pick-up and delivery service in the City of Boulder, Colorado for freight having a prior or subsequent movement in connection with the existing line-haul common carrier service where the entire movement is covered by a single Bill of Lading.
3. Transportation of general freight, on schedule, between Boulder and Longmont, via Colorado State Highway No. 119, including intermediate and off-route points located within two (2) miles of said highway, restricted to traffic originating or terminating at Boulder, Colorado, or points within five (5) miles thereof."

On October 3, 1967, the Commission entered Decision No. 70171 in Application No. 22648, and in said Decision, ordered, inter alia:

"That Overland Motor Express, Inc., doing business as 'Boulder-Denver Truck Line,' P. O. Box 271, Boulder, Colorado, be, and hereby is, authorized to extend operations under PUC No. 3058.

That henceforth the full and complete authority under PUC No. 3058 shall authorize the following:

'Transportation of general commodities (except uncrated and unpacked household goods, livestock, commodities in bulk, and commodities which because of size or weight require special equipment) on schedule,

between Denver, Colorado, and points within 5 miles thereof, on the one hand, and Boulder, Colorado, on the other hand, via Colorado Highway 121 (presently known as the Denver-Boulder Turnpike) and via U. S. Highway 287 to its junction with Colorado Highway 7, thence via Colorado Highway 7 to Boulder, serving as intermediate points all points on said Highways and all points within one mile of said Highways; and serving as off-route points, those points in Boulder County lying within the following described territory: commencing at the southeast corner of Boulder County, thence west along the south line of Boulder County to a point lying 3 miles west of a line drawn north and south through the City of Boulder; thence north to a point on Hygiene Road as extended westward to said western boundary line; thence east to junction of Hygiene Road and North 59th Street; thence south over North 59th Street to junction St. Vrain Road; thence east over St. Vrain Road to junction North 65th Street; thence south over North 65th Street to junction Nelson Road; thence west over Nelson Road to junction North 63rd Street; thence south over North 63rd Street to junction Niwot Road; thence over Niwot Road to the east line of Boulder County; thence south on the east line of Boulder County to the point of beginning."

It is apparent from examining the instant report of the Examiner and the authority sheet attached thereto that the Examiner based his conclusions as to the description of the authority contained in PUC No. 3058 on the authority sheet issued by the Commission dated March 10, 1967. It is therefore necessary to up-date and correct such recommended authority description and order provisions to follow will so provide. Pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission now specifically adopts the Findings of Fact and Conclusions of such Examiner as hereinabove set forth and as corrected, and pursuant thereto,

O R D E R

THE COMMISSION ORDERS:

That Overland Motor Express, Inc., doing business as "Boulder-Denver Truck Line," P. O. Box 271, Boulder, Colorado, be, and it hereby is, authorized to extend operations under Certificate of Public Convenience and Necessity No. 3058.

That henceforth the full and complete authority under PUC No. 3058 shall be as follows, to-wit:

"Transportation of general commodities (except uncrated and unpacked household goods, livestock, commodities in bulk, and commodities, which because of size or weight require special equipment) on schedule,

- (1) between Denver, Colorado, and points within 5 miles thereof, on the one hand, and Boulder, Colorado, on the other hand, via Colorado Highway 121 (presently known as the Denver-Boulder Turnpike) and via U. S. Highway 287 to its junction with Colorado Highway 7, thence via Colorado Highway 7 to Boulder, serving as intermediate points all points on said highways and all points within one mile of said Highways; and serving as off-route points, those points in Boulder County lying within the following described territory: commencing at the southeast corner of Boulder County, thence west along the south line of Boulder County to a point lying 3 miles west of a line drawn north and south through the city of Boulder; thence north to a point on Hygiene Road as extended westward to said western boundary line; thence east to junction of Hygiene Road and North 59th Street; thence south over North 59th Street to junction St. Vrain Road; thence east over St. Vrain Road to junction North 65th Street; thence south over North 65th Street to junction Nelson Road; thence west over Nelson Road to junction North 63rd Street; thence south over North 63rd Street to junction Niwot Road; thence over Niwot Road to the east line of Boulder County; thence south on the east line of Boulder County to the point of beginning.
- (2) Transportation of general freight, on schedule, between Boulder and Longmont, via Colorado State Highway No. 119, including intermediate and off-route points located within two (2) miles of said highway, restricted to traffic originating or terminating at Boulder, Colorado, or points within five (5) miles thereof."


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

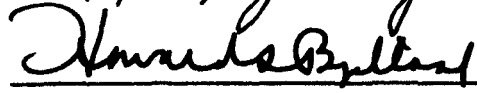
That Applicant shall operate his carrier system according to the schedule filed except when prevented by Act of God, the public enemy, or extreme conditions.

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO







Commissioners

Dated at Denver, Colorado,
this 21st day of November, 1967

et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
EDSON EXPRESS, INC., P. O. BOX)
925, LONGMONT, COLORADO, FOR AUTH-)
ORITY TO EXTEND OPERATIONS UNDER)
PUC NO. 40.)

APPLICATION NO. 22578-Extension

November 21, 1967

Appearances: Edward T. Lyons, Jr., Esq., Denver, Colorado, for Edson Express, Inc.;
John P. Thompson, Esq., Denver, Colorado, for Boulder-Denver Truck Line, Protestant;
Walter M. Simon, Esq., Denver, Colorado, for Boulder-Yellow Cab, Inc., Protestant;
William T. Secor, Esq., Longmont, Colorado, for Golden Transfer Company, Denver-Loveland Transportation, Inc., Sorenson Truck Service, Pherson Trucking Company, and City Storage and Transfer, Inc., Protestants;
John H. Lewis, Esq., Denver, Colorado, for Colorado Cartage, Inc., Protestant;
and
Joseph F. Nigro, Esq., Denver, Colorado, for Acme Delivery Service, Inc., not as a protestant but as its interests may appear.

PROCEDURE AND RECORD

On May 9, 1967, Edson Express, Inc., P. O. Box 925, Longmont, Colorado, filed the instant application (No. 22578-Extension) seeking an extension of authority under Certificate of Public Convenience and Necessity No. 40 issued by this Commission. On May 22, 1967, Boulder-Yellow Cab, Inc. filed a protest to the instant application. On May 25, 1967 Acme Delivery Service filed a protest and on June 12, 1967 Colorado Cartage filed a protest to the instant application. On June 8, 1967, a protest and Petition for Denial and Petition to Intervene and Petition for Dismissal of Application was filed by Golden Transfer Company, Sorenson Truck Service, Denver-Loveland Transportation, Inc., Raymond L. and Patricia M. Pherson, doing business as

"Pherson Trucking Company," and City Storage and Transfer, Inc. On June 14, 1967 Acme Delivery Service withdrew their protest as well as Boulder-Yellow Cab, Inc. on October 20, 1967 and on October 24, 1967 Golden Transfer Company, Sorenson Truck Service and City Storage and Transfer, Inc. withdrew their protest to the instant application. Temporary Authority granted by the Staff of the Commission on May 18, 1967 was Extended on October 9, 1967.

On May 19, 1967, the Commission, pursuant to law, designated Robert L. Pyle as an Examiner for the purpose of conducting the hearing on the instant application. After due and proper notice, the Application was heard by said Examiner in the City Council Room, City Hall, Longmont, Colorado, at 9:30 a.m. on June 21, 1967. On October 26, 1967, the said Examiner, pursuant to the provisions of 1963 CRS 115-6-9 (2), transmitted to the Commission the record and exhibits of the proceeding together with a written statement of his Findings of Fact and Conclusions.

The record transmitted by the Examiner to the Commission establishes that at the hearing a Motion was made for consolidation of records in this application with that of Application No. 22556-Extension which is a similar application by Overland Motor Express, Inc., doing business as "Boulder Denver Truck Line," which Motion was granted by the Hearing Examiner. Following the hearing, and conditioned upon the consideration that Boulder Denver Truck Line, by its Application No. 22556-Extension, would receive similar authority as might be granted in the instant application, all protestants withdrew their protests except Pherson Trucking and Colorado Sarge Company, Inc. This application, therefore, is considered as non-protested with the exception of the protests of Pherson Trucking Company and Colorado Cartage Company, Inc. The ruling of the Hearing Examiner granting the Motion is hereby specifically approved and confirmed by the Commission.

The Commission has now given careful consideration to the record and exhibits of the proceeding as well as the Findings of Fact and Conclusions submitted by the Examiner. These Findings of Fact and Conclusions read as follows:

FINDINGS OF FACT

From the testimony, records and file herein, your Examiner finds as fact, that:

1. Edson Express, Inc. is a Colorado corporation, duly organized and existing under the laws of the State of Colorado.
2. Applicant corporation holds Certificate of Authority identified as PUC No. 40, description of which is attached hereto. This authority is presently in good standing before the Commission and has been continually operated in the past.
3. The extension applied for herein would not conflict with the authority contained in PUC No. 40 or with other authority held by this Applicant.
4. Applicant also holds Certificate of Authority identified as PUC No. 3136-I and Permit A-453, which have no bearing on this particular application.
5. Applicant corporation has duly and properly applied for this extension.
6. By this application, Applicant seeks to extend its Certificate of Authority PUC No. 40 for "transportation of freight and express (1) between points within Longmont and a five-mile radius thereof, over irregular routes; and (2) between Longmont (including points within five miles thereof) and Boulder (including points within three miles thereof), over regular routes, via Colorado Highway 119, serving all intermediate points and off-route points located within two miles of said route."
7. The main purpose of the application would be to enable the Applicant to serve the growing industrial area along Colorado State Highway No. 119, sometimes referred to as "The Diagonal," between Boulder and Longmont, and particularly the IBM plant located along said highway.
8. There is an extreme need for a line-haul carrier between Longmont and Boulder over Colorado State Highway No. 119 and the present or future public convenience and necessity requires or will require the services as hereinafter set forth in "Conclusions."
9. The present and existing transportation services along Colorado State Highway No. 119, and available to the fast growing industrial area located thereat, are entirely inadequate and, in most instances, not even available to meet the needs of business concerns.
10. Industrial and manufacturing businesses have developed quite rapidly in the past few years along Colorado State Highway No. 119, which will require transportation facilities as herein applied for if continued growth is to be enjoyed.
11. Protestant, Pherson Trucking Company, holds authority under PUC No. 2510, which authority and the operation thereof is inadequate to serve the particular needs as are required and which would be served by the granting of this extension.

12. Colorado Cartage Company, Inc., Protestant, holds Certificate of Authority described as PUC No. 26 & I, which is outdated and so inadequately described that an interpretation thereof is impossible. The testimony offered by this Protestant to this application was too general, indefinite and uncertain so as to cause a denial of the application on any grounds set forth by said Protestant.
13. The conflicting operating authority, if any, of Colorado Cartage Company, Inc., which is described in Exhibit A-A, is too indefinite, insufficient and improperly managed so as to meet the transportation requirements shown to be needed herein.
14. In order to adequately serve the area involved herein, it is important to have a carrier domiciled at both Longmont and Boulder.
15. In order to best serve the needs of the area involved herein, authority should be granted, as hereinafter described in "Conclusions."
16. Applicant's equipment, as described in Applicant's Exhibit No. 2-2, its net worth as described in Applicant's Exhibit No. 3-3, and experience, are all ample and suitable for operation of the authority applied for herein.
17. Applicant corporation is familiar with the rules and regulations of the Public Utilities Commission and, if this application is granted, will abide by said rules and regulations, as well as the safety requirements of the Commission. Further, Applicant has made adequate provision for insurance.
18. The granting of authority, as set forth in "Conclusions," will be in the public interest and should be granted.

CONCLUSIONS

That the Commission make and enter its Order authorizing the Applicant, Edson Express, Inc., to extend its authority under Certificate PUC No. 40 as follows:

"Transportation of general freight, on schedule, between Longmont and Boulder, via Colorado State Highway No. 119, including intermediate and off-route points located within two (2) miles of said highway, restricted to traffic originating or terminating at Longmont, Colorado, or points within five (5) miles thereof,"

and that henceforth the entire authority under PUC No. 40 shall be described as follows:

1. Transportation of freight and express between Denver, including points within a radius of five (5) miles thereof and Longmont, including points within a radius of five (5) miles thereof, but not intermediate points.
2. Transportation of freight between Denver, including points within a radius of five (5) miles thereof, and Berthoud, including points within a radius of one (1) mile thereof (except the Turner Industrial Site near Berthoud) including service intermediate to Longmont and Berthoud only.

3. Transportation of freight and merchandise between Berthoud, including points within a radius of one (1) mile thereof, (except the Turner Industrial Site near Berthoud) and Mead, including points within a radius of one (1) mile thereof, serving all intermediate points.
4. Transportation of general freight, on schedule, between Longmont and Boulder, via Colorado State Highway No. 119, including intermediate and off-route points located within two (2) miles of said highway, restricted to traffic originating or terminating at Longmont, Colorado, or points within five (5) miles thereof."

Pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission now specifically adopts the Findings of Fact and Conclusions of such Examiner as hereinabove set forth, and pursuant thereto,

O R D E R

THE COMMISSION ORDERS:

That Edson Express, Inc., P. O. Box 925, Longmont, Colorado, be, and it hereby is, authorized to extend operations under Certificate of Public Convenience and Necessity No. 40.

That henceforth the full and complete authority under PUC No. 40 shall be as follows, to-wit:

- "1. Transportation of freight and express between Denver, including points within a radius of five (5) miles thereof and Longmont, including points within a radius of five (5) miles thereof, but not intermediate points.
2. Transportation of freight between Denver, including points within a radius of five (5) miles thereof, and Berthoud, including points within a radius of one (1) mile thereof (except the Turner Industrial Site near Berthoud) including service intermediate to Longmont and Berthoud only.
3. Transportation of freight and merchandise between Berthoud, including points within a radius of one (1) mile thereof, (except the Turner Industrial Site near Berthoud) and Mead, including points within a radius of one (1) mile thereof, serving all intermediate points.
4. Transportation of general freight, on schedule, between Longmont and Boulder, via Colorado State Highway No. 119, including intermediate and off-route points located within two (2) miles of said highway, restricted to traffic originating or terminating at Longmont, Colorado, or points within five (5) miles thereof."

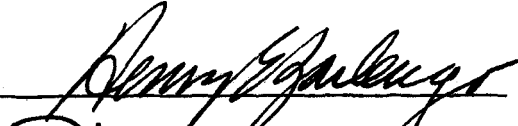
That Applicant shall file tariffs of rates, rules and regulations and time and distance schedules, as required by the rules and regulations of this Commission within twenty days from date.

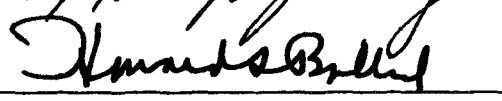
That applicant shall operate his carrier system according to the schedule filed except when prevented by Act of God, the public enemy, or extreme conditions.

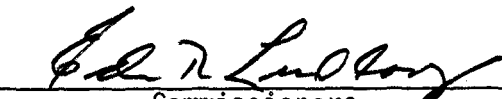
That this Order is subject to compliance by applicant with all present and future laws and rules and regulations of the Commission.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO







Commissioners

Dated at Denver, Colorado,
this 21st day of November, 1967
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF INCREASED FREIGHT RATES AND CHARGES WITHIN COLORADO 1967 (Ex Parte No. 256) -----))))	<u>Investigation and Suspension</u> <u>Docket No. 598</u>
---	------------------	--

November 20, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

By Decision No. 70180, dated October 3, 1967, and Decision No. 70214 (Clarification Order) dated October 6, 1967, Supplements K-7 and K-11 of Tariff of Increased Rates and Charges X-256 were suspended in part and investigation entered into concerning the lawfulness of said rates and charges insofar as they applied to designated portions of tariff of Increased Rates and Charges X-256. Hearing before the Commission on this matter has been set for 10:00 o'clock a.m. on the 6th of December, 1967, in the hearing room of the Commission at Denver, Colorado.

The Commission is in receipt of a Petition for Leave to Intervene in the matter of Increased Rates and Charges within the State of Colorado 1967 (Ex Parte No. 256) Investigation and Suspension Docket No. 598, from the CF&I Steel Corporation, signed by its General Traffic Manager, Mr. F. C. Broadway, Jr.

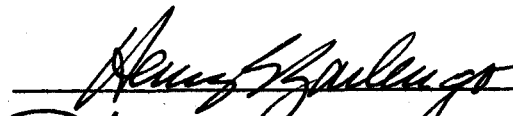
The Commission finds that the above said petition conforms with the requirements of Rule No. 8 of the Rules of Practice and Procedure Before the Public Utilities Commission; that the petitioner has shown a substantial interest in the subject matter of a part of the proceeding; and that the instant intervention will not unduly broaden the issues of the proceeding.

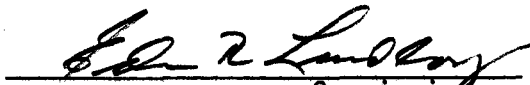
O R D E R

THE COMMISSION ORDERS:

1. That the Statement and Findings of Fact be, and they are hereby, made a part hereof.
2. That the petition of CF&I Steel Corporation for Leave to Intervene in Investigation and Suspension Docket No. 598, as its interest may appear, be, and the same hereby is, granted.
3. That a copy of this order shall be filed with the schedules in the office of the Commission and that a copy hereof be served upon the Western Trunk Line Committee, issuing officer Fred Ofcky, 516 West Jackson Blvd., Chicago, Illinois 60606.
4. That this order shall become effective as of the date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO





Commissioners

Dated at Denver, Colorado, this
20th day of November, 1967. av

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE EXTENSION PERIOD APPLICABLE)
TO RATE ON CEMENT, IN BULK, IN)
TANK VEHICLES FROM PORTLAND,)
COLORADO TO CLIMAX, COLORADO)
-----)

CASE No. 1585

November 20, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On November 6, 1967, the Colorado Motor Carriers' Association, Agent, by J. R. Smith, Chief of Tariff Bureau, filed 21st Revised Page No. 47 to its Motor Freight Tariff No. 14, Colorado PUC No. 13>(*The Motor Truck Common Carriers' Association, Agent, Series) setting forth an extension period applicable to cement from December 31, 1967, to December 31, 1968. The schedule is published to become effective December 8, 1967.

Mr. Smith states in a letter dated November 8, 1967, to the Commission that:

"This action was taken at the request of representatives of Eveready Freight Service, Inc., and Don Ward, Inc., who stated that, even though this rate has not been increased for several years, the revenue produced is sufficient for the time being to pay the cost of operation and return a fair profit because of the large volume of traffic transported, the favorable loading and unloading conditions and the almost complete absence of equipment delay.

"Carrier representatives stated the belief, too, that this item should be continued in effect on a year-to-year basis rather than as a permanent rate because of unstable conditions which could make its use unprofitable."

The item appearing on 21st Revised Page No. 47, is as follows:

Rates are in cents per 100 pounds

Item	Commodity	From	To	Rate
480	Cement, in bulk, in tank trucks, minimum weight 40,000 pounds	Portland, Colorado	Climax, Colorado	27
	Expires with December 31, (R) 1968, unless sooner canceled, changed or extended.			
	(Eveready Freight Service, Inc., and Don Ward, Inc.)			

(R) denotes reduction.

Since the rate of 27 cents based upon a minimum weight of 40,000 pounds has been in effect from May 14, 1959, the Commission finds that there does not appear to be any reason for not extending the expiration period for the use of this rate to December 31, 1968, and that an order should be entered in Case No. 1585 prescribing the same under the provisions of Rule 18C (1) (a).

O R D E R

THE COMMISSION ORDERS:

1. That the Statement and Findings of Fact herein be, and they are hereby, made a part hereof.
2. That the change as set forth in the statement of this order shall be the prescribed rate, rule and regulation of the Commission.
3. That all motor vehicle common carriers who are affected by the changes prescribed herein shall publish or cause to be published tariffs reflecting the changes prescribed herein.
4. That all 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. That 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.
6. That this order entered in Case No. 1585 on February 15, 1936, as since amended, shall continue in full force and effect until further order of the Commission.

7. That this order shall become effective forthwith.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Samuel G. Halpern

Howard B. Bell

Ed R. Lombard
Commissioners

Dated at Denver, Colorado, this
20th day of November, 1967. av

(Decision No. 70442)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
COLORADO-UTE ELECTRIC ASSOCIATION,)
INC., A COLORADO CORPORATION,)
MONTROSE, COLORADO, FOR A CERTIFI-)
CATE OF PUBLIC CONVENIENCE AND)
NECESSITY AUTHORIZING IT TO RENDER)
WHOLESALE ELECTRIC SERVICE TO)
CERTAIN ENTITIES AND TO OPERATE)
AND MAINTAIN CERTAIN FACILITIES, AND)
FOR AN ORDER APPROVING, RATIFYING,)
AND CONFIRMING THE ISSUANCE OF)
CERTAIN SECURITIES TO THE UNITED)
STATES OF AMERICA;)

APPLICATION NO. 22882-Securities

IN THE MATTER OF THE APPLICATION OF)
COLORADO-UTE ELECTRIC ASSOCIATION,)
INC., A COLORADO CORPORATION,)
MONTROSE, COLORADO, FOR A CERTIFI-)
CATE OF PUBLIC CONVENIENCE AND)
NECESSITY AUTHORIZING IT TO RENDER)
WHOLESALE ELECTRIC SERVICE TO)
CERTAIN ENTITIES AND TO OPERATE)
AND MAINTAIN CERTAIN FACILITIES.)

APPLICATION NO. 22905

November 20, 1967

STATEMENT AND FINDINGS OF FACT

The Western Colorado Power Company, by its Attorneys, Irvine & Baucom and Dickerson, Barry & Dwyer, filed a Petition to Intervene as its interest may appear in the above-captioned proceedings and caused copies of said Petition to be served by mail upon parties of record in these proceedings.

The Commission states and finds that applicant for intervention, The Western Colorado Power Company, is a party who may or might be interested in or affected by any order which may be entered in these proceedings and that the intervention should be authorized.


O R D E R

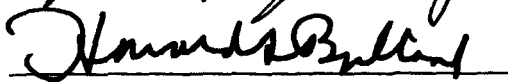
THE COMMISSION ORDERS:

That Petition to Intervene of The Western Colorado Power Company,
as its interest may appear, be, and the same hereby is, granted.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO







Commissioners

Dated at Denver, Colorado,
this 20th day of November, 1967

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE FLOWERS, FRESH CUT, NOI,)
IN BOXES, ROYAL GORGE CARNATION)
FARM TO DENVER, COLORADO)

CASE No. 1585

November 20, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On October 23, 1967, Max G. Chelf, President, Salida-Canon Trucking, Inc., doing business as Central Colorado Trucking Company, operating under Certificate of Public Convenience and Necessity No. 1554, filed with the Commission Tariff Schedule No. 2, Colorado PUC No. 3, setting forth rates, rules and regulations for the transportation of flowers from Royal Gorge Carnation Farm (near Canon City, Colorado) to Denver, Colorado. The tariff is published to become effective November 22, 1967.

The rate is an initial one for this operation with no current provisions for rates. The governing classification for the determination of a charge provides under Item No. 71620, flowers, fresh, cut, NOI, classes for less-than-truckload and truckload, a zero class which indicates that rates and regulations for such articles are subject to the provisions of the individual carrier.

The operation will be governed by the rules provided in the Colorado Motor Carriers' Association, Agent, Motor Freight Tariff No. 14, Colorado PUC No. 13*(*The Motor Truck Common Carriers' Association, Agent, Series). Supplements thereto and reissues thereof, except collect-on-delivery shipments, will not be accepted.

The rate is as follows:

(continued on next page)

Rates in Dollars and Cents per Box

Item No.	Commodity	From	To	Rate
30	Flowers, fresh cut, NOI, in boxes, weighing between 50 and 70 pounds per box	Royal Gorge Carnation Farm (approximately 1 mile north of Canon City, Colo.	Denver, Colorado	\$1.50

Minimum shipment 20 boxes

NOI - means not otherwise indexed by name.

Mr. Max G. Chelf, Central Colorado Trucking Company, in letters dated November 7 and 15, 1967, filed with the Commission in support and justification thereof, states: --

"The transportation of fresh flowers presents a special handling problem because of their highly perishable nature. They require protection from both heat and cold and intransit time is of extreme importance.

"The flowers are chilled to 32⁰ at the farm and in a properly insulated truck body can remain out of refrigeration for several hours. However, they cannot be subjected to a temperature of much less than the 32⁰ or they will be destroyed. The shipper advises us that his production for at least the next two years will be in excess of 70 boxes per week and he proposes to make two shipments per week of about 35 boxes each. However, because of production schedules and customer demands the service must be on irregular call and demand basis.

"To supply the service necessary to meet this shipper's requirements, we will provide a long wheelbase heavy duty pickup truck with an aluminum insulated body and a capacity of 50 boxes. This unit will be used exclusively in this service and available on whatever schedule meets the needs of the shipper.

"The body will cost approximately four hundred thirty-five (\$435) dollars with the heating equipment to cost thirty-five (\$35.00) dollars. This will be the total investment needed to start the service. This is a slip-on body which can be easily removed or transferred from one unit to another. This will materially improve the in service time by making it available to two pieces of motor equipment which the Company presently owns and operates in local cartage service and so are in the Canon City area almost all the time.

"Our projected cost of operation excluding driver is .07 cents per mile. Based on approximately 230 miles round trip this would represent \$16.10. Together with our driver cost projected to be \$12.00, this makes a total cost of \$28.10 per round trip.

"The minimum charge of 20 boxes will return \$30.00 or slightly over our total cost while our anticipated averages of over 35 boxes per trip will return in excess of \$50.00.

The Rate Department of the Commission in further investigation with the carrier understands that, at the present time, all deliveries will be made at one location in Denver, Colorado.

Since the rate appears to represent a just, fair and reasonable rate with governing provisions, the Commission finds that an order should be entered prescribing the same, under the provisions of Rule 18, paragraph C (1) (a) of its Rules and Procedure.

O R D E R

THE COMMISSION ORDERS:

1. That the Statement and Findings of Fact hereto, be, and they are hereby, made a part hereof.

2. That the rates and charges as set forth in the statement of this order, subject to the rules and regulations as provided in the aforesaid tariff, shall be the prescribed rates, rules, regulations and provisions of the Commission.

3. That all motor vehicle common carriers who are affected by the changes prescribed herein shall publish or cause to be published tariffs reflecting the changes prescribed herein.

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

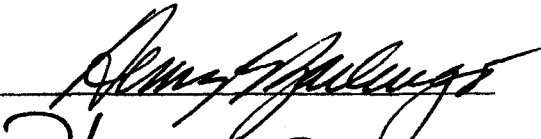
5. That this order shall not be construed so as to compel a private carrier by motor vehicle to be or become a motor vehicle common carrier or to subject any such private carrier by motor vehicle to the laws and liabilities applicable to a motor vehicle common carrier.

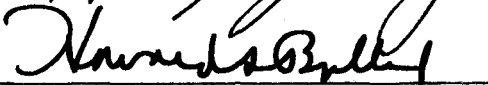
6. That the order entered in Case No. 1585 on February 5, 1936, as since amended, shall continue in force and effect until further order of the Commission.

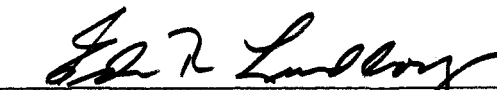
7. That this order shall become effective forthwith.

8. That jurisdiction is retained to make such further orders as may be necessary and proper.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO







Commissioners

Dated at Denver, Colorado, this
20th day of November, 1967. av

(Decision No. 70444)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION)	
OF WILLIAM J. BEASLEY, BOX 441,)	
MANCOS, COLORADO, FOR A CLASS "B"	)	<u>APPLICATION NO. 22857-PP</u>
PERMIT TO OPERATE AS A PRIVATE)	
CARRIER BY MOTOR VEHICLE FOR HIRE.)	

November 21, 1967

Appearances: William J. Beasley, Mancos,
Colorado, pro se.

PROCEDURE AND RECORD

On October 11, 1967, William J. Beasley, Box 441, Mancos, Colorado, filed the instant application (No. 22857-PP) for a Class "B" permit to operate as a private carrier by motor vehicle for hire in intrastate commerce for the transportation of logs, poles and related commodities as set forth in the application.

On October 18, 1967, the Commission, pursuant to law, designated Robert L. Pyle as an Examiner for the purpose of conducting the hearing on the instant application. After due and proper notice, the Application was heard by said Examiner in the Columbine Room, Court House, Durango, Colorado, at 9 a.m. on November 9, 1967. On November 14, 1967, the said Examiner, pursuant to the provisions of 1963 CRS 115-6-9 (2), transmitted to the Commission the record of the proceeding together with a written statement of his Findings of Fact and Conclusions. The record transmitted by the Hearing Examiner establishes that no one appeared to protest the granting of the application.

The Commission has now given careful consideration to the record of the proceeding as well as the Findings of Fact and Conclusions submitted by the Examiner. These Findings of Fact and Conclusions read as follows:

FINDINGS OF FACT

From the testimony, records and file herein, your Examiner finds as fact, that:

1. This Applicant does not hold previously granted authority from this Commission.
2. Applicant has duly and properly applied for a Class "B" Permit for transportation of logs, poles and related commodities, as listed in this application.
3. Applicant has a 1956 Cabover International with a Peerless Trailer, 6 years of experience in related fields, and a net worth of \$8,000, all of which are ample and suitable for operation of the authority applied for herein.
4. Applicant is familiar with the rules and regulations of the Public Utilities Commission and, if this application is granted, will abide by said rules and regulations as well as safety requirements of the Commission. Further, Applicant has or will make adequate provision for insurance.
5. There is a present and special need for the service and, if this application is granted, Applicant will enter into special carriage contracts with customers to perform services thereunder.
6. The proposed operation will not impair the efficient public service of any authorized common carrier adequately serving the same territory over the same general route or routes.
7. The granting of the authority as applied for will be in the public interest and should be granted.

CONCLUSIONS

That the Commission make and enter its Order authorizing the Applicant, William J. Beasley, to operate as a Class "B" private carrier by motor vehicle for hire with authority to transport the following designated commodities within the territory or area described:

"Transportation of logs, poles and timber products, from forests to sawmills, places of storage and loading points within a radius of 75 miles of said forests; rough lumber, from sawmills in said 75-mile radius to markets in the State of Colorado; provided, however, that no town-to-town service shall be rendered."

Pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission now specifically adopts the Findings of Fact and Conclusions of such Examiner as hereinabove set forth, and pursuant thereto,

O R D E R

THE COMMISSION ORDERS:

That William J. Beasley, Box 441, Mancos, Colorado, be, and hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire for

"Transportation of logs, poles and timber products, from forests to sawmills, places of storage and loading points within a radius of 75 miles of said forests; rough lumber, from sawmills in said 75-mile radius to markets in the State of Colorado; provided, however, that no town-to-town service shall be rendered;"

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

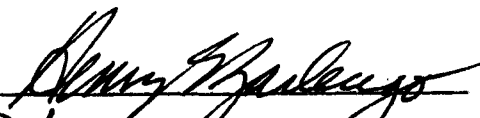
That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.


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

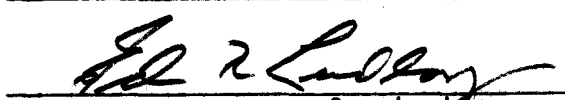
That the right of applicant to operate hereunder shall depend upon his compliance with all present and future laws and rules and regulations of the Commission.

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 21st day of November, 1967.

1s

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION)	
OF CAT-A-LOG, INC., BOX 63,)	
CORTEZ, COLORADO, FOR A CLASS "B"	)	<u>APPLICATION NO. 22665-PP</u>
PERMIT TO OPERATE AS A PRIVATE)	
CARRIER BY MOTOR VEHICLE FOR)	
HIRE.)	

November 21, 1967

Appearances: John J. Rogers, Cortez, Colorado,
Secretary of Cat-A-Log, Inc.,
pro se.

PROCEDURE AND RECORD

On June 22, 1967, Cat-A-Log, Inc., Box 63, Cortez, Colorado, filed the instant application (No. 22665-PP) for a Class "B" permit to operate as a private carrier by motor vehicle for hire in intrastate commerce for the transportation of logs, poles and related commodities as set forth in the application. On September 29, 1967, the Staff of the Commission issued temporary authority to so operate to Cat-A-Log, Inc.

On October 18, 1967, the Commission, pursuant to law, designated Robert L. Pyle as an Examiner for the purpose of conducting the hearing on the instant application. After due and proper notice, the Application was heard by said Examiner in the Columbine Room, Court House, Durango, Colorado, at 9 a.m. on November 9, 1967. On November 13, 1967, the said Examiner, pursuant to the provisions of 1963 CRS 115-6-9 (2), transmitted to the Commission the record of the proceeding together with a written statement of his Findings of Fact and Conclusions. The record transmitted by the Hearing Examiner establishes that no one appeared to protest the granting of the application.

The Commission has now given careful consideration to the record of the proceeding as well as the Findings of Fact and Conclusions submitted

by the Examiner. These Findings of Fact and Conclusions read as follows:

FINDINGS OF FACT

From the testimony, records and file herein, your Examiner finds as fact, that:

1. This Applicant does not hold previously granted authority from this Commission.
2. Applicant has duly and properly applied for a Class "B" permit for transportation of logs, poles and related commodities, as listed in this application.
3. Applicant has 1 Peterbilt 1963 Truck and Trailer (will also lease trucks), has had 5 years of experience in related fields, and has a net worth of \$45,000, all of which are ample and suitable for operation of the authority applied for herein.
4. Applicant is familiar with the rules and regulations of the Public Utilities Commission and, if this application is granted, will abide by said rules and regulations as well as the safety requirements of the Commission. Further, Applicant has or will make adequate provision for insurance.
5. There is a present and special need for the service and, if this application is granted, Applicant will enter into special carriage contracts with customers to perform services thereunder.
6. The proposed operation will not impair the efficient public service of any authorized common carrier adequately serving the same territory over the same general route or routes.
7. The granting of the authority as applied for will be in the public interest and should be granted.

CONCLUSIONS

That the Commission make and enter its Order authorizing the Applicant, Cat-A-Log, Inc., to operate as a Class "B" private carrier by motor vehicle for hire with authority to transport the following designated commodities within the territory or area described:

"Transportation of logs, poles and timber products, from forests to sawmills, places of storage and loading points within a radius of 50 miles of said forests; rough lumber, from sawmills in said 50-mile radius to markets in the State of Colorado; provided, however, that no town-to-town service shall be rendered."

Pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission now specifically adopts the Findings of Fact and Conclusions of such Examiner as hereinabove set forth, and pursuant thereto,

O R D E R

THE COMMISSION ORDERS:

That Cat-A-Log, Inc., Box 63, Cortez, Colorado, be, and hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire for

"Transportation of logs, poles and timber products, from forests to sawmills, places of storage and loading points within a radius of 50 miles of said forests; rough lumber, from sawmills in said 50-mile radius to markets in the State of Colorado; provided, however, that no town-to-town service shall be rendered;"

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

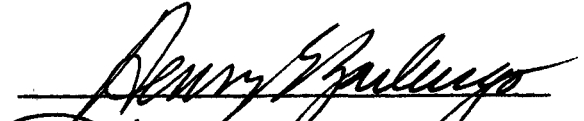
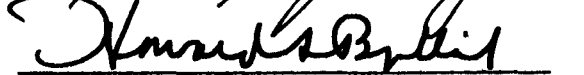
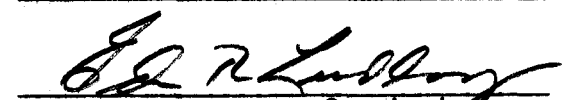
That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

That this Order is the permit herein provided for, but it shall not become effective until applicant has filed a statement of its customers, the necessary tariffs, required insurance, and has secured authority sheets.

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 21st day of November, 1967.

1s

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
RUSSELL H. MILLER, 127 ALAMO DRIVE,)
DURANGO, COLORADO, FOR A CLASS "B")
PERMIT TO OPERATE AS A PRIVATE)
CARRIER BY MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 22841-PP

November 21, 1967

Appearances: Russell H. Miller, Durango,
Colorado, pro se.

PROCEDURE AND RECORD

On October 3, 1967, Russell H. Miller, 127 Alamo Drive, Durango, Colorado, filed the instant application (No. 22841-PP) for a Class "B" permit to operate as a private carrier by motor vehicle for hire in intrastate commerce for the transportation of logs, poles and related commodities as set forth in the application, and also requesting that in the event the authority sought herein is granted, that said operating rights be known as Permit No. B-6260, being the number of a permit formerly held by Applicant. On October 25, 1967, the Staff of the Commission issued temporary authority to so operate to Russell H. Miller.

On October 18, 1967, the Commission, pursuant to law, designated Robert L. Pyle as an Examiner for the purpose of conducting the hearing on the instant application. After due and proper notice, the Application was heard by said Examiner in the Columbine Room, Court House, Durango, Colorado, at 9 a.m. on November 9, 1967. On November 13, 1967, the said Examiner, pursuant to the provisions of 1963 CRS 115-6-9 (2), transmitted to the Commission the record of the proceeding together with a written statement of his Findings of Fact and Conclusions. The record transmitted by the Hearing Examiner establishes that no one appeared to protest the granting of the application.

The Commission has now given careful consideration to the record of the proceeding as well as the Findings of Fact and Conclusions submitted by the Examiner. These Findings of Fact and Conclusions read as follows:

FINDINGS OF FACT

From the testimony, records and file herein, your Examiner finds as fact, that:

1. This Applicant does not presently hold previously granted authority from this Commission.
2. Applicant has duly and properly applied for a Class "B" Permit for transportation of logs, poles and related commodities, as listed in this application.
3. In the event the authority herein sought is granted, Applicant requests that said operating rights be known as "Permit No. B-6260" being the number of a permit formerly held by him, which was revoked for failure to file Certificate of Insurance.
4. Applicant has a 1964 International Cab-over Tractor with 1956 Model Fruehauf Trailer, 6 years of experience in related fields, and a net worth of \$50,000, all of which are ample and suitable for operation of the authority applied for herein.
5. Applicant is familiar with the rules and regulations of the Public Utilities Commission and, if this application is granted, will abide by said rules and regulations as well as the safety requirements of the Commission. Further, Applicant has or will make adequate provision for insurance.
6. There is a present and special need for the service and, if this application is granted, Applicant will enter into special carriage contracts with customers to perform services thereunder.
7. The proposed operation will not impair the efficient public service of any authorized common carrier adequately serving the same territory over the same general route or routes.
8. The granting of the authority as applied for will be in the public interest and should be granted.

CONCLUSIONS

That the Commission make and enter its Order authorizing the Applicant, Russell H. Miller, to operate as a Class "B" private carrier by motor vehicle for hire with authority to transport the following designated commodities within the territory or area described:

"Transportation of logs, poles and timber products, from forests to sawmills, places of storage and loading points within a radius of 75 miles of said forests; rough lumber, from sawmills in said 75 -mile radius to markets in the State of Colorado; provided, however, that no town-to-town service shall be rendered."

That said operating rights be known as "Permit No. B-6260."

Pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission now specifically adopts the Findings of Fact and Conclusions of such Examiner as hereinabove set forth, and pursuant thereto,

O R D E R

THE COMMISSION ORDERS:

That Russell H. Miller, 127 Alamo Drive, Durango, Colorado, be, and hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire for

"Transportation of logs, poles and timber products, from forests to sawmills, places of storage and loading points within a radius of 75 miles of said forests; rough lumber, from sawmills in said 75-mile radius to markets in the State of Colorado; provided, however, that no town-to-town service shall be rendered;"

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

That said Permit granted hereinabove shall be known as "Permit No. B-6260."


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, the necessary tariffs, required insurance, and has secured authority sheets.

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO







Commissioners

Dated at Denver, Colorado,
this 21st day of November, 1967
et

(Decision No. 70447)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
CHARLES BRIGGS, BOX 101, PALISADE,)
COLORADO, FOR A CLASS "B" PERMIT TO)
OPERATE AS A PRIVATE CARRIER BY)
MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 22889-PP

November 21, 1967

Appearances: Charles Briggs, Palisade,
Colorado, pro se.

PROCEDURE AND RECORD

On October 27, 1967, Charles Briggs, Box 101, Palisade, Colorado, filed the instant application (No. 22889-PP) for a Class "B" permit to operate as a private carrier by motor vehicle for hire in intrastate commerce for the transportation of logs, poles and related commodities as set forth in the application.

On November 1, 1967, the Commission, pursuant to law, designated Robert L. Pyle as an Examiner for the purpose of conducting the hearing on the instant application. After due and proper notice, the Application was heard by said Examiner in the District Court Room, Court House, Grand Junction, Colorado, at 10:30 a.m. on November 13, 1967. On November 15, 1967, the said Examiner, pursuant to the provisions of 1963 CRS 115-6-9 (2), transmitted to the Commission the record and exhibit of the proceeding together with a written statement of his Findings of Fact and Conclusions. The record transmitted by the Hearing Examiner establishes that no one appeared to protest the granting of the application.

The Commission has now given careful consideration to the record of the proceeding as well as the Findings of Fact and Conclusions submitted by the Examiner. These Findings of Fact and Conclusions read as follows:

FINDINGS OF FACT

From the testimony, records and file herein, your Examiner finds as fact, that:

1. This Applicant does not hold previously granted authority from this Commission.
2. Applicant has duly and properly applied for a Class "B" Permit for transportation of logs, poles and related commodities, as listed in this application.
3. Applicant has a 1955 International Truck and Logging Trailer, 30 years of experience in related fields, and a net worth of \$1,000, all of which are ample and suitable for operation of the authority applied for herein.
4. Applicant is familiar with the rules and regulations of the Public Utilities Commission and, if this application is granted, will abide by said rules and regulations as well as the safety requirements of the Commission. Further, Applicant has or will make adequate provision for insurance.
5. There is a present and special need for the service and, if this application is granted, Applicant will enter into special carriage contracts with customers to perform services thereunder.
6. The proposed operation will not impair the efficient public service of any authorized common carrier adequately serving the same territory over the same general route or routes.
7. The granting of the authority as applied for will be in the public interest and should be granted.

CONCLUSIONS

That the Commission make and enter its Order authorizing the Applicant, Charles Briggs, to operate as a Class "B" private carrier by motor vehicle for hire with authority to transport the following designated commodities within the territory or area described:

"Transportation of logs, poles and timber products, from forests to sawmills, places of storage and loading points within a radius of 150 miles of said forests; rough lumber, from sawmills in said 150-mile radius to markets in the State of Colorado; provided, however, that no town-to-town service shall be rendered."

Pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission now specifically adopts the Findings of Fact and Conclusions of such Examiner as hereinabove set forth, and pursuant thereto,

O R D E R

THE COMMISSION ORDERS:

That Charles Briggs, Box 101, Palisade, Colorado, be, and hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire for

"Transportation of logs, poles and timber products, from forests to sawmills, places of storage and loading points within a radius of 150 miles of said forests; rough lumber, from sawmills in said 150-mile radius to markets in the State of Colorado; provided, however, that no town-to-town service shall be rendered;"

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


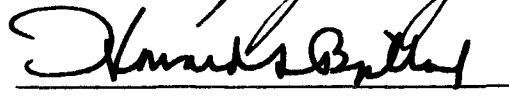

That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 21st day of November, 1967

et

(Decision No. 70448)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
ATCHISON ENTERPRISES, INC., A COLO-)
RADO CORPORATION, 3426 G ROAD,)
CLIFTON, COLORADO, FOR A CLASS "B")
PERMIT TO OPERATE AS A PRIVATE)
CARRIER BY MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 22890-PP

November 21, 1967

Appearances: W. A. Atchison, President of
Atchison Enterprises, Inc.,
Clifton, Colorado, pro se.

PROCEDURE AND RECORD

On October 23, 1967, Atchison Enterprises, Inc., a Colorado corporation, 3426 G Road, Clifton, Colorado, filed the instant application (No. 22890-PP) for a Class "B" permit to operate as a private carrier by motor vehicle for hire in intrastate commerce for the transportation of logs, poles and related commodities as set forth in the application.

On November 1, 1967, the Commission, pursuant to law, designated Robert L. Pyle as an Examiner for the purpose of conducting the hearing on the instant application. After due and proper notice, the Application was heard by said Examiner in the District Court Room, Court House, Grand Junction, Colorado, at 10:30 a.m. on November 13, 1967. On November 15, 1967, the said Examiner, pursuant to the provisions of 1963 CRS 115-6-9 (2), transmitted to the Commission the record of the proceeding together with a written statement of his Findings of Fact and Conclusions. The record transmitted by the Hearing Examiner establishes that no one appeared to protest the granting of the application.

The Commission has now given careful consideration to the record of the proceeding as well as the Findings of Fact and Conclusions submitted by the Examiner. These Findings of Fact and Conclusions read as follows:

FINDINGS OF FACT

From the testimony, records and file herein, your Examiner finds as fact, that:

1. This Applicant does not hold previously granted authority from this Commission.
2. Applicant has duly and properly applied for a Class "B" Permit for transportation of logs, poles and related commodities, as listed in this application.
3. Applicant is a Colorado corporation, duly organized and existing under the laws of the State of Colorado.
4. Applicant has 1 Kenworth Logging Truck, 20 years of experience in related fields, and a net worth of \$20,000, all of which are ample and suitable for operation of the authority applied for herein.
5. Applicant is familiar with the rules and regulations of the Public Utilities Commission and, if this application is granted, will abide by said rules and regulations as well as the safety requirements of the Commission. Further, Applicant has or will make adequate provision for insurance.
6. There is a present and special need for the service and, if this application is granted, Applicant will enter into special carriage contracts with customers to perform services thereunder.
7. The proposed operation will not impair the efficient public service of any authorized common carrier adequately serving the same territory over the same general route or routes.
8. The granting of the authority as applied for will be in the public interest and should be granted.

CONCLUSIONS

That the Commission make and enter its Order authorizing the Applicant, Atchison Enterprises, Inc., a Colorado corporation, to operate as a Class "B" private carrier by motor vehicle for hire with authority to transport the following designated commodities within the territory or area described:

"Transportation of logs, poles and timber products, from forests to sawmills, places of storage and loading points within a radius of 150 miles of said forests; rough lumber, from sawmills in said 150-mile radius to markets in the State of Colorado; provided, however, that no town-to-town service shall be rendered."

Pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission now specifically adopts the Findings of Fact and Conclusions of such Examiner as hereinabove set forth, and pursuant thereto,

ORDER

THE COMMISSION ORDERS:

That Atchison Enterprises, Inc., a Colorado corporation, 3426 G Road, Clifton, Colorado, be, and hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire for

"Transportation of logs, poles and timber products, from forests to sawmills, places of storage and loading points within a radius of 150 miles of said forests; rough lumber, from sawmills in said 150-mile radius to markets in the State of Colorado; provided, however, that no town-to-town service shall be rendered;"

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

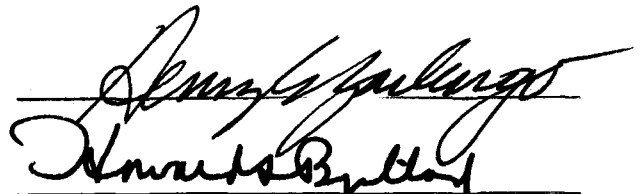

That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

Dated at Denver, Colorado,
this 21st day of November, 1967
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
RALPH CORDERO)
1942 DARWIN, P.O BOX 424)
MONTE VISTA, COLORADO 81144)
-----)

PERMIT NO. B-5647

November 24, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

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

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

The Commission finds that the request should be granted.

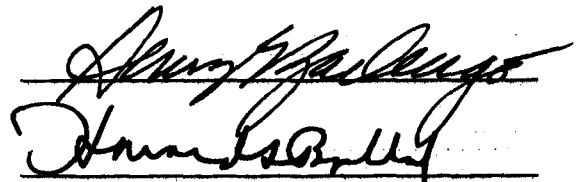
O R D E R

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, reinstated as of November 7, 1967.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 24th day of November 1967

et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
WARREN DORRANCE)
10316 W. 59TH - #4)
ARVADA, COLORADO 80002)
-----)

PERMIT NO. B-4869

November 24, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

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

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

The Commission finds that the request should be granted.

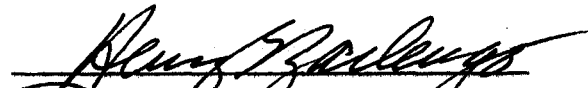


O R D E R

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, reinstated as of November 10, 1967.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 24th day of November 1967
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
)
ORRIN A. RHOADES)
3013 TEMPLE LANE)
PUEBLO, COLORADO 81003)

PUC NO. 3714

November 24, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

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

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

O R D E R

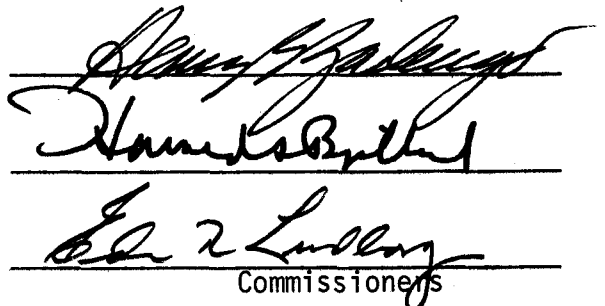
THE COMMISSION ORDERS:

That suspension of the motor vehicle operations under the above-entitled authority be, and the same hereby is, authorized by the Commission from November 13, 1967 to and including May 13, 1968.

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

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 24th day of November 1967
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
ANGELO J. GIVIGLIANO, FRANK R.)
GIVIGLIANO, ROGER M. GIVIGLIANO)
AND JAMES B. GIVIGLIANO, DOING BUSI-)
NESS AS "ANGELO J. GIVIGLIANO &)
SONS," 205 WAVERLY AVENUE,)
TRINIDAD, COLORADO, FOR AUTHORITY)
TO TRANSFER PUC NO. 1401 AND PUC)
NO. 1401-I TO FRANK R. GIVIGLIANO,)
301 WILLOW STREET, TRINIDAD,)
COLORADO.)

APPLICATION NO. 22811-Transfer

November 22, 1967

Appearances: Joseph F. Nigro, Esq., Denver,
Colorado, for Transferors and
Transferee.

PROCEDURE AND RECORD

On September 14, 1967, Angelo J. Givigliano, Frank R. Givigliano, Roger M. Givigliano and James B. Givigliano, doing business as "Angelo J. Givigliano & Sons," 205 Waverly Avenue, Trinidad, Colorado, and Frank R. Givigliano, 301 Willow Street, Trinidad, Colorado, filed the instant joint application (No. 22811-Transfer), seeking authority from the Commission to transfer Certificate of Public Convenience and Necessity No. 1401 and 1401-I from Angelo J. Givigliano & Sons to Frank R. Givigliano.

On October 18, 1967, the Commission, pursuant to law, designated Robert L. Pyle as an Examiner for the purpose of conducting the hearing on the instant application. After due and proper notice, the Application was heard by said Examiner in the Hearing Room of the Commission, 532 State Services Building, 1525 Sherman Street, Denver, Colorado, at 10 a.m. on November 7, 1967. On November 8, 1967, the said Examiner, pursuant to the provisions of 1963 CRS 115-6-9 (2), transmitted to the Commission the record and exhibit of the proceeding together with a written statement of his Findings of Fact and Conclusions. The record transmitted by the Hearing Examiner establishes that no one appeared to protest the granting of the application.

The Commission has now given careful consideration to the record of the proceeding as well as the Findings of Fact and Conclusions submitted by the Examiner. These Findings of Fact and Conclusions read as follows:

FINDINGS OF FACT

From the testimony, records and file herein, your Examiner finds as fact, that:

1. Transferors herein are a family partnership and the sole purpose of this proceeding is to transfer all of the right, title and interest of the various partners to one partner, namely, Frank R. Givigliano, the Transferee herein.
2. Transferors herein are the present owners and operators of PUC No. 1401 and PUC No. 1401-I, which they have in the past continually operated and which presently are in good standing before the Commission. Description of the authorities are attached hereto.
3. Transferee, Frank R. Givigliano, does not hold previously granted authority from this Commission.
4. The parties have entered into an agreement for the transfer of PUC No. 1401 and PUC No. 1401-I and, in view of the family relationship, there is no consideration involved. The Certificates are free and clear of any debts, encumbrances or obligations.
5. The Applicants have duly and properly applied for the transfer.
6. Transferee has a 1954 GMC 1-3/4 Ton Truck and a 1956 Diamond T with Stake Body, five years of experience in related fields, and a net worth of \$57,672.46 (as set forth in Exhibit No. 1), all of which are ample and suitable for the operation of this authority.
7. Transferee is familiar with the rules and regulations of the Public Utilities Commission and, if this application is granted, will abide by said rules and regulations, as well as safety requirements of the Commission and has or will make adequate provision for insurance.
8. If this transfer is approved, the Transferee intends to and will engage in bona fide motor carrier operations under the operating rights set forth herein.
9. The transfer is compatible with the public interest and should be granted.

CONCLUSIONS

The the Commission make and enter its Order authorizing Angelo J. Givigliano, Frank R. Givigliano, Roger M. Givigliano and James B. Givigliano, doing business as "Angelo J. Givigliano & Sons," a partnership, to transfer all of their rights, title and interest in and to PUC No. 1401 and PUC No. 1401-I to Frank R. Givigliano, and that the entire authority shall henceforth be described as follows:

1. Transportation of coal from mines within a radius of fifty (50) miles of Trinidad to points in said radius.
2. Transportation of coke produced at non-rail coke ovens in a radius of fifty (50) miles of Trinidad to rail heads or markets within said area.
3. Transportation of sand, from non-railroad located sand pits within a radius of fifty (50) miles of Trinidad to points within said area.
4. Clay from clay pits within a radius of fifty (50) miles of Trinidad to Trinidad Brick & Tile Company's plant near Trinidad.
5. Transportation of ashes and trash from Trinidad, Colorado to regularly-designated and approved dump and disposal sites within a twenty-five (25) mile radius thereof.
6. Transportation of native lumber from lumber camps in the mountains west of Trinidad to Trinidad and points within a fifty (50) mile radius thereof.
7. Transportation of coke breeze blocks, sawdust, fertilizer, used rails, between points within a radius of twenty-five (25) miles of Trinidad, Colorado.
8. Transportation of used lumber and firewood between points within a radius of forty (40) miles of Trinidad.
9. Transportation of brick between points in Trinidad, Colorado and a twenty (20) mile radius thereof.
10. Transportation of water between points within a fifty (50) mile radius of Trinidad, Colorado.
11. Transportation of oil cake and stock salt from Trinidad and railheads to ranches within a fifty (50) mile radius of Trinidad, Colorado.
12. Transportation of farm products in bulk, (excluding livestock) from ranches and farms within a fifty (50) mile radius of Trinidad to markets in said area.

This certificate shall be restricted from service between points along Highway U. S. 85.

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

Pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission now specifically adopts the Findings of Fact and Conclusions of such Examiner as hereinabove set forth, and pursuant thereto,

O R D E R

THE COMMISSION ORDERS:

That Angelo J. Givigliano, Frank R. Givigliano, Roger M. Givigliano and James B. Givigliano, doing business as "Angelo J. Givigliano & Sons," 205 Waverly Avenue, Trinidad, Colorado, be, and hereby are, authorized to transfer all rights, title, and interest in and to PUC No. 1401 and PUC No. 1401-I to Frank R. Givigliano, 301 Willow Street, Trinidad, Colorado, subject to encumbrances, if any, against said authority approved by this Commission.

That henceforth the full and complete authority under PUC No. 1401 and PUC No. 1401-I shall be as follows, to-wit:

- "1. Transportation of coal from mines within a radius of fifty (50) miles of Trinidad to points in said radius.
2. Transportation of coke produced at non-rail coke ovens in a radius of fifty (50) miles of Trinidad to rail heads or markets within said area.
3. Transportation of sand, from non-railroad located sand pits within a radius of fifty (50) miles of Trinidad to points within said area.
4. Clay from clay pits within a radius of fifty (50) miles of Trinidad to Trinidad Brick & Tile Company's plant near Trinidad.
5. Transportation of ashes and trash from Trinidad, Colorado to regularly-designated and approved dump and disposal sites within a twenty-five (25) mile radius thereof.
6. Transportation of native lumber from lumber camps in the mountains west of Trinidad to Trinidad and points within a fifty (50) mile radius thereof.
7. Transportation of coke breeze blocks, sawdust, fertilizer, used rails, between points within a radius of twenty-five (25) miles of Trinidad, Colorado.
8. Transportation of used lumber and firewood between points within a radius of forty (40) miles of Trinidad.
9. Transportation of brick between points in Trinidad, Colorado and a twenty (20) mile radius thereof.
10. Transportation of water between points within a fifty (50) mile radius of Trinidad, Colorado.
11. Transportation of oil cake and stock salt from Trinidad and railheads to ranches within a fifty (50) mile radius of Trinidad, Colorado.

12. Transportation of farm products in bulk, (excluding livestock) from ranches and farms within a fifty (50) mile radius of Trinidad to markets in said area.

This certificate shall be restricted from service between points along Highway U. S. 85.

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


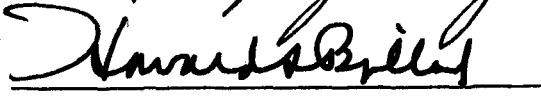

That said transfer shall become effective only if and when, but not before, said transferors and transferee, in writing, have advised the Commission that said certificate has been formally assigned, and that said parties have accepted, and in the future will comply with, the conditions and requirements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

The tariff of rates, rules and regulations of 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 of the Annual Report by transferor herein, covering the operations under said certificate up to the time of transfer of said certificate.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 22nd day of November, 1967

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

RE: MOTOR VEHICLE OPERATIONS UNDER)
CERTIFICATE NO. 667 & I)
BY: GADDY'S TRUCK SERVICE)
BOX 147)
CALHAN, COLORADO 80808)
Respondent.)

CASE NO. 117-T

SUPPLEMENTAL ORDER

November 17, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

It appearing that the respondent herein has complied as required by law and the Rules and Regulations of the Commission and has shown good cause why the above captioned and numbered operating rights should not be revoked, the Commission states and finds that the herein entitled case should be dismissed as set forth in the Order following.

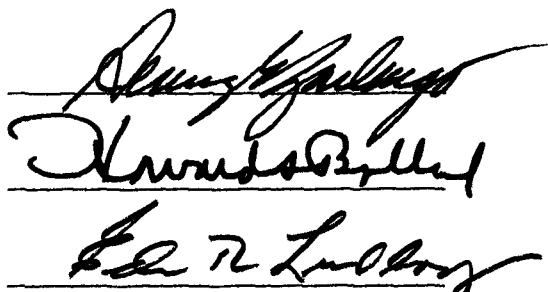
O R D E R

THE COMMISSION ORDERS:

That the above entitled case be, and the same hereby is, dismissed forthwith.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado
this 17th day of November, 1967.

dh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION)
OF DAVE KLEIN, DOING BUSINESS AS)
"KLEIN'S RUBBISH REMOVAL," 4036)
NEWLAND STREET, WHEATRIDGE,)
COLORADO, FOR AUTHORITY TO TRANS-)
FER PUC NO. 3268 TO LAKEWOOD)
DISPOSAL, INC., 1125 DEPEW COURT,)
LAKEWOOD, COLORADO.)

APPLICATION NO. 22813-Transfer

IN THE MATTER OF THE APPLICATION)
OF DAVE KLEIN, DOING BUSINESS AS)
"KLEIN'S RUBBISH REMOVAL," 4036)
NEWLAND STREET, WHEATRIDGE,)
COLORADO, FOR AUTHORITY TO TRANS-)
FER PUC NO. 6790 TO LAKEWOOD)
DISPOSAL, INC., 1125 DEPEW COURT,)
LAKEWOOD, COLORADO.)

APPLICATION NO. 22814-Transfer

RE MOTOR VEHICLE OPERATIONS OF)
LAKEWOOD DISPOSAL, INC., 1125)
DEPEW COURT, LAKEWOOD, COLORADO.)

PUC NO. 1669

November 22, 1967

Appearances: Leslie R. Kehl, Esq., Denver,
Colorado, for the Transferor
and Transferee.

PROCEDURE AND RECORD

On September 18, 1967, Dave Klein, doing business as "Klein's Rubbish Removal," 4036 Newland Street, Wheatridge, Colorado, and Lakewood Disposal, Inc., 1125 Depew Court, Lakewood, Colorado, filed the instant joint applications (No. 22813-Transfer and No. 22814-Transfer) seeking authority from the Commission to transfer Certificates of Public Convenience and Necessity No. 3268 and No. 6790 from Klein's Rubbish Removal to Lakewood Disposal, Inc.

On October 18, 1967, the Commission, pursuant to law, designated Robert L. Pyle as an Examiner for the purpose of conducting the hearing on the instant applications on a consolidated basis. After due and proper

notice, the Applications were heard by said Examiner in the Hearing Room of the Commission, 532 State Services Building, 1525 Sherman Street, Denver, Colorado, at 10 a.m. on November 7, 1967. On November 8, 1967, the said Examiner, pursuant to the provisions of 1963 CRS 115-6-9 (2), transmitted to the Commission the record and exhibits of the proceeding together with a written statement of his Findings of Fact and Conclusions. The record transmitted by the Hearing Examiner establishes that no one appeared to protest the granting of the applications.

The Commission has now given careful consideration to the record of the proceeding as well as the Findings of Fact and Conclusions submitted by the Examiner. These Findings of Fact and Conclusions read as follows:

FINDINGS OF FACT

From the testimony, records and files herein, your Examiner finds as fact, that:

1. Transferor herein, Dave Klein, doing business as "Klein's Rubbish Removal," is the holder of PUC No. 3268 and PUC No. 6790. Description of these authorities is attached hereto.
2. Transferee, Lakewood Disposal, Inc., is a Colorado corporation, duly organized and existing under the laws of the State of Colorado.
3. Transferee presently holds authority identified as PUC No. 1669, description of which is attached hereto.
4. Certificate PUC No. 1669, presently held by Transferee corporation, completely duplicates the authority being transferred herein and particularly the authority contained in and identified as PUC No. 6790.
5. By reason of the above, in the event this application is granted, PUC No. 1669 should be cancelled and otherwise revoked; however, Transferee is desirous of retaining the number "1669" as an identification number and, therefore, both PUC No. 6790 and PUC No. 3268 should hereafter be consolidated and identified as PUC No. 1669.
6. The parties have entered into an Agreement for the transfer of PUC No. 3268 and PUC No. 6790 and, pursuant to said Agreement, the total consideration to be paid for the transfer of both certificates is \$6,000, and the certificates are free and clear of any debts, encumbrances or obligations.

7. Transferees have the following equipment:

6 Packers - 1 1/2-Ton Pickup

as set forth in Exhibit No. 4, fifteen years of experience in related fields, and a net worth of \$25,745.19, as set forth in Exhibit No. 5, all of which are ample and suitable for operation of the authority applied for herein.

8. Applicants have duly and properly applied for the transfer of these certificates.
9. Transferee corporation is familiar with the rules and regulations of the Public Utilities Commission and, if this application is granted, will abide by said rules and regulations, as well as safety requirements of the Commission and has or will make adequate provision for insurance.
10. If this transfer is approved, the Transferee corporation intends to and will engage in bona fide motor carrier operations under the operating rights set forth herein.
11. The transfers are compatible with the public interest and should be granted, as set forth under "Conclusions" herein.

CONCLUSIONS

That the Commission make and enter its Order authorizing Dave Klein, doing business as "Klein's Rubbish Removal," to transfer all of his rights, title and interest in and to Certificates PUC No. 3268 and PUC No. 6790 to Lakewood Disposal, Inc.

That the authorities identified as PUC No. 3268 and PUC No. 6790 be cancelled; that the present operating rights of PUC No. 1669 be cancelled; and that henceforth the authority hereunder shall be designated No. 1669 and described in its entirety as follows:

- "1. Transportation of ashes, trash and other refuse, between points in the City and County of Denver, and from points in the City and County of Denver, to regularly-designated and approved dumps and disposal places in the Counties of Adams, Arapahoe, and Jefferson, State of Colorado.
2. Transportation of ashes, trash, and other waste materials, from points within an area in East Jefferson County, Colorado, bounded as follows: Clear Creek on the north, Kipling Street on the west, West Sixth Avenue on the south, and Sheridan Boulevard on the east, which area consists of approximately forty square blocks, to regularly-designated and approved dumps and disposal places in the Counties of Adams, Arapahoe and Jefferson, State of Colorado."

Pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission now specifically adopts the Findings of Fact and Conclusions of such Examiner

as hereinabove set forth, and pursuant thereto,

O R D E R

THE COMMISSION ORDERS:

That Dave Klein, doing business as "Klein's Rubbish Removal," 4036 Newland Street, Wheatridge, Colorado, be, and hereby is, authorized to transfer all rights, title, and interest in and to PUC No. 3268 and PUC No. 6790, to Lakewood Disposal, Inc., 1125 Depew Court, Lakewood, Colorado, subject to encumbrances, if any, against said authority approved by this Commission.

That Certificate of Public Convenience and Necessity No. 3268 be, and hereby is, cancelled.

That Certificate of Public Convenience and Necessity No. 6790 be, and hereby is, cancelled.

That the operating rights of Certificate of Public Convenience and Necessity No. 1669 be cancelled and the authority granted herein for Certificate of Public Convenience and Necessity No. 1669 shall henceforth be described as follows, to-wit:


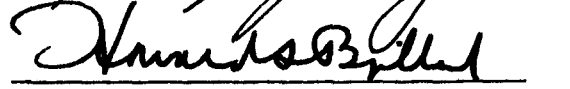
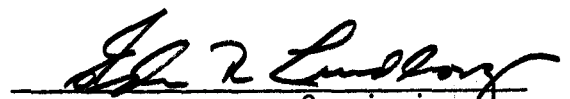
- "1. Transportation of ashes, trash and other refuse, between points in the City and County of Denver, and from points in the City and County of Denver, to regularly-designated and approved dumps and disposal places in the Counties of Adams, Arapahoe, and Jefferson, State of Colorado.
2. Transportation of ashes, trash and other waste materials, from points within an area in East Jefferson County, Colorado, bounded as follows: Clear Creek on the north, Kipling Street on the west, West Sixth Avenue on the south, and Sheridan Boulevard on the east, which area consists of approximately forty square blocks, to regularly-designated and approved dumps and disposal places in the Counties of Adams, Arapahoe and Jefferson, State of Colorado."

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 22nd day of November, 1967.
1s

(Decision No. 70455)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
WILHELMINA VAN EPS, LEGATEE OF THE)
ESTATE OF BERT VAN EPS, DECEASED,)
AND ARTHUR S. VAN EPS, DOING BUSINESS)
AS "VANish RUBBISH REMOVAL," FOR)
AUTHORITY TO TRANSFER PUC NO. 3202 TO)
ARTHUR S. VAN EPS, DOING BUSINESS AS)
"VANish RUBBISH REMOVAL," 2691 SOUTH)
VINE STREET, DENVER, COLORADO.)

APPLICATION NO. 22835-Transfer

November 22, 1967

Appearances: William Andrew Wilson, Esq.,
Denver, Colorado, for Transferor
and Transferee.

PROCEDURE AND RECORD

On September 27, 1967, Wilhelmina Van Eps, Legatee of the Estate of Bert Van Eps, Deceased, and Arthur S. Van Eps, doing business as "VANish Rubbish Removal," and Arthur S. Van Eps, doing business as "VANish Rubbish Removal," 2691 South Vine Street, Denver, Colorado, filed the instant joint application (No. 22835-Transfer), seeking authority from the Commission to transfer Certificate of Public Convenience and Necessity No. 3202 from Wilhelmina Van Eps, Legatee of the Estate of Bert Van Eps, Deceased and Arthur S. Van Eps to Arthur S. Van Eps, doing business as "VANish Rubbish Removal."

On October 18, 1967, the Commission, pursuant to law, designated Robert L. Pyle as an Examiner for the purpose of conducting the hearing on the instant application. After due and proper notice, the Application was heard by said Examiner in the Hearing Room of the Commission, 532 State Services Building, 1525 Sherman Street, Denver, Colorado, at 10 a.m. on November 10, 1967. On November 15, 1967, the said Examiner, pursuant to the provisions of the 1963 CRS 115-6-9 (2), transmitted to the Commission the record and exhibit of the proceeding together with a written statement

of his Findings of Fact and Conclusions. The record transmitted by the Hearing Examiner establishes that no one appeared to protest the granting of the application.

The Commission has now given careful consideration to the record of the proceeding as well as the Findings of Fact and Conclusions submitted by the Examiner. These Findings of Fact and Conclusions read as follows:

FINDINGS OF FACT

From the testimony, records and file herein, your Examiner finds as fact, that:

1. Transferors herein, Wilhelmina Van Eps, Legatee of the Estate of Bert Van Eps, deceased, and Arthur S. Van Eps, doing business as "VANish Rubbish Removal," are the present owners and operators of PUC No. 3202, which they have in the past continually operated and which presently is in good standing before the Commission. Description of said authority is attached hereto.
2. The authority contained under PUC No. 3202 was formerly owned by Bert Van Eps, now deceased, and Arthur S. Van Eps, the Transferee herein. Upon the death of Bert Van Eps, his Estate was duly probated under the Small Estates Act in the Probate Court for the City and County of Denver. In the Order of Distribution under the Small Estates Act, a certified copy of which is in the file and made a part of the record in this proceeding, Wilhelmina Van Eps, widow of the said Bert Van Eps, deceased, received the decedent's interest in Certificate of Authority PUC No. 3202 as a part of the Estate.
3. Transferee, Arthur S. Van Eps, doing business as "VANish Rubbish Removal," does not hold previously granted authority from this Commission.
4. The parties have entered into an Agreement for the transfer of PUC No. 3202 and, pursuant to said Agreement, the consideration for the transfer is \$10, and the Certificate is free and clear of any debts, encumbrances or obligations.
5. Applicants have duly and properly applied for the transfer.
6. Transferee has 2 Packer type trucks and 1 Pickup truck, 3½ years of experience in related fields, and a net worth of \$37,500, all of which are ample and suitable for operation of the authority applied for herein.
7. Transferee is familiar with the rules and regulations of the Public Utilities Commission and, if this application is granted, will abide by said rules and regulations, as well as safety requirements of the Commission and has or will make adequate provision for insurance.

8. If this transfer is approved, the Transferee intends to and will engage in bona fide motor carrier operations under the operating rights set forth herein.
9. The transfer is compatible with the public interest and should be granted.

CONCLUSIONS

That the Commission make and enter its Order authorizing Wilhelmina Van Eps, Legatee of the Estate of Bert Van Eps, deceased, and Arthur S. Van Eps, doing business as "VANish Rubbish Removal," to transfer all of their rights, title and interest in and to Certificate PUC No. 3202 to Arthur S. Van Eps, doing business as "VANish Rubbish Removal," and that henceforth the authority shall be described as follows:

- "1. Transportation of ash, trash and other refuse from point to point within that portion of Arapahoe County as follows:

Beginning at a point where South University Boulevard intersects the Douglas County Line; thence north along said South University Boulevard to the Denver County Line; thence along the Denver County Line to a point where said county line intersects East Sixth Avenue (or any westerly extension thereof); thence along Colorado State Highway No. 30 to a point where said highway intersects Smoky Hill Road; thence along Smoky Hill Road to the Douglas County Line; thence due west along said Douglas County Line to the point of beginning, and from said area to regularly-designated and approved dumps and disposal sites.

Transportation of ash, trash and other refuse from points within the City and County of Denver to designated and approved dumps and disposal sites.

This certificate shall be subject to the following restrictions:

- (a) No service shall be rendered to customers within the City of Aurora, Colorado, the City of Englewood or any portion of the City of Littleton, Colorado that may be included in said area."

Pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission now specifically adopts the Findings of Fact and Conclusions of such Examiner as hereinabove set forth, and pursuant thereto,

O R D E R

THE COMMISSION ORDERS:

That Wilhelmina Van Eps, Legatee of the Estate of Bert Van Eps, deceased, and Arthur S. Van Eps, doing business as "VANish Rubbish Removal," 2691 South Vine Street, Denver, Colorado, be, and hereby are, authorized to transfer all rights, title, and interest in and to PUC No. 3202 to Arthur S. Van Eps, doing business as "VANish Rubbish Removal," 2691 South Vine

Street, Denver, Colorado, subject to encumbrances, if any, against said authority approved by this Commission.

That henceforth the full and complete authority under PUC No. 3202 shall be as follows, to-wit:

- "1. Transportation of ash, trash and other refuse from point to point within that portion of Arapahoe County as follows:

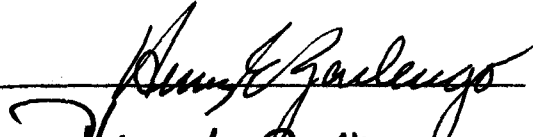
Beginning at a point where South University Boulevard intersects the Douglas County Line; thence north along said South University Boulevard to the Denver County Line; thence along the Denver County Line to a point where said county line intersects East Sixth Avenue (or any westerly extension thereof); thence along Colorado State Highway No. 30 to a point where said highway intersects Smoky Hill Road; thence along Smoky Hill Road to the Douglas County Line; thence due west along said Douglas County Line to the point of beginning, and from said area to regularly-designated and approved dumps and disposal sites.

2. Transportation of ash, trash and other refuse from points within the City and County of Denver to designated and approved dumps and disposal sites.
3. This certificate shall be subject to the following restrictions:
 - (a) No service shall be rendered to customers within the City of Aurora, Colorado, the City of Englewood or any portion of the City of Littleton, Colorado that may be included in said area."

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.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO







Commissioners

Dated at Denver, Colorado,
this 22nd day of November, 1967.
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(Decision No. 70456)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
WILLIAM R. YOUNG, TRUSTEE IN BANK-)
RUPTCY IN THE ESTATE OF DAVID N.)
STRAUSS, BANKRUPT, 210 SYMES BUILD-)
ING, DENVER, COLORADO, FOR AUTHORITY)
TO REINSTATE PERMIT NO. B-6275 FOR)
PURPOSE OF TRANSFER TO SPIKE TRUCK)
SERVICE, INC., 2165 SOUTH ST. PAUL)
STREET, DENVER, COLORADO.)

APPLICATION NO. 22802-PP-Transfer

November 22, 1967

Appearances: William R. Young, Esq., Denver,
Colorado, for Transferor and
Transferee;
Leslie R. Kehl, Esq., Denver,
Colorado, for Gerlach & Son
Disposal Co. and Monarch Disposal
Company, Protestants;
Robert A. Grove, Golden, Colorado,
of Golden Ash and Trash Service
Co., pro se, Protestant.

PROCEDURE AND RECORD

On September 13, 1967, William R. Young, Trustee in Bankruptcy in the Estate of David N. Strauss, Bankrupt, 310 Symes Building, Denver, Colorado, and Spike Truck Service, Inc., 2165 South St. Paul Street, Denver, Colorado, filed the joint application (No. 22802-PP-Transfer), seeking authority to reinstate Permit No. B-6275 for the purpose of transfer and to transfer Permit No. B-6275 from Estate of David N. Strauss, Bankrupt, to Spike Truck Service, Inc. On October 10, 1967, a joint protest was filed by Gerlach & Son Disposal Co. and Monarch Disposal Company.

On September 14, 1967, the Commission, pursuant to law, designated Robert L. Pyle as an Examiner for the purpose of conducting the hearing on the instant application. After due and proper notice, the Application was heard by said Examiner in the Hearing Room of the Commission, 532 State Services Building, 1525 Sherman Street, Denver, Colorado, at 10 a.m. on October 20, 1967. On November 9, 1967, the said Examiner, pursuant to the provisions

of 1963 CRS 115-6-9 (2), transmitted to the Commission the record and exhibits of the proceeding together with a written statement of his Findings of Fact and Conclusions.

The Commission has now given careful consideration to the record of the proceeding as well as the Findings of Fact and Conclusions submitted by the Examiner. These Findings of Fact and Conclusions read as follows:

FINDINGS OF FACT

From the testimony, records and file herein, your Examiner finds as fact, that:

1. David N. Strauss, record owner of Permit No. B-6275 description of which is attached hereto, under date of April 5, 1967 was duly adjudged a bankrupt and William R. Young, the Transferee named herein, was duly appointed Trustee of the Estate of said bankrupt.
2. Said Trustee in Bankruptcy made application to sell the Permit involved herein, the Bankruptcy Court entered its order to sell pursuant to Exhibits 2 and 3 attached hereto, and pursuant to Exhibit 4 the Bankruptcy Court did enter its order confirming the sale of Permit No. B-6275 to the Transferee, Spike Truck Service, Inc.
3. Pursuant to Exhibit 5 attached hereto, the Trustee in Bankruptcy made his report of sale to Spike Truck Service, Inc. for a consideration of \$200.
4. The authority under Permit No. B-6275 has been continually operated in the past to and until such time as a suspension was obtained from this Commission, and said authority should be reinstated for the purpose of this transfer.
5. Transferee herein does not hold previously granted authority from this Commission.
6. The parties have entered into an agreement for the transfer of Permit No. B-6275 and, pursuant to said agreement, the consideration for the transfer is \$200. The authority, Permit No. B-6275, is free and clear of any debts, encumbrances or obligations.
7. All legal requirements have been met in the processing and sale of the authority through the Bankruptcy Court.
8. Transferee is a Colorado corporation, duly organized and existing under the laws of the State of Colorado.
9. Transferee corporation has no equipment, but would lease or purchase whatever equipment might be necessary or desirable so as to operate the authority. The corporation has 25 years of experience in related fields and a net worth of \$10,000, all of which are ample and suitable for operation of the authority requested herein.

10. If this transfer is approved, the Transferee corporation intends to and will engage in bona fide motor carrier operations under the operating rights set forth herein.
11. The main object and concern of Protestants in this application involved interpretation of the authority and whether or not said authority does, in fact, include a statewide ash and trash authority. In view of this question, the following specific findings of fact are made with respect thereto:
 - (a) The service of notice regarding the original application, which resulted in the granting of the authority, was not served on ash and trash haulers generally.
 - (b) The authority as described in Permit No. B-6275 was not intended to and does not, in fact, grant what is generally known as an ash and trash authority.
 - (c) There was no evidence that the authority as contained in Permit No. B-6275 was at any time in the past ever used as an ash and trash authority; and therefore if the authority was ever presumed to be an ash and trash authority, such authority has become dormant and has been abandoned.
 - (d) So that there can be no question concerning the authority as contained in Permit No. B-6275 and for purposes of clarification, said authority should be redescribed as hereinafter set forth.
12. Transferee corporation is familiar with the rules and regulations of the Public Utilities Commission and, if this application is granted, will abide by said rules and regulations, as well as safety requirements of the Commission and has or will make adequate provision for insurance.
13. The transfer is compatible with the public interest and should be granted.

CONCLUSIONS

That the Commission make and enter its Order authorizing William R. Young, Trustee in Bankruptcy in the Estate of David N. Strauss, Bankrupt, to reinstate Permit No. B-6275, and to transfer all of his rights, title and interest in and to said Permit No. B-6275 to Spike Truck Service, Inc., a Colorado corporation, and that henceforth said authority shall be described as follows:

- "1. 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 (50) miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, to homes and small construction jobs within a radius of fifty (50) miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of fifty (50) miles of said jobs; insulrock, from pits and supply points in

the State of Colorado to roofing jobs within a radius of fifty (50) miles of said pits and supply points; provided, however, that the transportation of road-surfacing materials be restricted against the use of tank vehicles.

2. Transportation of natural fertilizer from point to point within a fifty (50) mile radius of supply points.
3. Transportation of barnyard refuse and waste materials from point to point within a fifty (50) mile radius of point of origin.
4. Transportation of ready-mixed concrete from supply points to points within a fifty (50) mile radius thereof.
5. Transportation of coal from mines and supply points to points within a fifty (50) mile radius of said mines and supply points.
6. Transportation of logs, poles and timber products from forests to sawmills, places of storage and loading points within a radius of seventy-five (75) miles of said forests; rough lumber, from sawmills in said seventy-five (75) mile radius to markets in the State of Colorado, with no town-to-town service."

Pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission now specifically adopts the Findings of Fact and Conclusions of such Examiner as hereinabove set forth, and pursuant thereto,

O R D E R

THE COMMISSION ORDERS:

That Permit No. B-6275 be, and the same hereby is, reinstated for purpose of transfer.

That William R. Young, Trustee in Bankruptcy in the Estate of David N. Strauss, Bankrupt, 310 Symes Building, Denver, Colorado, be, and hereby is, authorized to transfer all rights, title, and interest in and to Permit No. B-6275 to Spike Truck Service, Inc., 2165 South St. Paul Street, Denver, Colorado, subject to encumbrances, if any, against said authority approved by this Commission.

That henceforth the full and complete authority under Permit No. B-6275 shall be as follows, to-wit:

- "1. 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 (50) miles of said pits and supply points; sand and gravel, from pits and

supply points in the State of Colorado, to railroad loading points, to homes and small construction jobs within a radius of fifty (50) miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of fifty (50) miles of said jobs; insulrock, from pits and supply points in the State of Colorado to roofing jobs within a radius of fifty (50) miles of said pits and supply points; provided, however, that the transportation of road-surfacing materials be restricted against the use of tank vehicles.

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3. Transportation of barnyard refuse and waste materials from point to point within a fifty (50) mile radius of point of origin.
4. Transportation of ready-mixed concrete from supply points to points within a fifty (50) mile radius thereof.
5. Transportation of coal from mines and supply points to points within a fifty (50) mile radius of said mines and supply points.
6. Transportation of logs, poles and timber products from forests to sawmills, places of storage and loading points within a radius of seventy-five (75) miles of said forests; rough lumber, from sawmills in said seventy-five (75) mile radius to markets in the State of Colorado, with no town-to-town service."


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

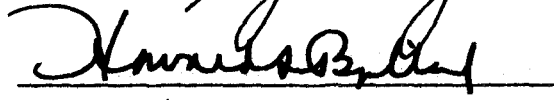
The right of transferee to operate under this Order shall depend upon his compliance with all present and future laws and rules and regulations of the Commission, and the prior filing by transferor of delinquent reports, if any, covering operations under said permit up to the time of transfer of said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

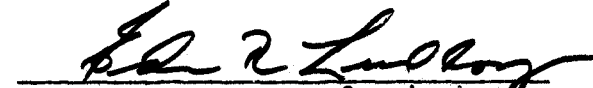
This Order is made a part of the permit authorized to be transferred.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO







Commissioners

Dated at Denver, Colorado,
this 22nd day of November, 1967.
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BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
EARL F. BUCKINGHAM, 950 SOUTH)
HARRISON STREET, DENVER, COLORADO,)
TO TRANSFER ALL OF THE OUTSTANDING)
CAPITAL STOCK OF THE BURCH WARE-)
HOUSE AND TRANSFER COMPANY, 200)
SOUTH SANTA FE AVENUE, PUEBLO,)
COLORADO, RECORD OWNER OF PUC NO.)
3382, TO JOHN R. FLETCHALL, EDWIN)
KRENZER AND ROBERT E. McCURDY, 930)
LAWRENCE STREET, DENVER, COLORADO.)

APPLICATION NO. 22611-Stock Transfer
ORDER ON REHEARING

November 22, 1967

Appearances: Leslie R. Kehl, Esq., Denver,
Colorado, for Transferor and
Transferees.

PROCEDURE AND RECORD

On May 29, 1967, Earl F. Buckingham, 950 South Harrison Street,
Denver, Colorado, and John R. Fletchall, Edwin Krenzer and Robert E. McCurdy,
930 Lawrence Street, Denver, Colorado, filed the instant joint application
(No. 22611-Stock Transfer), for authority to transfer all of the outstanding
capital stock of the Burch Warehouse and Transfer Company, 200 South Santa Fe
Avenue, Pueblo, Colorado, record owner of PUC No. 3382, from Earl F. Buckingham
to John R. Fletchall, Edwin Krenzer and Robert E. McCurdy.

On September 14, 1967, the Commission, pursuant to law, designated
Robert L. Pyle as an Examiner for the purpose of conducting the hearing on
the instant application. After due and proper notice, the application was heard
by said Examiner in the Hearing Room of the Commission, 532 State Services
Building, 1525 Sherman Street, Denver, Colorado at 10 a.m. on October 6, 1967.
On October 16, 1967, the said Examiner, pursuant to the provisions of the 1963
CRS 115-6-9 (2), transmitted to the Commission the record and exhibits of the
proceeding together with a written statement of his Findings of Fact and
Conclusions. The record transmitted by the Hearing Examiner establishes that
no one appeared to protest the granting of the application.

The Commission, after giving careful consideration to the record and exhibits of the proceeding as well as the Findings of Fact and Conclusions transmitted by the Examiner, entered an order adopting the Findings of Fact and Conclusions of such Examiner. In addition, however, the Commission checked its own records and discovered that John R. Fletchall, Edwin Krenzer and Robert E. McCurdy, the transferees in the instant proceeding, were also the owners of all of the capital stock of Thacker Brothers Transportation, Inc. Thacker Brothers Transportation, Inc. is the owner and operator of Certificate of Public Convenience and Necessity No. 3429 issued by this Commission which said certificate completely overlaps and duplicates Certificate No. 3382. In view of such fact the Commission, as a condition of transfer, provided for the cancellation of Certificate of Public Convenience and Necessity No. 3429. All of this material is set out in detail in said Decision No. 70333, dated October 27, 1967.

On November 9, 1967, the transferor and transferees in the instant proceeding filed a Petition for Rehearing requesting the Commission in effect to reconsider its determination that Certificate No. 3429 be cancelled. The Commission in Decision No. 70424 entered on November 17, 1967 granted the Petition for Rehearing and pursuant thereto conducted the rehearing at 10 a.m. on November 20, 1967 at 532 State Services Building, 1525 Sherman Street, Denver, Colorado. At said time and place, counsel for the applicants moved that the original record made in this proceeding be incorporated herein as the record on rehearing. Such motion was granted. The Commission then listened to oral argument of counsel and took the matter under advisement.

It now appears to the Commission that the Burch Warehouse and Transfer Company is a completely separate corporation from Thacker Brothers Transportation, Inc., even though the stock of such separate corporations is held by the same stockholders. Furthermore, each company conducts completely separate operations with separate equipment, separate office facilities, separate 'phones, separate warehouses, and separate supervision and it is intended that such mode of operation be continued in the future. Under such circumstances, it does

not appear necessary to require the cancellation of Certificate of Public Convenience and Necessity No. 3429 issued by this Commission as a condition precedent to the approval of the stock transfer here before the Commission. Order provisions to follow will eliminate such condition.

The Commission has now given careful consideration to the record and exhibits of the proceeding as well as the Findings of Fact and Conclusions submitted by the Examiner. These Findings of Fact and Conclusions read as follows:

FINDINGS OF FACT

From the testimony, records and file herein, your Examiner finds as fact, that:

1. Burch Warehouse and Transfer Company is a Colorado corporation, duly organized and existing under the laws of the State of Colorado, and is the owner and operator of PUC No. 3382, which is a certificate of public convenience and necessity described as follows:
"Conduct of a transfer, moving, and general cartage business, including transportation of household goods, within the City of Pueblo, Colorado, and within a ten-mile radius of the corner of Fifth and Main Streets, in Pueblo, Colorado."
2. Earl F. Buckingham is the owner of all the outstanding capital stock of Burch Warehouse and Transfer Company, and has in the past continually operated the authority, which is presently in good standing before the Commission.
3. Transferees, John R. Fletchall, Edwin Krenzer and Robert E. McCurdy, a partnership, hold no previously granted authority from this Commission.
4. The parties have entered into an Agreement for the transfer of all the stock in Burch Warehouse and Transfer Company, as above indicated, and as more fully described in Exhibit No. 1, wherein the consideration to be paid is \$150,000, which includes not only the authority owned by Burch Warehouse and Transfer Company, but also equipment as described in the Agreement, the goodwill and, in fact, the whole business of Burch Warehouse and Transfer Company.
5. The authority pursuant to the Agreement is to be encumbered, pending payment of the balance of the purchase price. This lien is in the form of a Trust Deed, as more fully described in the Agreement.
6. Applicants have duly and properly applied for the transfer.
7. Transferees have 7 pieces of equipment and all assets of the corporation, and adequate experience, all of which are ample and sufficient for the operation of the authority applied for herein.

8. Transferees are familiar with the rules and regulations of the Public Utilities Commission and, if this application is granted, will abide by said rules and regulations, as well as safety requirements of the Commission and have or will make adequate provision for insurance.
9. The transfer is compatible with the public interest and should be granted.

CONCLUSIONS

That the Commission make and enter its Order authorizing Earl F. Buckingham to transfer all of the outstanding capital stock of Burch Warehouse and Transfer Company to John R. Fletchall, Edwin Krenzer and Robert E. McCurdy, and that henceforth the authority shall be described as follows:

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

Pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission now specifically adopts the Findings of Fact and Conclusions of such Examiner as hereinabove set forth, and pursuant thereto,

ORDER

THE COMMISSION ORDERS:

That Earl F. Buckingham, 950 South Harrison Street, Denver, Colorado, be, and hereby is, authorized to transfer all of the outstanding capital stock of the Burch Warehouse and Transfer Company, 200 South Santa Fe Avenue, Pueblo, Colorado, record owner of PUC No. 3382, to John R. Fletchall, Edwin Krenzer, and Robert E. McCurdy, 930 Lawrence Street, Denver, Colorado.

That henceforth the full and complete authority under PUC No. 3382 shall be as follows, to-wit:

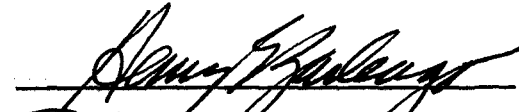
"Conduct of a transfer, moving and general cartage business, including transportation of household goods, on call and demand, within the City of Pueblo, Colorado, and within a ten (10) mile radius of the corner of Fifth and Main Streets, in Pueblo, Colorado."

That said transfer of stock shall become effective only if and when, but not before, said transferor and transferee, in writing, have advised the Commission that said stock 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 written acceptance of the terms of this Order on or before the effective date of this Order shall automatically revoke the authority granted herein to make the stock 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






Commissioners

Dated at Denver, Colorado,
this 22nd day of November, 1967
et

(Decision No. 70458)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: THE MOTOR VEHICLE OPERATIONS OF)
CLARK WESS AND FLOYD W. WESS, DOING)
BUSINESS AS "CHAMA VALLEY LINES,")
P. O. BOX 123, SANTA FE, NEW MEXICO,)
UNDER PUC NO. 1548 AND PUC NO.)
1548-I.)

CASE NO. 5354
ORDER TO SHOW CAUSE
AND
NOTICE OF HEARING

November 22, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore, the above-named Respondents were granted a Certificate of Public Convenience and Necessity, being PUC No. 1548 and PUC No. 1548-I, which authorized said Respondents to conduct certain operations as a common carrier by motor vehicle for hire for the following, to-wit:

"Transportation of passengers and baggage between Antonito, Colorado, and the Colorado-New Mexico State Line via Colorado 163 and between intermediate points and said line in Interstate Commerce only, subject to the provisions of the Federal Motor Carrier Act of 1935.

Decision No. 23084 Intra Extension: Transportation of passengers and their baggage between Antonito, Colorado and Alamosa, Colorado and intermediate points.

Decision No. 60494 EXTENDED to include the right to transport express and newspapers, between the Colorado-New Mexico State Line, and Alamosa, Colorado, via U. S. Highway No. 285, in the same vehicle with passengers and their baggage, between the Colorado-New Mexico State Line and Antonito, Colorado, via U. S. Highway No. 285, serving all intermediate points;

Transportation in interstate or foreign commerce of passengers and their baggage, express and newspapers, in the same vehicle, between Santa Fe, New Mexico, and Alamosa, Colorado, via U. S. Highway No. 285."

The Enforcement Department of The Public Utilities Commission of the State of Colorado has conducted an investigation relating to the motor vehicle

operations of Respondents, Clark Wess and Floyd W. Wess, doing business as "Chama Valley Lines." Said investigation discloses that the Respondents have, in fact, discontinued and abandoned their operations under PUC No. 1548 and PUC No. 1548-I, as of September 16, 1967, contrary to Rule 10 (b) of the Commission's Rules and Regulations Governing Common Carriers by Motor Vehicle.

The Commission states and finds that sufficient cause exists for the holding of a hearing to determine the facts of said matter, to hear such arguments as may be material, and to determine what Order or penalty, if any, should be made or imposed by the Commission.



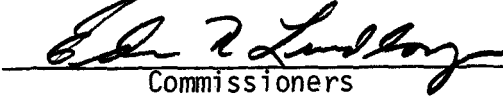
O R D E R

THE COMMISSION ORDERS:

That this Case be, and the same hereby is, set for hearing before the Commission at the Hearing Room of the Commission, 532 State Services Building, 1525 Sherman Street, Denver, Colorado, at 10 a.m. on December 6, 1967, at which time and place such evidence as is proper may be introduced and such arguments as are material to the issue may be presented.

That Respondents, Clark Wess and Floyd W. Wess, doing business as "Chama Valley Lines," P. O. Box 123, Santa Fe, New Mexico, are hereby directed to appear before the Commission on the day and time, as set forth above, to show cause why the Commission should not take such action and enter such Order or penalty as may be appropriate, including, but not limited to, an Order cancelling the aforesaid Certificate of the Respondents.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 22nd day of November, 1967

et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: THE FAILURE OF CERTAIN CORPO-)
RATIONS, PARTNERSHIPS, AND/OR)
PERSONS TO COMPLETE ACTIONS INSTI-)
TUTED BEFORE THE COMMISSION FOR)
AUTHORITY TO OPERATE AS COMMERCIAL)
CARRIERS BY MOTOR VEHICLE (NOT FOR)
HIRE) OVER THE PUBLIC HIGHWAYS OF)
THE STATE OF COLORADO.)

November 22, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The files and records of the Commission disclose that the hereinafter stated corporations, partnerships, and/or persons as specifically set forth in the Order part of this Decision have paid to the Commission the required filing fee for authority to operate as a Commercial Carrier by Motor Vehicle (not for hire) over the public highways of the State of Colorado but have either (1) failed to file an application for such authority, to file either a request for identification cards or the required certificate of insurance -- all of which is required by law and the Commission's Rules and Regulations Governing Commercial Carriers by Motor Vehicle.

The files and records of the Commission -- in addition to the above -- further disclose that all of said corporations, partnerships, and/or persons have previously been duly notified by the Commission of their failure to comply with one or more of the above specifically stated items.

The Commission states and finds that all actions heretofore instituted before the Commission by the corporations, partnerships, and/or persons as listed in the Order part of this Decision should be dismissed.

ORDER

THE COMMISSION ORDERS:

That all actions heretofore instituted by the following corporations, partnerships, and/or persons before this Commission to obtain authority to

operate as a Commercial Carrier by Motor Vehicle (not for hire) over the public highways of the State of Colorado, be, and the same hereby are, dismissed:

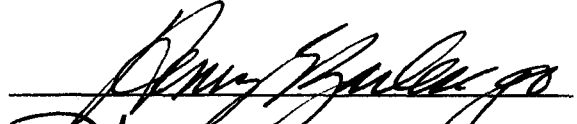


Charles A. Thompson, dba AAA Batt Mart	3597 South Broadway, Englewood 80110
Blue Ribbon Foods, Inc.,	3710 Edith N.E., Albuquerque, N.M. 87101
Jimmy W. Bourg	Box 213, Littleton 80120
John Bowling	7 Penrose, Colorado Springs 80900
Jerry W. Brewer	Route 1, Blossom, Texas 75416
Brooks New & Used Cars	95 Broadway Village, Mesquite, Tex. 75149
O. J. Neuhaus, dba Bug's Farm Supply	445 Main St., Wray 80758
Le Roy & Henry Bolejack dba Colorado Livestock Supply	923 8th St., Golden 80401
Goodland Coop Equity Exchange dba Co-op Feed	Box 298, 17th & Broadway, Goodland, Ks. 67735
Diversified Products Corp of Calif.	301 East Compton Blvd., Gardena, Cal. 90247
Archie Easley	2124 N. Birmingham, Tulsa, Okla 74101
Ray Ellis	611 E. Burkitt, Sheridan, Wyo. 82801
R. E. Gardner	Route 1, McDade, Texas 78650
Ralph Gardunio	811 Hunt Avenue, Alamosa 81101
Louis Herrera	Box 153, Red Cliff, 81649
William B. Hunley dba Hunley Pet Food	Rte 1, Oaktown, Ind. 46206
M. H. Jones	1102 Charyl, Burkburnett, Tex. 76454
Mrs. C. C. Legg dba Legg's Produce	204 East Tying, Pampa, Tex. 79065
Loyd Lowder	513 South 8th St., Duncan, Okla 73533
Lupe Mercado	Box 2123, Ft. Collins 80521
Moab Thrift Shop	Box 574, Moab, Utah 84401
Lloyd W. Modlin	Hills Tomato House, Hays, Ks. 67601
Glen E. Moore & Son	7661 North Loop, El Paso, Tex 79910
Laura Industries, Inc., dba N/A	#1 Bell Road, Selma, Ala. 36701
Ronald H. Hollie & Thomas L. Vowell dba Hollie Vowell & Sons, dba Nielson Oil Co.	Box 385, Blanding, Utah 84401
Pat Martinez, dba Pat's Sand & Gravel	Cerro, New Mex. 87519
Pioneer Logging & Milling	2912 Arizona St., N.E., Albuquerque, N.M. 87101
Eugene Peterman dba Portion Foods Inc.	111 So. Cascade Ave., Colo. Springs 80902
Precision Plastics Corp.	5570 Harlan St., Arvada 80002
Premium Trailers Co. Inc.	Box 613, Chickasha, Okla. 73102
Norman Eugene Ramsey	Buena Vista 81211
Curtis Rochelle dba Rochelle Livestock	Box 996, Rawlins, Wyo. 82301
Rocky Ford Auto Parts, Inc.	1009 Elm Avenue, Rocky Ford 81067
George P. Schneider	Route 1, Aztec, New Mexico
Clayton & Katice Sheeks	Rte 1, Box 352, Delta 81416
W. D. Simkins	1320 Bloomfield Rd., Farmington, N.M. 87401
Charlie A. Smith	Rte 1, McLoud, Texas 75565
Ronald D. Smith	R. 1, Box 441, Delta 81416
L. E. Shackelford dba Surplus Sales & Service	12370 S.W. Main, Tigard, Oregon 97223
Robert D. Tanner	Rte 1, Dodge City, Ks. 67801
Robert Thombs	601 West Oak, Lamar 81052
Triple AAA Co.	PO Box 1027, Oklahoma City, Okla 73101

Vendoil Inc.
C.L. & W.C. Wall dba
C. L. Wall & Son
Walt's Feed & Supply
R. M. Ward & Sons

PO Box 456, Kayenta, Ariz. 85026
Pagosa Springs 81147
Rural Rte, Galva, Ks. 67443
2142 E. Turney, Phoenix, Ariz 85026

This Order shall become effective ten days from the date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 22nd day of November, 1967
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
PUBLIC SERVICE COMPANY OF COLORADO,)
550 15TH STREET, DENVER, COLORADO,)
FOR A CERTIFICATE OF PUBLIC CONVEN-)
IENCE AND NECESSITY FOR THE CON-)
STRUCTION, OPERATION AND MAINTENANCE)
OF A 330 MW ELECTRIC GENERATING)
PLANT TO BE KNOWN AS THE FORT ST.)
VRAIN NUCLEAR GENERATING STATION,)
NEAR PLATTEVILLE, COLORADO, TO-)
GETHER WITH A 230 KV TRANSMISSION)
LINE FROM SAID PLANT SITE TO A)
POINT NEAR BOULDER, COLORADO, AND A)
230 KV TRANSMISSION LINE FROM SAID)
PLANT SITE TO A POINT NEAR FORT)
LUPTON, COLORADO.)

APPLICATION NO. 22803

November 22, 1967

S T A T E M E N T

BY THE COMMISSION:

Petitions to intervene in the above entitled matter were filed by Tri-State Generation and Transmission Association, Inc., (Tri-State) on October 27, 1967 and by Union Rural Electric Association, Inc., (Union REA) on October 27, 1967. A protest against the issuance of a Certificate of Public Convenience and Necessity in the above entitled matter was filed by the International Union, United Mine Workers of America (Mine Workers) on October 27, 1967. An amendment to the Protest was filed by the Mine Workers at the time of the public hearing on the above entitled application on November 8, 1967.

The Petitions to Intervene and the Protest, and the amendment thereto, were set for oral argument at 9:00 o'clock A.M. on November 8, 1967, pursuant to Decision No. 70357 of this Commission dated October 27, 1967. Oral argument was had thereupon, citations to the law were submitted by Counsel, and statements of position in regard to their respective interests were filed by Tri-State, Union REA and the Mine Workers on or about November 17, 1967.

After review of the Motions to Intervene and the Protest and amended Protest filed herein, as well as the Statements of interest and position filed by Tri-State, Union REA and the Mine Workers, and after careful review of the transcript of the hearings of November 8 and November 9, 1967, the Commission finds that the Applicants for Intervention and proposed Protestant have not shown the proper interest in these proceedings to permit their participation as Intervenors and Protestant respectively.

Therefore, the Motions to Intervene filed heretofore by Tri-State and Union REA should be denied and the Protest and amended Protest of the Mine Workers should be stricken.

A statement of interest to accompany the record has been filed by the Colorado Open Space Coordinating Council, Inc. (Open Space Council). No pleading requesting permission to be made a party to these proceedings has been filed by the Open Space Council. However, their statement of interest and position will accompany the record.

Statement of position in support of intervention was filed on November 17, 1967 by the Colorado Electric Consumers Association, Inc. (Electric Consumers), and by Elbridge G. Burnham. An oral entry of appearance was made on behalf of the Electric Consumers and Elbridge G. Burnham. However, no Motion to Intervene as such has been filed on their behalf.

Treating the statement of position in support of intervention as also including a petition to intervene, the Commission finds that the Colorado Electric Consumers Association, Inc. and Elbridge G. Burnham have not shown the interest proper to grant a Motion to Intervene and, therefore, they should be denied intervention in these proceedings.

O R D E R

THE COMMISSION ORDERS:

That the Motions to Intervene on behalf of Union Rural Electric Association, Inc. and Tri-State Generation and Transmission Association, Inc. should be, and hereby are, denied.

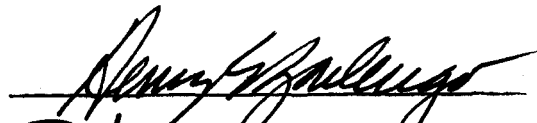
That the Protest and Amended Protest of the International Union, United Mine Workers of America should be, and hereby are, stricken and said

International Union, United Mine Workers of America hereby is denied participation as a Protestant.

That the request to intervene on behalf of the Colorado Electric Consumers Association, Inc. and Elbridge G. Burnham should be, and hereby is, denied.

That the continued hearing in the above entitled matter is hereby set to reconvene for the purposes of cross-examination by the Staff of the Public Utilities Commission and other matters that may properly be brought before it on Tuesday, December 5, 1967 at 10:00 o'clock A.M., in the Hearing Room of the Commission, 532 State Services Building, 1525 Sherman Street, Denver, Colorado.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO





Commissioners

Dated at Denver, Colorado,
this 22nd day of November, 1967
et

(Decision No. 70461)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE RATES AND CHARGES ON)
PETROLEUM AND PETROLEUM)
PRODUCTS.)

CASE NO. 1585
SUPPLEMENTAL ORDER

November 24, 1967

STATEMENT AND FINDINGS OF FACT

On September 19, 1967, the Commission entered Decision No. 70115, which, among other things, set the above-entitled matter for hearing on December 5, 1967, at 10:00 o'clock A.M., in the Hearing Room of the Commission at Denver, Colorado.

The Commission, on its own motion, states and finds that the hearing should not be held on December 5, 1967, as specified by Decision No. 70115, and that said matter should be continued to be reset for hearing before the Commission at a later date, as set forth in the Order following.

ORDER

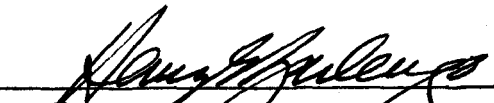
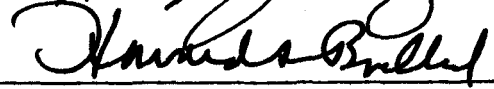
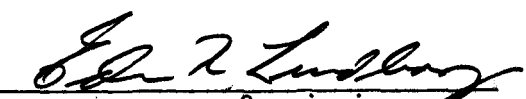
THE COMMISSION ORDERS:

That hearing on the above-entitled matter presently set for December 5, 1967, at 10:00 o'clock A.M., at Denver, Colorado, be, and the same hereby is, vacated.

That said matter be, and hereby is, continued to be reset for hearing at a later date to be determined by the Commission.

This Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 24th day of November, 1967.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE INCREASED RATES AND CHARGES)
ON PETROLEUM AND PETROLEUM)
PRODUCTS.)

INVESTIGATION AND SUSPENSION
DOCKET NO. 596
SUPPLEMENTAL ORDER

November 24, 1967

STATEMENT AND FINDINGS OF FACT

On September 19, 1967, the Commission entered Decision No. 70114, as amended by Decision No. 70127, dated September 20, 1967, which, among other things, set the above-entitled matter for hearing on December 5, 1967, at 10:00 o'clock A.M., in the Hearing Room of the Commission at Denver, Colorado.

The Commission, on its own motion, states and finds that the hearing should not be held on December 5, 1967, as specified by Decision No. 70114, and that said matter should be continued to be reset for hearing before the Commission at a later date, as set forth in the Order following.

O R D E R

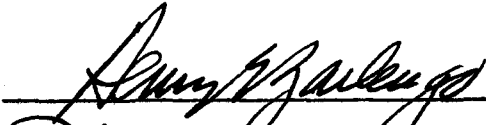
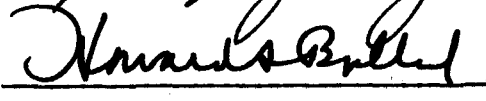
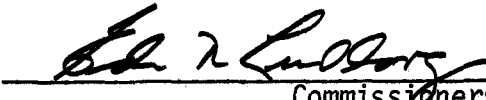
THE COMMISSION ORDERS:

That hearing on the above-entitled matter presently set for December 5, 1967, at 10:00 o'clock A.M., at Denver, Colorado, be, and the same hereby is, vacated.

That said matter be, and hereby is, continued to be reset for hearing at a later date to be determined by the Commission.

This Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 24th day of November, 1967.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION)
OF JESS W. BLIVIN, DOING BUSINESS)
AS "PAT BLIVIN," 1053 SOUTH GRANT,)
WRAY, COLORADO, FOR AUTHORITY TO)
TRANSFER PERMIT NO. B-1351 AND)
PERMIT NO. B-1351-I TO MAURICE M.)
GUINN, VERNON, COLORADO.)

APPLICATION NO. 22861-PP-Transfer

November 24, 1967

On October 2, 1967, Jess W. Blivin, doing business as "Pat Blivin," 1053 South Grant, Wray, Colorado, and Maurice M. Guinn, Vernon, Colorado, filed the instant joint application (No. 22861-PP-Transfer) with this Commission seeking authority to transfer Permit No. B-1351 and Permit No. B-1351-I from Jess W. Blivin to Maurice M. Guinn.

On October 18, 1967, the Commission, pursuant to law, designated Robert L. Pyle as an Examiner for the purpose of conducting the hearing on the instant application. After due and proper notice, the Application was called for hearing by said Examiner in the Hearing Room of the Commission, 532 State Services Building, 1525 Sherman Street, Denver, Colorado at 10 a.m. on November 17, 1967. The Applicants failed to appear at said time and place.

The Examiner has now filed a report with the Commission recommending that the application be re-set for hearing on December 11, 1967, at 2 p.m. in Hearing Room "A" of the Commission, 534 State Services Building, 1525 Sherman Street, Denver, Colorado.



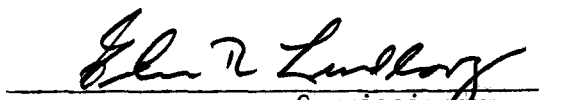
O R D E R

THE COMMISSION ORDERS:

That Application No. 22861-PP-Transfer be, and hereby is, re-set for hearing on December 11, 1967 at 2 p.m. in Hearing Room "A"

of the Commission, 534 State Services Building, 1525 Sherman Street,
Denver, Colorado.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 24th day of November, 1967.
ls

(Decision No. 70464)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: REDUCED RATES, BEER IN CONTAINERS,)
INCLUDING PALLETS, DUNNAGE AND SHIPPER'S)
ADVERTISING MATERIAL, BETWEEN GOLDEN AND)
DENVER, COLORADO, AND OTHER NEARBY POINTS,)

INVESTIGATION AND SUSPENSION
DOCKET NO. 602
SUPPLEMENTAL ORDER

November 24, 1967

STATEMENT AND FINDINGS OF FACT

On November 6, 1967, the Commission entered Decision No. 70368, which, among other things, set the above-entitled matter for hearing on December 5, 1967, at 2:00 o'clock P.M., in the Hearing Room of the Commission at Denver, Colorado.

The Commission, on its own motion, states and finds that the hearing should not be held on December 5, 1967, as specified by Decision No. 70368, and that said matter should be continued to be reset for hearing before the Commission at a later date, as set forth in the Order following.

O R D E R

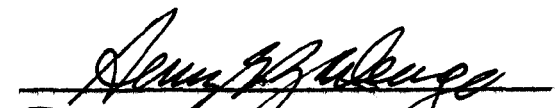

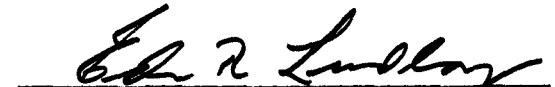
THE COMMISSION ORDERS:

That hearing on the above-entitled matter presently set for December 5, 1967, at 2:00 o'clock P.M., at Denver, Colorado, be, and the same hereby is, vacated.

That said matter be, and hereby is, continued to be reset for hearing at a later date to be determined by the Commission.

This Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 24th day of November, 1967.
gh

(Decision No, 70465)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
RALPH MARTINEZ, 3358 MARIPOSA STREET,)
DENVER, COLORADO, FOR A CLASS "B")
PERMIT TO OPERATE AS A PRIVATE CAR-)
RIER BY MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 22850-PP

November 24, 1967

PROCEDURE AND RECORD

On October 6, 1967, Ralph Martinez, 3358 Mariposa Street, Denver, Colorado, filed the instant application (No, 22850-PP) for a Class "B" permit to operate as a private carrier by motor vehicle for hire in intra-state commerce. After due and proper notice to all interested parties, the application was called for hearing by Commissioner Howard S. Bjelland in the Hearing Room of the Commission, 532 State Services Building, 1525 Sherman Street, Denver, Colorado, at 10 a.m. on Tuesday, November 21, 1967.

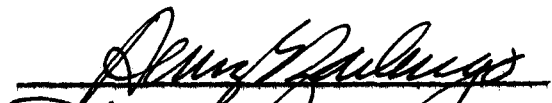
At said time and place the applicant, Ralph Martinez, failed to appear either in person or by attorney. Under such circumstances it seems proper that the matter be re-set for hearing by the Secretary of the Commission.

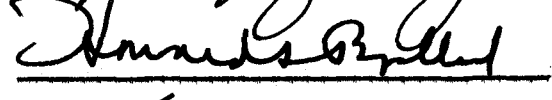
O R D E R


THE COMMISSION ORDERS:

That Application No, 22850-PP be again set for hearing by the Secretary of the Commission.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO






Commissioners

Dated at Denver, Colorado,
this 24th day of November, 1967,
gh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION)
OF DAN E. SHEETS AND CHARLES F.)
BAYLESS, DOING BUSINESS AS "B & S)
EXCAVATING CO.," 532 WEST 4TH)
STREET, PUEBLO, COLORADO FOR A)
CLASS "B" PERMIT TO OPERATE AS A)
PRIVATE CARRIER BY MOTOR VEHICLE)
FOR HIRE.)

APPLICATION NO. 22856-PP

November 27, 1967

Appearances: Joseph A. Vento, Esq., Pueblo,
Colorado, for Applicants.

PROCEDURE AND RECORD

On October 4, 1967, Dan E. Sheets and Charles F. Bayless, doing business as "B & S Excavating Co.," 532 West 4th Street, Pueblo, Colorado, filed the instant application (No. 22856-PP) for a Class "B" permit to operate as a private carrier by motor vehicle for hire in intrastate commerce for the transportation of commodities as set forth in the application.

On October 18, 1967, the Commission, pursuant to law, designated Robert L. Pyle as an Examiner for the purpose of conducting the hearing on the instant application. After due and proper notice, the Application was heard by said Examiner in the Hearing Room of the Commission, 532 State Services Building, 1525 Sherman Street, Denver, Colorado, at 10 a.m. on November 17, 1967. On November 20, 1967, the said Examiner, pursuant to the provisions of 1963 CRS 115-6-9 (2), transmitted to the Commission the record and exhibit of the proceeding together with a written statement of his Findings of Fact and Conclusions. The record transmitted by the Hearing Examiner establishes that no one appeared to protest the granting of the application.

The Commission has now given careful consideration to the record of the proceeding as well as the Findings of Fact and Conclusions submitted

by the Examiner. These Findings of Fact and Conclusions read as follows:

FINDINGS OF FACT

From the testimony, records and file herein, your Examiner finds as fact, that:

1. This Applicant does not hold previously granted authority from this Commission.
2. Applicant has duly and properly applied for a Class "B" Permit for transportation of dirt, debris and related commodities as listed in this application.
3. Applicant has a 1965 Ford Tandem Dump Truck, 8 years of experience in related fields, and a net worth of \$30,280.90 (See Exhibit No. 1).
4. Applicant is familiar with the rules and regulations of the Public Utilities Commission and, if this application is granted, will abide by said rules and regulations as well as the safety requirements of the Commission. Further, Applicant has or will make adequate provision for insurance.
5. There is a present and special need for the service and, if this application is granted, Applicant will enter into special carriage contracts with customers to perform services thereunder.
6. The proposed operation will not impair the efficient public service of any authorized common carrier adequately serving the same territory over the same general route or routes.
7. The granting of the authority as applied for will be in the public interest and should be granted.

CONCLUSIONS

That the Commission make and enter its Order authorizing the Applicant herein, Dan E. Sheets and Charles F. Bayless, doing business as "B & S Excavating Co.," to operate as a Class "B" private carrier by motor vehicle for hire with authority to transport the following designated commodities within the territory or area described:

"Transportation of dirt, debris and other materials resulting from the demolition or razing of building and structures from point to point within a radius of 150 miles of Pueblo, Colorado."

Pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission now specifically adopts the Findings of Fact and Conclusions of such Examiner as hereinabove set forth, and pursuant thereto,

O R D E R

THE COMMISSION ORDERS:

That Dan E. Sheets and Charles F. Bayless, doing business as "B & S Excavating Co.," 532 West 4th Street, Pueblo, Colorado, be, and hereby are, authorized to operate as a Class "B" private carrier by motor vehicle for hire for

"Transportation of dirt, debris and other materials resulting from the demolition or razing of building and structures from point to point within a radius of 150 miles of Pueblo, Colorado;"

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


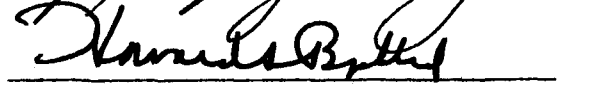
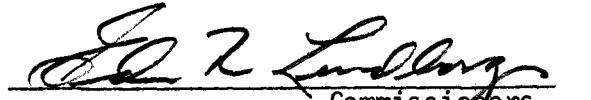
That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 27th day of November, 1967.
Is

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION)
OF ROGER WELCH AND LAVERNE WELCH,)
DOING BUSINESS AS "MOUNTAIN VIEW)
RUBBISH REMOVAL CO.," 45 HOYT)
STREET, LAKEWOOD, COLORADO, FOR)
AN EXTENSION OF OPERATIONS UNDER)
PUC NO. 1968.)

APPLICATION NO. 22792-Extension

November 27, 1967

Appearances: Leslie R. Kehl, Esq., Denver,
Colorado, for Roger Welch and
Laverne Welch, Applicants;
Thomas Woodford, Esq., Wheatridge,
Colorado, for Alverne A. Jones,
Protestant.

PROCEDURE AND RECORD

On September 8, 1967, Roger Welch and Laverne Welch, doing business as "Mountain View Rubbish Removal Co.," 45 Hoyt Street, Lakewood, Colorado, filed the instant application (No. 22792-Extension), seeking an extension of Certificate of Public Convenience and Necessity PUC No. 1968. After due and proper notice to all interested parties, the matter was called for hearing by Commissioner Howard S. Bjelland at 10 a. m. on Tuesday, November 21, 1967, in the Hearing Room of the Commission, 532 State Services Building, 1525 Sherman Street, Denver, Colorado.

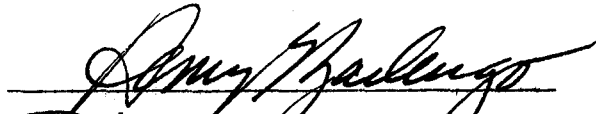
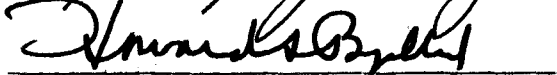
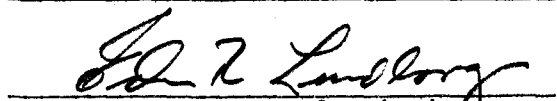
At said time and place, the attorney for the Applicants requested that the application be dismissed. The Presiding Commissioner granted such request.

O R D E R

THE COMMISSION ORDERS:

That Application No. 22792-Extension be, and the same hereby is, dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 27th day of November, 1967.
1s

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION)
OF NEAL F. HODGSON, DOING BUSINESS)
AS "HODGSON TRANSFER," 2455 28TH)
STREET, NO. 18, BOULDER, COLO-)
RADO, TO TRANSFER PUC NO. 62 TO)
HARLEY I. KEETER, JR., ROUTE 2,)
BOX 360, BOULDER, COLORADO.)

APPLICATION NO. 22851-Transfer

November 27, 1967

Appearances: John P. Thompson, Esq., Denver,
Colorado, for Transferor and
Transferee.

PROCEDURE AND RECORD

On October 5, 1967, Neal F. Hodgson, doing business as "Hodgson Transfer," 2455 28th Street, No. 18, Boulder, Colorado, and Harley I. Keeter, Jr., Route 2, Box 360, Boulder, Colorado, filed the instant joint application (Application No. 22851-Transfer), seeking authority from the Commission for the transfer of Certificate of Public Convenience and Necessity PUC No. 62 from Neal F. Hodgson to Harley I. Keeter, Jr. After due and proper notice to all parties, the application was called for hearing by Commissioner Howard S. Bjelland at 10 a.m. on Tuesday, November 21, 1967, in the Hearing Room of the Commission, 532 State Services Building, 1525 Sherman Street, Denver, Colorado.

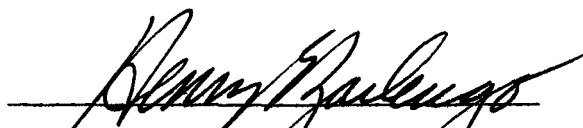

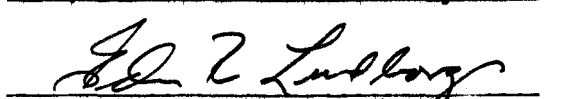
At said time and place, the attorney for the Transferor and Transferee moved to postpone hearing on the instant application indefinitely pending the filing, hearing and determination of an application to clarify the authorized operating rights under PUC No. 62. The Presiding Commissioner granted such motion.

O R D E R

THE COMMISSION ORDERS:

That the instant application be continued for an indefinite period pending the filing, hearing and determination of an application to clarify the authorized operating rights under PUC No. 62.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 27th day of November, 1967.
1s

(Decision No. 70469)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLIATION OF)
CARL MAX WOODARD, DOING BUSINESS AS)
"WOODY'S DELIVERY SERVICE," 1606)
WEST 27TH STREET, PUEBLO, COLORADO,)
FOR A CERTIFICATE OF PUBLIC CONVEN-)
IENCE AND NECESSITY TO OPERATE AS A)
COMMON CARRIER BY MOTOR VEHICLE FOR)
HIRE.)

APPLICATION NO. 22923

November 27, 1967

STATEMENT AND FINDINGS OF FACT

By the above-styled application, Applicant herein sought a certificate of public convenience and necessity, authorizing operation as a common carrier by motor vehicle for hire, for the transportation of parcels and packages not to exceed one hundred pounds in weight, to be transported from point to point in the City of Pueblo, Colorado, and within a radius of five miles of the County of Pueblo, State of Colorado.

The Commission has now been advised by Carl Max Woodard, the Applicant herein, that he no longer desires the authority herein sought and requests that said application be dismissed.

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


O R D E R

THE COMMISSION ORDERS:

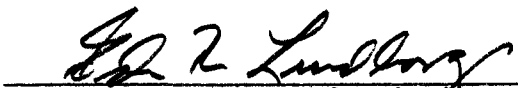
That Application No. 22923 be, and the same hereby is, dismissed, without prejudice.

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 27th day of November, 1967.
gh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
WILLIAM L. LANGLEY, R. R. 1, BOX 374,)
FORT MORGAN, COLORADO, FOR A CLASS)
"B" PERMIT TO OPERATE AS A PRIVATE)
CARRIER BY MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 22812-PP

November 28, 1967

Appearances: William L. Langley, Fort
Morgan, Colorado, pro se.

PROCEDURE AND RECORD

On September 19, 1967, William L. Langley, R. R. 1, Box 374, Fort Morgan, Colorado, filed the instant application (No. 22812-PP) for a Class "B" permit to operate as a private carrier by motor vehicle for hire in intrastate commerce. After due and proper notice to all interested parties, the matter was heard by Commissioner Howard S. Bjelland on Tuesday, November 21, 1967, at 10 a.m. in the Hearing Room of the Commission, 532 State Services Building, 1525 Sherman Street, Denver, Colorado.

William L. Langley testified in support of the application. No one appeared to protest the granting of the application. Upon conclusion of the hearing the Presiding Commissioner took the matter under advisement.

FINDINGS OF FACT

After due and careful consideration of the entire record in this proceeding, the Commission finds as fact from such record, that:

1. William L. Langley, R. R. 1, Box 374, Fort Morgan, Colorado, is the Applicant herein. By the present application, William L. Langley seeks authority to operate under a Class "B" permit as a private carrier by motor vehicle for hire in intrastate commerce for:

"Transportation of sugar beet samples, from points within a radius of thirty-five (35) miles of Fort Morgan, Colorado, to the Great Western Sugar Factory at Fort Morgan, Colorado."

2. William L. Langley is the owner of a 3-Ton Tandem Axle Truck with an 18-foot box which he plans to utilize to render service if the permit is granted. He has a net financial worth in excess of \$12,000. He is familiar with the rules and regulations of the Commission and with the statutes of the State of Colorado and will comply therewith. He has had some 13 years' experience in truck operation and during the past 4 years has worked as an employee for a motor vehicle carrier providing a similar service to the Great Western Sugar Company. The operator of the previous authority has died and is no longer engaged in the business.

3. If authorized by the Commission, William L. Langley intends to transport samples of sugar beets ranging from 10 to 22 pounds from the beet dumps to the Great Western Sugar factory at Fort Morgan, Colorado. He will be able to transport about 800 sample bags in each truckload. He is now operating under temporary authority. He has entered into an agreement with the Great Western Sugar Company for the rendition of this transportation service.

4. William L. Langley has adequate finances and experience to render service under the permit which he seeks. His financial standing was established to the satisfaction of the Commission. His proposed operation will in no way impair the operation of any common carrier. It is in the public interest that the application be granted.

O R D E R

THE COMMISSION ORDERS:

That William L. Langley, R. R. 1, Box 374, Fort Morgan, Colorado, be and hereby is authorized to operate as a Class "B" private carrier by motor vehicle for hire in intrastate commerce for the

"Transportation of sugar beet samples, from points within a radius of thirty-five (35) miles of Fort Morgan, Colorado, to the Great Western Sugar Factory at Fort Morgan, Colorado;"

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

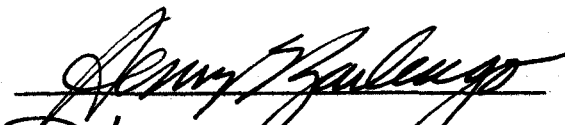
That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

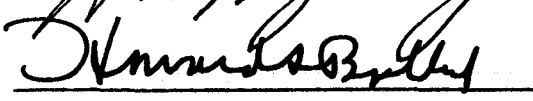
That this Order is the permit herein provided for, but it shall not become effective until applicant has filed a statement of his customers, the necessary tariffs, required insurance, and has secured authority sheets.

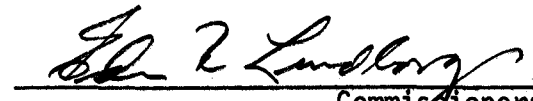
That the right of applicant to operate hereunder shall depend upon his compliance with all present and future laws and rules and regulations of the Commission.

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 28th day of November- 1967.
gh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE: MOTOR VEHICLE OPERATIONS OF)
MARION L. ROBB dba)
J. F. MEAT PROCESSING)
18398 E. COLFAX)
AURORA, COLORADO 80010)

PERMIT NO. M-13600

November 24, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

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

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


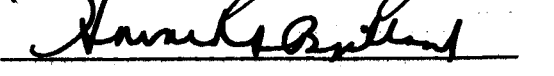

O R D E R

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective November 20, 1967.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 24th day of November 1967
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE: MOTOR VEHICLE OPERATIONS OF)
FREEMAN R. DILL)
3280 WEST GIRARD)
ENGLEWOOD, COLORADO 80110)

PERMIT NO. M-7928

November 24, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

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

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


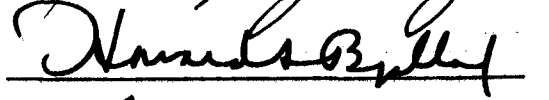

O R D E R

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective November 17, 1967.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 24th day of November 1967
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE: MOTOR VEHICLE OPERATIONS OF)
HERMAN WERNER)
36 NORTH 11TH AVENUE)
BRIGHTON, COLORADO 80601)

PERMIT NO. M-7758

November 24, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

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

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

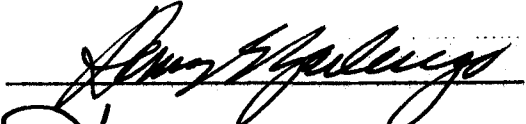
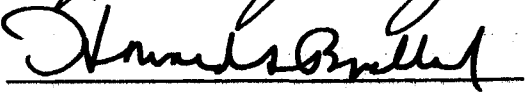

O R D E R

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective November 19, 1967.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 24th day of November 1967
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE: MOTOR VEHICLE OPERATIONS OF)
MR. VERNON COX)
FALCON ROUTE)
PEYTON, COLORADO 80831)

PERMIT NO. M-7828

November 24, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

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

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


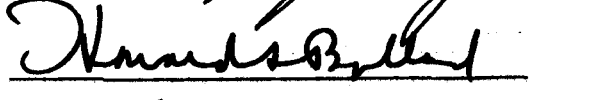

O R D E R

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective November 18, 1967.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 24th day of November 1967
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE: MOTOR VEHICLE OPERATIONS OF	* * *)	
C. J. HICKMAN)	
3604 RICHMOND DRIVE)	
FT. COLLINS, COLORADO 80521		)	<u>PERMIT NO. M-2645</u>

November 24, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

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

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


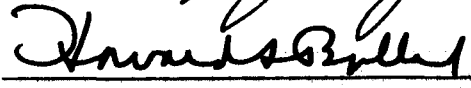

O R D E R

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective November 16, 1967.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




 Commissioners

Dated at Denver, Colorado,
this 24th day of November 1967
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION)
OF BOB COATES, McCLAVE, COLORADO,)
TO EXTEND OPERATIONS UNDER PERMIT)
NO. B-2910.)

APPLICATION NO. 22832-PP-Extension

November 27, 1967

Appearances: John P. Thompson, Esq., Denver,
Colorado, for Bob Coates, the
Applicant.

PROCEDURE AND RECORD

On September 28, 1967, Bob Coates of McClave, Colorado, filed the instant application (No.22832-PP-Extension) for an extension of a Class "B" permit to operate as a private carrier by motor vehicle for hire in intrastate commerce. After due and proper notice to all interested parties, the matter was heard by Commissioner Howard S. Bjelland on Tuesday, November 21, 1967 at 10 a.m. in the Hearing Room of the Commission, 532 State Services Building, 1525 Sherman Street, Denver, Colorado.

Bob Coates, the Applicant, and Harold Swift, the General Manager of Colorado Feeds, Inc., testified in support of the application. Applicant identified Exhibit No. 1, an equipment list, and the exhibit was admitted in evidence. No one appeared to protest the granting of the application. Upon conclusion of the hearing the Presiding Commissioner took the matter under advisement.

FINDINGS OF FACT

After due and careful consideration of the entire record in this proceeding, the Commission finds as fact from such record, that:

1. Bob Coates of McClave, Colorado, the Applicant herein, is presently operating under a Class "B" Permit as a private carrier by

motor vehicle for hire in intrastate commerce for:

"The transportation of bulk grain, loose and baled hay, and other farm products, including sugar beets, but excluding livestock, from farm to markets within the area within a radius of 50 miles of Lamar, Colorado."

This permit has been designated as Permit No. B-2910. By the present application for an extension of authority, Bob Coates seeks authority for the transportation of processed livestock feeds and also seeks to remove the restriction of area and farm to markets so that henceforth the authority should appear as "from point to point within a fifty mile radius of Lamar, Colorado and to and from said points from and to points in the State of Colorado."

2. Bob Coates is presently the owner of a 1960 Chevrolet 2½-ton, 24-foot bed straight truck, which he presently is utilizing to render service under his existing authority and will also use to render service under the extended authority if it be granted. He has net financial worth in excess of \$5,000. He is familiar with the rules and regulations of the Commission and the statutes of the State of Colorado and will comply therewith. He has been operating under Permit B-2910 for about two years and previously to that had some twenty years' experience in the trucking business.

3. If the authority sought herein should be granted, Bob Coates proposes to enter into agreements with farmers, ranchers, feedlot operators, as well as the manufacturers of processed livestock feeds for the rendition of transportation service within his base territory as well as in and out of such base territory to and from other points in the State of Colorado. Several farmers have indicated to Bob Coates that they intend to use his proposed service. Colorado Feeds, Inc. of Wiley, Colorado has a plant near Lamar which produces processed livestock feed and such plant would plan to utilize the services of applicant.

4. Bob Coates has adequate finances and experience to render service under the extended authority which he seeks. His financial standing was established to the satisfaction of the Commission. His

proposed operation will not in any way impair the operation of any common carrier. It is in the public interest that the application be granted.

O R D E R

THE COMMISSION ORDERS:

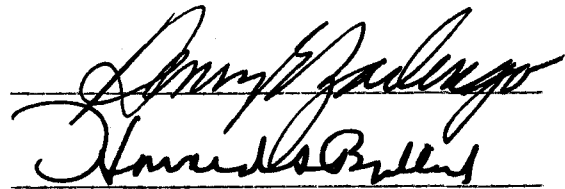

That Bob Coates, McClave, Colorado, be, and hereby is, authorized to extend operations under Permit No. B-2910.

That henceforth the full and complete authority under Permit No. B-2910 shall be as follows, to-wit:

- "1. Transportation of farm products (excluding livestock) from point to point within a fifty (50) mile radius of Lamar, Colorado and to and from said points, from and to points in the State of Colorado.
2. Transportation of processed livestock feeds from point to point within a fifty (50) mile radius of Lamar, Colorado, and to and from said points, from and to points in the State of Colorado."

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 November, 1967.
1s

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)
(1) INSTALL GRADE CROSSING PROTEC-)
TION DEVICES LOCATED AT MILEPOST 13)
PLUS 3926 FEET OF THE DENVER AND RIO)
GRANDE WESTERN RAILROAD COMPANY'S)
MAINLINE TRACK TO PUEBLO AND (2))
INSTALL GRADE CROSSING PROTECTION)
DEVICES LOCATED AT MILEPOST 723)
PLUS 942 FEET OF THE ATCHISON,)
TOPEKA AND SANTA FE RAILWAY COMPANY,)
BOTH CROSSINGS BEING PARALLEL AND)
ADJACENT TO EACH OTHER ON STATE)
HIGHWAY NO. 31, ON OR NEAR THE)
DOUGLAS/ARAPAHOE COUNTY LINE, SOUTH)
OF LITTLETON, STATE OF COLORADO.)

APPLICATION NO. 22652

November 27, 1967

S T A T E M E N T

BY THE COMMISSION:

On June 15, 1967, The Department of Highways of the State of Colorado (Department), filed its application in accordance with the rules of this Commission, seeking approval for installation of automatic flashing light signals at the highway-railroad grade crossing as noted above.

Other explanatory material as submitted with the instant application includes:

- (1) Pages Nos. 2 and 3 of Crossing Protection Plans to show locations and wiring diagrams of separate signal installations at Santa Fe Mile Post 723 + 942 feet and Rio Grande Mile Post 13 + 3926 feet.
- (2) One copy of proposed Agreement between Department of Highways and each Railroad, complete with estimate of costs as submitted by the respective railroads.
- (3) One copy of Department Summary to show combined estimated costs.

With reference to the instant application and other investigation data, it was determined that Colorado Highway No. 31 is 4.9 miles long. It extends from a junction with State Highway No. 1 (U. S. 85) (Santa Fe Drive) south of Littleton, easterly to a junction with State Highway No. 185 (I-25) (U. S. 87) southeast of Denver. It is known locally as "County Line Road," since it is located along the east-west section lines that also establish the County Line boundary between Arapahoe County on the north and Douglas County on the south.

In the crossing area, the road is asphalt paved at 20 to 22 feet wide. Extending eastward from the junction at U. S. 85 (Santa Fe Drive) the road rises at a grade of about 7% to enter an area of low rolling hills near the Santa Fe Main line, where it then curves in a northeasterly direction through a rolling wooded section, much in the nature of a curving mountain road. Current vehicular traffic is reported to average 460 vehicles per day.

The single main-line crossings of each rail line are separated by a distance of 163 feet along the highway. The crossings are of timber construction, in fair to good condition at 24 feet long. With only single lane of traffic in each direction over the 20 foot roadway, proposal is made for installation of two standard automatic flasher light signals and a bell at each crossing. Estimated costs are as follows:

<u>Line</u>	<u>Total Cost</u>	<u>R.R. Portion</u>	<u>Federal Aid Portion</u>
D&RGW RR. Co.	\$ 9,495.00	\$ 949.50	\$ 8,545.50
AT&SFe Ry. Co.	<u>12,774.00</u>	<u>1,277.40</u>	<u>11,496.60</u>
Totals	\$22,269.00	\$2,226.90	\$20,042.10

Rail traffic consists of some twenty-three scheduled trains and two switching movements daily. General operating practice provides that north-bound travel is made on the Santa Fe line, while southbound traffic is routed over the Rio Grande trackage. Permissible speed limit is 70 miles per hour for train movement in this rural area.

Speed limit over the rail crossings is 25 miles per hour on the highway and 45 miles per hour in the nearby approach area. Currently there has been a gradual increase in vehicular use of the road due to the attrac-

tiveness of the rural area for country homes and a southward extension of the metropolitan industrial development. Workers at the Martin missile plant, some five miles to the southwest, also use the road for access to residential areas in the south and east portions of Littleton at three miles to the north.

Proposed site of Chatfield Dam, which is to be built as a federal flood control project to regulate flow of the nearby South Platte River, is about three miles from the crossing area. Hence, it is anticipated there will be further traffic increases of new service vehicles, trucks, school buses and motorists not fully acquainted in the area.

On November 22, 1967, the Commission received as a late-filed exhibit, a fully executed copy of the Agreement as proposed herein between the Department of Highways and The Atchison, Topeka & Santa Fe Railway Company. Also received by the Commission on November 22, 1967 is a similar Agreement with Rio Grande. Maintenance repair and operation of the proposed flasher light signals and bell at each crossing shall be and remain the responsibility of the respective railroads.

In further review of the proposal, the Commission forwarded a copy of the application, together with a Notice, to interested parties, including also the Boards of County Commissioners of Arapahoe County and of Douglas County, 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 flashing light signal protection is accepted by the railroads and the public agencies involved herein. Although the crossings reflect relatively accident-free history, it is apparent the factors of limited visibility of approaching trains, steep grades and new traffic increases now indicate the need for automatic flasher signals, as compared to the past protection of reflectorized crossbucks and specially designed advance warning signs.

Considering recent growth in this area, the possible new changes in traffic patterns, and certainly for increased use of State Highway No. 31, it is apparent the existing protection will soon become inadequate. Hence, it is apparent the installation of safety devices, as proposed herein, will be in the public interest and protect traffic on both the highway and the railroads.

It is therefore the belief of the Commission that the proposed crossing protection improvement 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, operation and approval of standard automatic flashing light signals and bell at the separate grade crossings over Colorado Highway No. 31 by the single main line trackage of:

- a. The Denver & Rio Grande Western Railroad, Mile Post 13 + 3926 feet.
- b. The Atchison, Topeka & Santa Fe Railway, Mile Post 723 + 942 feet.

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 following:

Installation, operation and maintenance of standard automatic flashing light signals and bell at the separate grade crossings over Colorado Highway No. 31 by the single main-line trackage of:

- a. The Denver & Rio Grande Western Railroad
Mile Post 13 + 3926 feet.
- b. The Atchison, Topeka & Santa Fe Railway,
Mile Post 723 + 942 feet.

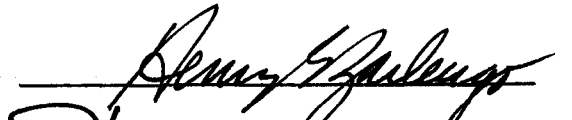
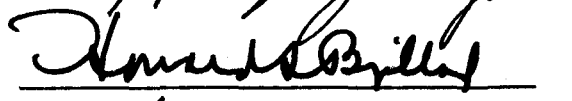

All as located along the Douglas-Arapahoe County Line Road, south of Littleton, Colorado.

That the work to be done, costs, installation and maintenance of the protection devices, shall be as indicated in the preceding Statement. Said Statement, Agreements, 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.

That this Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 27th day of November, 1967

et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE NATIONAL MOTOR FREIGHT)
CLASSIFICATION A-9, COLORADO)
PUC No. 6, SUPPLEMENT No. 21)
-----)

CASE No. 1585

November 28, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On November 1, 1967, the National Motor Freight Traffic Association, Inc., Agent, H. J. Sonnenberg, Issuing Officer, 1616 P Street, N. W., Washington, D. C. 20036, filed Supplement No. 21 to its NMFC A-9, Colorado PUC No. 6, scheduled to become effective January 1, 1968, except as otherwise provided. In Decision No. 68180, dated September 14, 1966, the Commission instituted a continuing procedure for prescribing the changes as they occur, unless suspended. The National Motor Freight Traffic Association, Inc., Agent, has furnished justification for the changes and revisions made in Supplement No. 21, which appear as Appendix "A" hereto. The changes as shown by Supplement No. 21, are set forth in Appendix "B" hereto.

Since the changes, as proposed in Supplement No. 21, appear to represent just, fair and reasonable classes and rules, the Commission states and finds that an order should be entered prescribing the same, under the provisions of Rule 18-C (1) of the Commission's Rules of Practice and Procedure.

O R D E R

THE COMMISSION ORDERS:

1. That the Statement and Findings, and appendixes "A" and "B" herein, be, and they are hereby, made a part hereof.
2. That the classes and rules as set forth in Supplement No. 21, amending NMFC A-9, Colorado PUC No. 6, shall be the prescribed

classes and rules of the Commission.

3. That all motor vehicle common and private carriers having tariffs on file with the Commission which are governed by the National Motor Freight Classification A-9, Colorado PUC No. 6, as amended, shall comply with the changes provided herein on January 1, 1968, except as otherwise provided.

4. That on and after January 1, 1968, except as otherwise provided, all motor vehicle common and private carriers having rates and/or charges on file which are governed by the National Motor Freight Classification No. A-9, Colorado PUC No. 6, as amended, shall cease and desist from publishing, demanding or applying classes and rules which shall differ from the classes and rules published in National Motor Freight Classification A-9, as amended, except call and demand common and Class B private carriers shall be subject to the penalty rule of twenty (20) per cent.

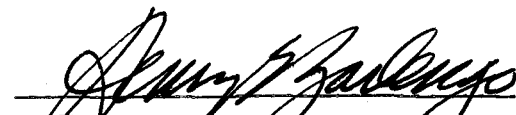

5. That this rule shall not be construed so as to compel a private carrier by motor vehicle to be or become a motor vehicle common carrier or to subject any such private carrier by motor vehicle to the laws and liabilities applicable to a motor vehicle common carrier.


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

7. That this order shall become effective forthwith.

8. That jurisdiction is retained to make such further orders as may be necessary and proper.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado, this
28th day of November, 1967. av

Title Page to Appendixes

National Motor Freight Traffic Association, Inc., Agent
NMFC, A-9, Colorado PUC No. 6
Supplement No. 21

Effective January 1, 1968

Except as otherwise provided

APPENDIX A - Justification

APPENDIX B - Supplement No. 21
amending NMFC A-9

CLASSES AND RULES

applying on:

Freight Traffic covered by tariffs governed by this
classification as such tariffs may provide.

Decision No. 70478
Case No. 1585
November 28, 1967

APPENDIX "A"

Page 1a, Appendix A, Supplement No. 21, NMFC A-9, Colorado PUC No. 6

Preface: Below is a summary list of changes being proposed in this Supplement. "*" indicates new item number. Following this summary list will be found a detailed explanation of the reasons for the proposed change ("D?S?" means Docket number and Subject number under which the National Classification Board handled this proposal).

Rule 360	79260-A	80020-A	*80593	80902-B	81272-B	82010-A
Rule 535	79280-A	80022-A	80600-A	80904-B	81310-A	82100-A
27520-A	79340-A	80040-A	80601-A	80980-A	81311-A	82105-A
27522-A	79342-A	80060-B	80605-A	81080-A	81320-A	82110-A
27524-A	79360-A	80080-B	80610-A	81090-A	81330-A	82120-A
33240-A	*79400	80082-B	80615-A	81110-A	81400-A	82130-A
*33242	*79402	80100-A	80620-A	81140-A	81430-A	82132-A
33250-A	79470-A	80120-B	80622-A	81141-A	81435-A	82134-A
41420-A	*79472	80320-A	80630-A	*81142	81465-A	82136-A
*41422	79480-A	80440-A	80640-A	81145-B	81467-A	82138-B
58660	79600-A	80460-A	80660-A	81146-B	81500-A	82140-A
58750-A	79602-B	80462-A	80750-A	81150-A	81540-A	*82142
*59080	79660-A	80470-A	80770-A	81175-A	81590-A	82150-A
79000-A	79680-A	80471-A	80772-A	81180-A	81600-A	82190-A
79026-A	79720-A	80472-A	80775-A	81190-A	81610-A	82220-A
*79028	79740-A	80473-A	80830-B	81200-A	81650-A	82275-A
79050-A	79741-A	80474-A	80832-B	81212-A	81660-A	123000-A
79070-A	79742-A	80475-A	80850-A	81214-A	81780-A	151390-A
79080-A	*79744	80476-A	80860-A	81216-A	81820-A	151392-A
79090-A	79780-A	80485-A	80865-A	81217-A	81830-A	156600-C
79110-B	79800-A	80540-A	80867-A	81218-A	81840-A	156602-C
79130-A	79900-A	80542-A	80868-A	*81219	81900-A	156606-C
79170-A	79920-A	80580-A	80869-A	81250-B	81960-A	156608-C
79180-A	79940-A	80590-A	80870-B	*81260	81970-A	164510-A
79190-A	79980-A	80591-A	80872-B	81270-B	*81980	*178710
79255-A	80000-A	80592-A	80900-B	81271-B	*81982	*178715

Pkg. 1208

Rule 360 (Memo) Several attempts to change and modernize this rule have been made as explained in connection with prior supplements. At its October, 1967, meeting in Washington, D.C., the National Classification Committee considered the objections heretofore raised and directed republication of a further revised Rule 360 to become effective January 1, 1968. Publication in this supplement is to comply with that directive. This revision removes a major objection in that under Section 1 (f) it will now permit the return of one shipper-furnished copy without the assessment of the 50 cent charge. This and other changes in rule reflect the careful consideration of a special "Rule 360 Subcommittee" whose recommendations were adopted by the full National Classification Committee who represent the more than 5,000 participating carriers in the National Motor Freight Classification.

The original attempt to change this rule was made in Supplement 5 to NMFC A-9, and that proposed change was properly flagged with the increase symbol. However, subsequent publication (and republication), postponement and/or amendments have resulted in no revision having become effective. Therefore, while less restrictive than prior proposed change, this change does still result in increases when compared to rule heretofore in effect for many years and for that reason is flagged with the increase symbol.

Rule 535 (Memo)	This rule republished to show the removal of the expiration date from Rule 360 (explained above) which change in this Rule 535 results in neither increases nor reductions per se.
27520-A 27522-A 27524-A (D128-S71)	Stoves or Ranges, Oil, NOI. Item description being amended to preclude its application to portable motor operated blower-type oil stoves which because of their mechanically operated features and transportation characteristics are more properly classed as machinery or machines under item 133300. Restricting the application of this item results in an increase. Other items brought forward without change in application.
33240-A *33242 33250-A (D123-S146)	Mops, Mop Heads, Pads, or Refills. Establishment of added descriptions (item 33240) and classes necessary to reflect change in characteristics occurring since present classes were established over 20 years ago. Changes result in increases, reflecting current lighter densities. Note item 33242 added to clarify application of Sub 1 of item 33240. Establishment of added descriptions (item 33250) and classes necessary to reflect changes in characteristics occurring and new articles made, since present classes were established over 20 years ago. Changes result in both increases and reductions and reflecting current lighter densities.
41420-A *41422 (D123-S54)	Tanks, multi-unit. New note added to item 41420 at request of shipper for purposes of clarification, which broadened application results in a reduction.
*58660 (D128-S83)	Dental plate cleaning compound. New item being added to provide for dry dental plate cleaning compound having an average density of 41.3 pounds per cubic foot and an average value of 70.3 cents per pound.
58750-A *59080 (Memo)	Powder, dental plate adhesive. Item 58750 being cancelled and same provisions re-added as item 59080 to place this commodity under its "noun" listing in accordance with standing instructions from the Tariff Simplification Committee. This change results in neither increases nor reductions in charges.
79000-A (D120-S70)	FURNITURE GROUP - The furniture generic group is being amended by revision of description and classes to reflect the following: <ol style="list-style-type: none">1. Classes changed to more adequately reflect the transportation characteristics of the involved commodities.2. Addition of new product names to individual commodity descriptions is in the interest of tariff clarification and simplification to reflect modern trade practices.3. Changes in individual commodity descriptions is also for tariff clarification and simplification to reflect modern trade practices.

(continued)

- 79000-A (concluded)
4. New Notes added in connection with individual commodity description is to more clearly indicate the application of the involved entries.
 5. Cancellation of certain item descriptions is in the interest of tariff clarification and simplification reflecting the fact that such provisions are obsolete.

Because of the sheer volume of item numbers being changed, some resulting in increases, some resulting in reductions, some being only changes in wording resulting in neither increases nor reductions, and some being brought forward without any change in application (of course each such change is properly "flagged" in the supplement), it is impossible to explain such change in each item individually, but each is covered by one or more of the above 5 explanations. The above pertains to items 79000-A, 29026-A *79028, 79050-A, 79070-A, 79080-A.

79090-A (D119-S35) Bathtubs, folding table type. Item description changed for tariff clarification and simplification to more adequately indicate the nature of article included therein. Deletion of commodities formerly in this item restricts the application of this item, thereby resulting in an increase.

79110-B, 79130-A, 79170-A, 79180-A, 79190-A, 79255-A, 79260-A, 79280-A, 79340-A, 79342-A, and 79360-A. See explanation in connection with item 79000-A.

*79400 Dressers, Wardrobes or Dressing Tables. infants' extensible or folding. New item added to the classification to specifically provide for these articles at classes reflective of their transportation characteristics. Density averages 3.63 pounds per cubic foot. New Note added to the classification to more clearly indicate the article embraced by new item 79400.

79470-A	*79472	79480-A	79600-A	79602-B	79660-A	79680-A
79720-A	79740-A	79741-A	79742-A	*79744	79780-A	79800-A
79900-A	79920-A	79940-A	79980-A	80000-A	80020-A	80022-A
80040-A	80060-B	80080-B	80082-B	80100-A	80120-B	80320-A
80440-A	80460-A	80462-A	80470-A	80471-A	80472-A	80473-A
80474-A	80475-A	80476-A	80485-A	80540-A	80542-A	80580-A
80590-A	80591-A	80592-A	*80593	80600-A	80601-A	80605-A
80610-A	80615-A	80620-A	80622-A	80630-A	80640-A	80660-A
80750-A	80770-A	80772-A	80775-A	80830-B	80832-B	80850-A
80860-A	80865-A	80867-A	80868-A	80869-A	80870-B	80872-B
80900-B	80902-B	80904-B	80980-A	81080-A	81090-A	81110-A
81140-A	81141-A	*81142	81145-B	81146-B	81150-A	81175-A
81180-A	81190-A	81200-A	81212-A	81214-A	81216-A	81217-A
81218-A	*81219	81250-B	*81260	81270-B	81271-B	81272-B
81310-A	81311-A	81320-A	81330-A	81400-A	81430-A	81435-A
81465-A	81467-A	81500-A	81540-A	81590-A	81600-A	81610-A
81650-A	81660-A	81780-A	81820-A	81830-A	81840-A	81900-A
						81960-A

(See explanation in connection with item 79000-A.)

81970-A (D119-S35)	Tables, dressing or toilet. Item description changed for tariff clarification to avoid conflict with new item 81980, which revision, restricting the application of this item, results in an increase.
*81980 *81982 (D119-S35)	Tables, dressing or toilet infants'. New item added to the classification to specifically provide for this commodity at classes reflective of the transportation characteristics. Density of the wooden article, SU, is 1.73 pounds per cubic foot and when KD flat, 10.0 pounds per cubic foot. Article embraced by the NOI provision is 4.37 when KD. New Note added to the classification to more clearly indicate the article embraced by new item 81980.
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82010-A, 82100-A, 82105-A, 82110-A, 82120-A, 82130-A, 82132-A, 82134-A, 82136-A, 82138-B, 82140-A, and *82142. See explanation in connection with item 79000-A.	
82150-A (D127-S6)	Tables or Stands, television. Item being cancelled from Furniture Group as it is contended that these articles are not actually furniture. Cancellation refers to new item 178710 and may result in both increases and reductions.
<hr/>	
82190-A, 82220-A, and 82275-A. See explanation in connection with item 79000-A.	
123000-A (D128-S42)	Dishwashing Attachments for household laundry washing machines. Investigation indicates the dishwashing attachments are no longer manufactured or shipped and this obsolete entry should, therefore, be cancelled from the classification. Restricting the application of this item to no longer apply on this commodity results in an increase.
151390-A 151392-A (D127-S44)	Paper, scrap or waste, not sensitized. Item description amended and application of note broadened for shipper's account to provide a means of classing books with paper or paperboard covers when such scrap are shipped in bags or boxes. Generally the application of these two items has been broadened but the revised format as directed by the National Classification Board may also result in technical increases.
156600-C 156602-C 156606-C 156608-C (D127-S43)	Articles, etc. Items 156600, 156606 and 156608 brought forward without change. As to item 156602, this is a plastic industry proposal to allow bottle carrying boxes or crates made of plastic, as provided for under item 156600 of the classification, to be shipped loose or in packages. This type of package was tested under Rule 689 of the classification and merits its inclusion in the classification. This is a broadening of the packaging provision of the involved item, and thus results in a reduction.
164510-A (D117-S9)	Store Display Racks or Stands, fibreboard. Board proposed increase in LTL class is to reflect the lighter densities currently existing compared to densities evaluated when item was originally established, which change results in an increase.

*178710 Stands or Tables, television. This is a re-establishment of item
(D127-S6) 81250, cancelled above, for the purpose of removing the description from under the Furniture Group.

*178715 Stands or Tables, phonograph, radio, tape recorder or television.
(D127-S6) New item being added to provide specifically for this type stand or table at classes which reflect an average density of a little over 10.5 pounds per cubic foot and an average value of 49.7 cents per pound.

Pkg. 1208 Packaging specifications reproduced to correct typographical
(Memo) error, resulting in neither an increase or decrease.

- Finis -

APPENDIX "B"

PAGE 1B, APPENDIX "B", SUPPLEMENT NO. 21, NMFC A-9, COLORADO PUC NO. 6

RULES

◆RULE 360 (THIS RULE 360 CANCELS RULE 360 SHOWN ON PAGES 15 AND 16 OF SUPPLEMENT 15. APPLY RULE 360 AS INDICATED BELOW AND ON PAGE 22 HEREIN.)

BILLS OF LADING, FREIGHT BILLS AND STATEMENTS OF CHARGES

SEC. 1. ISSUANCE AND REQUIREMENTS.

SEC. 1 (A). RATES SUBJECT TO THE PROVISIONS OF THIS CLASSIFICATION ARE CONDITIONED UPON THE USE OF THE APPROPRIATE BILL OF LADING REQUIRED BY THIS RULE.

SEC. 1 (B). WHEN PROPERTY IS TRANSPORTED SUBJECT TO THE PROVISIONS OF THIS CLASSIFICATION, THE ACCEPTANCE AND USE ARE REQUIRED, RESPECTIVELY, OF THE UNIFORM DOMESTIC BILL OF LADING, "STRAIGHT" OR "ORDER", OR THE UNIFORM THROUGH EXPORT BILL OF LADING, "STRAIGHT" OR "ORDER", AS SET FORTH ON PAGES 242 TO 253 OF THE CLASSIFICATION. ALL PREPRINTED INFORMATION ON BILLS OF LADING MUST BE IN DARK INK.

THE FORMAT OF SUCH BILLS OF LADING MUST CONTAIN ALL THE INFORMATION AS OUTLINED IN THE EXAMPLES SET FORTH ON PAGES 242 TO 253 OF THE CLASSIFICATION.

SEC. 1 (C). THE "STRAIGHT" BILL OF LADING IS TO BE USED FOR ANY SHIPMENT NOT CONSIGNED TO THE ORDER OF ANY CORPORATION, FIRM, INSTITUTION OR PERSON.

SEC. 1 (D). THE "ORDER" BILL OF LADING IS TO BE USED FOR ANY SHIPMENT CONSIGNED TO ORDER OF ANY CORPORATION, FIRM, INSTITUTION OR PERSON.

SEC. 1 (E). EXCEPT AS OTHERWISE PROVIDED, CARRIERS SHALL NOT FURNISH:

(1) BILL OF LADING SETS THAT CONSIST OF MORE THAN AN "ORIGINAL," A "SHIPPING ORDER" AND A "MEMORANDUM" PER SHIPMENT.

(2) MORE THAN ONE ORIGINAL FREIGHT BILL ON ITS OWN STANDARD FORM AND ONE DUPLICATE THEREOF, EXCLUSIVE OF THE CONSIGNEE'S MEMO COPY, PER SHIPMENT.

(3) MORE THAN ONE ORIGINAL AND ONE COPY OF ITS STATEMENT OF TRANSPORTATION CHARGES ON ITS OWN STANDARD FORM.

SEC. 1 (F). WHEN PAYOR OF FREIGHT OR OTHER LAWFUL CHARGES REQUIRES OR REQUESTS, AS A PREREQUISITE TO PAYMENT (SEE NOTES 2 AND 3.):

(1) THE RETURN OF ANY PART OF BILL OF LADING SETS OR COPIES THEREOF, OTHER THAN ONE SHIPPER-FURNISHED COPY, A CHARGE OF 50 CENTS FOR EACH DOCUMENT OR COPY WILL BE MADE; OR

(2) COPIES OF FREIGHT BILLS OR STATEMENTS OF TRANSPORTATION CHARGES IN EXCESS OF THE NUMBER SPECIFIED IN SEC. 1 (C), A CHARGE OF 50 CENTS FOR EACH SUCH DOCUMENT OR COPY WILL BE MADE; OR

(3) THE PREPARATION BY THE CARRIER OF ANY FORMS REQUIRING ITEMIZATION, LISTING OR DESCRIPTION OF SINGLE OR MULTIPLE FREIGHT BILLS, FOR SUBMITTAL WITH FREIGHT BILLS OR STATEMENTS OF CHARGES, A CHARGE OF 10 CENTS PER LINE OF ITEMIZATION, LISTING OR DESCRIPTION (OR PORTION THEREOF) SUBJECT TO A MINIMUM CHARGE OF 50 CENTS PER PAGE, PER COPY, WILL BE MADE, OR,

(4) ANY FORMS OR COPIES OF FORMS, OTHER THAN THOSE DESCRIBED IN SEC. 1 (F) (2), TO BE SUBMITTED WITH FREIGHT BILLS OR STATEMENTS OF CHARGES, A CHARGE OF 50 CENTS FOR EACH SUCH FORM OR COPY WILL BE MADE, OR,

(5) THAT INFORMATION NOT SHOWN ON THE SHIPPING ORDER AT TIME OF SHIPMENT BE SHOWN ON FREIGHT BILLS OR STATEMENTS OF CHARGES, A CHARGE OF 50 CENTS PER SHIPMENT WILL BE MADE.

SEC. 1 (G). CARRIERS ARE NOT OBLIGATED TO FURNISH BILLS OF LADING CONTAINING INFORMATION BEYOND THAT SHOWN IN THE EXAMPLES SET FORTH ON PAGES 242 TO 253 OF THE CLASSIFICATION.

SEC. 1 (H). CONSIGNORS MAY ELECT TO HAVE PREPRINTED (SEE NOTE 1) THEIR OWN BILL OF LADING FORMS, IN WHICH CASE SUCH BILLS MUST CONFORM TO ALL OF THE REQUIREMENTS OF SECTION 2 OF THIS RULE. CONSIGNORS WHO HAVE PRINTED THEIR OWN BILL OF LADING FORMS MAY, AT THEIR OPTION, INSTEAD OF USING THE UNIFORM STRAIGHT BILL OF LADING AS SET FORTH ON PAGES 242 TO 244 OF THE CLASSIFICATION, USE THE STRAIGHT BILL OF LADING--SHORT FORM AS SET FORTH ON PAGE 254 OF THE CLASSIFICATION, WHICH BY REFERENCE MAKES A PART THEREOF ALL OF THE TERMS AND CONDITIONS OF THE UNIFORM STRAIGHT BILL OF LADING; IN WHICH EVENT THE TRANSPORTATION OF THE SHIPMENT SHALL BE SUBJECT TO ALL OF THE TERMS AND CONDITIONS OF THE UNIFORM STRAIGHT BILL OF LADING AS IF SUCH UNIFORM STRAIGHT BILL OF LADING HAD BEEN EXECUTED INSTEAD OF THE STRAIGHT BILL OF LADING--SHORT FORM.

NOTE 1--THE TERM "PREPRINTED" DENOTES BILLS OF LADING THAT CONTAIN PRINTED INFORMATION SUCH AS (1) IDENTIFICATION OR LOCATION OF CONSIGNOR OR CONSIGNEE, (2) COMMODITY DESCRIPTIONS, (3) RATES OR CLASSES, OR (4) OTHER MATTER PERTINENT TO THE SHIPMENT.

NOTE 2--THE CHARGES SET FORTH IN SEC. 1 (F) WILL NOT APPLY TO:

(A) BANK PAYMENT PLANS WHEN DOCUMENTATION IS LIMITED TO (1) DEPOSIT TICKET(S) SUPPLIED BY THE BANK, (2) SUPPORTING FREIGHT BILLS NOT IN EXCESS OF THE NUMBER SET FORTH IN SEC. 1 (C), OR (3) THE RETURN OF A COPY OF THE BILL OF LADING FURNISHED BY SHIPPER.

(B) SIGHT DRAFT PLANS WHEN DOCUMENTATION IS LIMITED TO (1) SIGHT DRAFTS, (2) SUPPORTING FREIGHT BILL(S) AND STATEMENT(S) OF CHARGES NOT IN EXCESS OF NUMBER SET FORTH IN SEC. 1 (E), OR (3) THE RETURN OF A COPY OF THE BILL OF LADING FURNISHED BY SHIPPER.

NOTE 3--THE PROVISIONS SET FORTH IN SEC. 1 (E) AND 1 (F) WILL NOT APPLY TO FEDERAL, STATE OR MUNICIPAL GOVERNMENTS.

(CONTINUED)

FOR EXPLANATION OF ABBREVIATIONS AND REFERENCE MARKS, SEE LAST PAGE OF THIS APPENDIX.

RULES--(CONTINUED)

RULE 360 -- CONCLUDED

SEC. 2. INFORMATION TO BE SHOWN ON A BILL OF LADING.

SEC. 2 (A). THE NAME AND ADDRESS OF ONLY ONE CONSIGNOR AND ONE CONSIGNEE AND ONLY ONE DESTINATION SHALL APPEAR ON A BILL OF LADING. WHEN A SHIPMENT IS CONIGNED TO A POINT OF WHICH THERE ARE TWO OR MORE OF THE SAME NAME IN THE SAME STATE, THE NAME OF THE COUNTY MUST BE SHOWN.

SEC. 2 (B). AN "ORDER" BILL OF LADING WILL NOT BE ISSUED UNLESS THE NAME OF THE CORPORATION, FIRM, INSTITUTION OR PERSON TO WHOSE ORDER THE SHIPMENT IS CONIGNED IS PLAINLY SHOWN THEREON AFTER THE WORDS "CONIGNED TO ORDER OF."

SEC. 2 (C). TO INSURE THE ASSESSMENT OF CORRECT FREIGHT CHARGES AND AVOID INFRACTIONS OF FEDERAL AND STATE LAWS, SHIPPERS SHOULD ACQUAINT THEMSELVES WITH THE DESCRIPTIONS OF ARTICLES IN THE TARIFF UNDER WHICH THEY SHIP. COMMODITY WORD DESCRIPTIONS MUST BE USED IN SHIPPING ORDERS AND BILLS OF LADING AND MUST CONFORM TO THOSE IN THE APPLICABLE TARIFF. APPROPRIATE WORD ABBREVIATIONS MAY BE USED. THE KIND OF PACKAGE USED MUST BE SHOWN. SHIPPING ORDERS AND BILLS OF LADING MUST SPECIFY NUMBER OF ARTICLES, PACKAGES OR PIECES.

SEC. 2 (D). ARTICLES INDICATED AS EXPLOSIVES OR AS DANGEROUS ARTICLES IN DANGEROUS ARTICLES TARIFF (DAT) MUST BE DESCRIBED ON THE BILL OF LADING AS SHOWN IN THAT TARIFF AND IN ADDITION MUST SHOW THE TARIFF DESCRIPTOON IN CONNECTION WITH WHICH THE APPLICABLE RATE OR CLASS IS PUBLISHED WHEN SUCH DESCRIPTIONS DIFFER.

SEC. 3. INSPECAION OF PROPERTY. WHEN CARRIER'S AGENT BELIEVES IT NECESSARY THAT THE CONTENTS OF PACKAGES BE INSPECTED, HE SHALL MAKE OR CAUSE SUCH INSPECTION TO BE MADE, OR REQUIRE OTHER SUFFICIENT EVIDENCE TO DETERMINE THE ACTUAL CHARACTER OF THE PROPERTY. WHEN FOUND TO BE INCORRECTLY DESCRIBED, FREIGHT CHARGES MUST BE COLLECTED ACCORDING TO PROPER DESCRIPTION.

SEC. 4. DELIVERY OF SHIPMENTS ON ORDER BILLS OF LADING:

SEC. 4 (A). THE SURRENDER TO THE CARRIER OF THE ORIGINAL ORDER BILL OF LADING, PROPERLY ENDORSED, IS REQUIRED BEFORE THE DELIVERY OF THE PROPERTY; BUT, IF SUCH BILL OF LADING BE LOST OR DELAYED, SEC. 4 (B) WILL GOVERN.

SEC. 4 (B). THE PROPERTY AY BE DELIVERED IN ADVANCE OF THE SURRENDER OF THE BILL OF LADING UPON RECEIPT OF A CERTIFIED CHECK, MONEY ORDER OR BANK CASHIER'S CHECK (OR CASH AT CARRIER'S OPTION) BY THE CARRIER'S AGENT FOR AN AMOUNT EQUAL TO ONE HUNDRED AND TWENTY-FIVE PERCENT OF THE INVOICE OR VALUE OF THE PROPERTY, OR AT CARRIER'S OPTION, UPON RECEIPT OF A BOND, ACCEPTABLE TO THE CARRIER, IN AN AMOUNT FOR TWICE THE INVOICE OR VALUE OF THE PROPERTY, OR A BLANKET BOND MAY BE ACCEPTED WHEN SATISFACTORY TO THE CARRIER AS TO SURETY, AMOUNT AND FORM. AMOUNTS OF MONEY DEPOSITED BY CERTIFIED CHECK, MONEY ORDER, BANK CASHIER'S CHECK OR IN CASH SHALL BE REFUNDED IN FULL:

IMMEDIATELY UPON SURRENDER OF BILL OF LADING PROPERLY ENDORSED;

OR WHEN

THE CARRIER HAS RECEIVED A BOND, ACCEPTABLE TO THE CARRIER, IN AN AMOUNT TWICE THE INVOICE OR VALUE OF THE PROPERTY.

SEC. 5. INSURANCE AGAINST MARINE RISK: THE COST OF INSURANCE AGAINST MARINE RISK WILL NOT BE ASSUMED BY THE CARRIER UNLESS SO PROVIDED, SPECIFICALLY, IN ITS TARIFFS.

RULE 535 (CANCELS RULE 535, PAGE 9 OF SUPPLEMENT 16.)

EXPIRATION DATES

RULES, ITEMS, OR OTHER PROVISIONS, MAKING REFERENCE HERETO, EXPIRE WITH THE DATE INDICATED BELOW, UNLESS SOONER CANCELLED, CHANGED OR EXTENDED.

RULE, ITEM OR PACKAGE	PROVISIONS WHICH EXPIRE	DATE EXPIRING
RULE 257	ALL PROVISIONS OF RULE	SEPTEMBER 30, 1969
RULE 260	PROVISIONS OF NOTE 2	NOVEMBER 22, 1968
RULE 310	PROVISIONS OF NOTE 4	{ PROVISIONS OF NOTE 4 OF RULE 310 HAVE NO APPLI- CATION, HAVING EXPIRED WITH OCTOBER 18, 1967 AS SCHEDULED.
▲RULE 360	PROVISIONS OF RULE 360 FORMERLY SUBJECT TO EXPIRATION DATE HAVE BEEN REVISED AND ARE NOT SUBJECT TO EXPIRATION DATE. APPLY PROVISIONS OF RULE 360 AS AMENDED.	
ITEM 134215) ITEM 134216) ITEM 134217)	{ THS PROVISIONS OF THESE ITEMS, PAGE 481 OF CLASSIFICATION, { HAVE NO APPLICATION, HAVING EXPIRED WITH DECEMBER 18, 1966, { AS SCHEDULED.	
PACKAGE 500	ALL PROVISIONS OF PACKAGE	JULY 31, 1969

FOR EXPLANATION OF ABBREVIATIONS AND REFERENCE MARKS, SEE LAST PAGE OF THIS APPENDIX.

ITEM	ARTICLES	CLASSES		
		LTL	TL	MM
27520-A	♦GAS NO1; GASOLINE NO1; OIL NO1; OTHER THAN HAND OR WHEEL PORTABLE MOTOR OPERATED BLOWER TYPE; GAS RADIATORS NO1; OR CHARCOAL, COAL, OIL OR WOOD AND GAS COMBINED NO1; SEE NOTES, ITEMS 27414, 27452 AND 27524, IN BARRELS, BOXES OR CRATES	85	(60 45)	(16.2 24.2)
Δ27522-A	NOTE--ALSO APPLIES ON STOVES OR RANGES OR PARTS CONTAINING METALS OTHER THAN IRON OR STEEL, PROVIDED THE WEIGHT OF SUCH METALS DOES NOT EXCEED 20 PERCENT OF TOTAL WEIGHT.			
Δ27524-A	NOTE--ALSO APPLIES ON OIL STOVES NOT PORCELAIN ENAMELED, IN CORRUGATED FIBRE BOXES TESTING NOT LESS THAN 200 POUNDS. DIMENSIONS MUST NOT EXCEED 90 UNITED INCHES.			
BROOMS GROUP, SUBJECT TO ITEM 32770:				
♦33240-A	MOPS, OTHER THAN DISH MOPS, IN PACKAGES:			
SUB 1	WET MOPS, SEE NOTE, ITEM 33242	92½	45	30.2
SUB 2	MOPS, NO1:			
SUB 3	HANDLES ATTACHED	110	60	18.2
SUB 4	HANDLES DETACHED	85	45	30.2
♦33242	NOTE--APPLIES ONLY ON MOPS HAVING HEARD OF YARN, DESIGNED FOR WET USE.			
33250-A	♦HEADS, PADS OR REFILLS, MOP, IN PACKAGES:			
SUB 1	YARN, NO1	77½	45	30.2
SUB 2	CELLULOSE, IMPREGNATED WITH SOAP OR CLEANSING AGENT	125	125	AQ
SUB 3	NO1; CELLULOSE NO1; OR CELLULOSE YARN	92½	45	30.2
41420-A	TANKS, MULTI-UNIT, RAILWAY CAR OR MOTOR TRUCK OR TRAILER FOR SHIPPING AIR, GASES OR LIQUIDS UNDER PRESSURE, STEEL, WALL THICKNESS NOT LESS THAN 11/32 INCH AND OUTSIDE DIAMETER NOT MORE THAN 37 INCHES:			
SUB 1	NEW	60	60	AQ
SUB 2	OLD, SEE NOTE, ITEM 41422	55	55	AQ
♦41422	NOTE--TANKS WILL BE REGARDED AS EMPTY PROVIDED THE SUBSTANCE REMAINING IN INDIVIDUAL TANKS DOES NOT EXCEED 3 PERCENT OF THE WEIGHT OF THE COMMODITY CONTAINED IN SUCH TANKS ON THEIR LAST LOADED MOVEMENT. TANKS WHICH CONTAIN A COMMODITY IN EXCESS OF 3 PERCENT OF THE LAST LOADED MOVEMENT WILL NOT BE CLASSED SUBJECT TO THIS ITEM, BUT WILL BE CHARGED FOR AT THE CLASS APPLICABLE TO THE COMMODITY CONTAINED THEREIN.			
DRUGS, MEDICINES OR TOILET PREPARATIONS, SUBJECT TO ITEM 58500:				
♦58660	COMPOUNDS, DENTAL PLATE CLEANING, DRY, IN BOXES	65	35	30.2
58750-A	DENTAL PLATE ADHESIVE POWDER, CANCEL. SEE ITEM 59080.			
♦59080	POWDER, DENTAL PLATE ADHESIVE, IN METAL CONTAINERS IN BOXES, SEE NOTE, ITEM 58502	125	70	30.2

FOR EXPLANATION OF ABBREVIATIONS AND REFERENCE MARKS SEE LAST PAGE OF THIS APPENDIX.

ITEM	ARTICLES	CLASSES	
		LTL	TL
79000-A	FURNITURE GROUP: ARTICLES CONSIST OF FURNITURE, SEE NOTES, ITEMS 79021, 79022, 79023, 79024, 79026 AND ♦79028, AS DESCRIBED IN ITEMS SUBJECT TO THIS GROUPING.		
79026-A	NOTE--DETACHABLE MIRRORS, GLASS TOPS, RACKS STANDS OR TOILETS, FORMING PART OF ▲CHIFFONNIERS, BUREAUS, DRESSERS, DRESSING OR TOILET TABLES, WASHSTANDS OR SIMILAR ARTICLES MUST BE DETACHED AND PACKED IN SAME PACKAGE WITH THE ARTICLES OR PACKED IN PACKAGES 1F, 3F, 5F, 6F, 28F, 30F, 37F OR 93F.		
*79028	NOTE--THE TERM "UPHOLSTERED" ALSO APPLIES ON ARTICLES OF FURNITURE WITH REMOVABLE PADS, CUSHIONS OR PILLOWS, WHETHER OR NOT OTHERWISE UPHOLSTERED.		
79050-A	BAMBOO, CANE, FIBRE, GRASS, RATTAN, REED OR WILLOW, WITH OR WITHOUT ▲METAL OR WOOD REINFORCEMENT, NO1, IN PACKAGES 1F, 2F, 3F, 4F, 5F, 8F, 19F, 21F, 23F, 27F, 28F, 30F OR 37F	♦250	SEE ITEM 82700
79070-A	♦▲BASSINETS, CRADLES, CRIBS OR BEDS, BAMBOO, CANE, FIBRE, GRASS, RATTAN, REED OR WILLOW, WITH OR WITHOUT METAL OR WOOD REINFORCEMENT, SEE NOTE, ITEM 81142; WITHOUT LEGS, NOT NESTED; OR WITH LEGS, LEGS DETACHED OR FOLDED; IN PACKAGES 1F, 2F, 3F, 5F, 19F, 21F, 25F, 28F, 30F OR 37F	200	SEE ITEM 82700
79080-A	♦▲BASSINETS, CRADLES, CRIBS OR BEDS, HAND PORTABLE, METAL AND PLASTIC COMBINED, COLLAPSED, SEE NOTE ITEM 81142, IN PACKAGE 25F	100	SEE ITEM 82700
79090-A	♦ BATHTUBS, FOLDING TABLE TYPE, WITH OR WITHOUT DRESSING TABLE TOPS OR ATTACHMENTS, IN PACKAGE 9-F	150	SEE ITEM 82700
79110-B	BLACKBOARDS (CHALKBOARDS), PORTABLE, REVOLVING OR REVERSIBLE, ON STANDS:		
SUB 1	SU, IN PACKAGES 1F, 2F, 3F, 5F, 21F, 28F, 30F OR 37F	100	SEE ITEM 82700
SUB 2	KD OR FOLDED FLAT, IN PACKAGES 1F, 2F, 3F, 5F, 21F OR 30F	♦92½	SEE ITEM 82700
79130-A	BLACKBOARDS (CHALKBOARDS) AND DESKS COMBINED. ♦CANCEL. OBSOLETE		
▲79170-A	BOXES, CABINETS, CHESTS, CLOSETS OR WARDROBES, GARMENT OR HOUSEHOLD UTILITY STORAGE:		
79180-A	FIBREBOARD OR FIBREBOARD AND WOOD COMBINED:		
SUB 1	SU, IN PACKAGES 1F OR 52F	200	SEE ITEM 82700
SUB 2	♦KD; OR TOPS, BOTTOMS OR DOORS THEREOF; IN PACKAGE 9F	125	SEE ITEM 82700
79190-A	FIBREBOARD WALLBOARD AND STEEL COMBINED, PLAIN, DECORATED OR COVERED, WITH PADDED TOPS, IN PACKAGE 25F:		
SUB 1	▲KD	85	SEE ITEM 82700
SUB 2	KD FLAT	70	SEE ITEM 82700
79255-A	CHAIRS, ▲SEATS AND ▲BACKS MOLDED OF BURLAP CLOTH AND PLASTIC COMBINED, UPHOLSTERED, WITH WOODEN OR STEEL LEGS:		
SUB 1	SU OR TAKEN APART, NOT NESTED OR IN NESTS OF LESS THAN 4, IN PACKAGE 7F	200	SEE ITEM 82700
SUB 2	LEGS DETACHED, SEATS AND BACKS IN NESTS OF 4 OR MORE, IN PACKAGE 7F	125	SEE ITEM 82700
79260-A	CHAIRS, REVOLVING OR SWIVEL, OR OTHER THAN REVOLVING OR SWIVEL, OR SETTEES; WITH ONE-PIECE SEAT AND BACK OF MOLDED PLASTIC OR RUBBER MOUNTED ON METAL OR WOODEN LEGS, BASES OR PEDESTALS, NOT UPHOLSTERED, IN PACKAGES 1F, 3F, 5F, 25F, 28F, 30F, 31F, PARAGRAPH (6) OR 37F. ♦SEE NOTE, ITEM 80593:		
SUB 1	SU, NOT STACKED ONE UPON THE OTHER, OR KD, ONE TO A PACKAGE	♦300	SEE ITEM 82700
SUB 2	SU, STACKED ONE UPON ANOTHER OR KD, TWO OR MORE TO A PACKAGE	♦200	SEE ITEM 82700

FOR EXPLANATION OF ABBREVIATIONS AND REFERENCE MARKS, SEE LAST PAGE OF THIS APPENDIX.

ITEM	ARTICLES	CLASSES		
		LTL	TL	(MW)
	FURNITURE GROUP, SUBJECT TO ITEM 79000:			
△79280-A	CHURCH:			
79340-A	WOODEN PEWS:			
SUB 1	SU, IN PACKAGES 1F, 2F, 3F, 5F, 21F, 28F, 30F OR 37F, SEE NOTE, ITEM 79342	125		SEE ITEM 82700
SUB 2	♦BACK AND SEAT ATTACHED, OR IN ONE PIECE, NESTED, AND WITH ENDS DETACHED, IN PACKAGES 1F, 2F, 3F, 5F, 19F, 21F, 28F, 30F OR 37F, SEE NOTE, ITEM 79342	85		SEE ITEM 82700
SUB 3	KD FLAT, IN PACKAGES 1F, 2F, 3F, 5F, 19F, 21F OR 30F, SEE NOTE, ITEM 79342	85		SEE ITEM 82700
△79342-A	NOTE--PEWS IN TL MAY BE SHIPPED PROTECTED BY CLOTH OR EXCELSIOR PADDING OF ADEQUATE THICKNESS AT ALL POINTS OF CONTACT AND SECURELY RACKED IN CAR; OR KD FLAT WRAPPED IN 200 POUND TEST DOUBLE-FACED CORRUGATED FIBREBOARD AND SECURELY FASTENED IN VEHICLE BY USE OF UNIT LOAD METHOD OF BLOCKING AND BRACING.			
79360-A	WOODEN, NO1:			
SUB 1	SU, IN PACKAGES 1F, 2F, 3F, 5F, 21F, 28F, 30F OR 37F	125		SEE ITEM 82700
SUB 2	♦KD, IN PACKAGES 1F, 2F, 3F, 5F, 21F OR 30F	100		SEE ITEM 82700
*79400	DRESSERS, WARDROBES OR DRESSING TABLES, INFANTS', EXTENSIBLE OR FOLDING, SEE NOTE, ITEM 79402, IN BOXES	250		SEE ITEM 82700
*79402	NOTE--APPLIES REGARDLESS OF MATERIALS OF CONSTRUCTION, WITH DRAWERS, SHELVES OR OTHER TYPE STORAGE AREA, WITH DRESSING TABLE CAPABILITY.			
79470-A	HAIR DRYER AND CHAIR COMBINED, COIN OPERATED, △SEE NOTE, ITEM 79472, IN BOXES	200	200	AQ
*79472	NOTE--APPLIES ONLY ON A HAIR DRYER COMBINED WITH A CHAIR HAVING A ONE-PIECE SEAT AND BACK OF MOLDED PLASTIC.			
79480-A	△HAMMOCKS, NO1, IN PACKAGE 9F:			
SUB 1	WITH COMPLETELY DISASSEMBLED HAMMOCK STAND	70		SEE ITEM 82700
SUB 2	WITHOUT HAMMOCK STAND	100		SEE ITEM 82700
SUB 3	WITH HAMMOCK STAND KD	85		SEE ITEM 82700
△79600-A	METALLIC OR WOODEN, SEE NOTE, ITEM 79602:			
79602-B	NOTE--METALLIC OR WOODEN FURNITURE MAY HAVE INSERTS OF BAMBOO, CANE, FABRIC, FIBRE, GRASS, LEATHER, ♦PLASTIC, RATTAN, REED OR WILLOW IN BACKS, PANELS OR SEATS, OR MAY HAVE BACKS OR BACK PANELS, DRAWER BOTTOMS OR DUST STOPS CONSISTING OF FIBREBOARD OR FIBREBOARD WALLBOARD.			
79660-A	BED CANOPIES OR BED CANOPY OR MOSQUITO NET FRAMES:			
ASUB 1	SU, IN PACKAGE 19F	200		SEE ITEM 82700
ASUB 2	KD FLAT OR FOLDED FLAT, IN PACKAGE 9F	85		SEE ITEM 82700
79680-A	BED ENDS, UNFINISHED. ♦CANCEL. SEE ITEM 79740.			
*79720-A	BEDS, FOLDING, UPRIGHT, DOOR, RECESS OR WALL, DISAPPEARING TYPE, WITH OR WITHOUT ROLLERS, STEEL, LTL, IN PACKAGES 1F, 3F, 5F, 19F, 21F, 28F, 30F OR 37F; ALSO TL, IN PACKAGE 9F (SPRINGS MAY BE LOOSE)	125		SEE ITEM 82700
79740-A	♦BEDS, KD (ENDS AND RAILS) OR BED ENDS, SEE NOTES, ITEMS 79741, 79742 AND 79744:			
SUB 1	METAL, IN PACKAGES 1F, 2F, 3F, 5F, 18F, 19F, 24F OR 30F, SEE NOTE, ITEM 79741	100		SEE ITEM 82700
SUB 2	WOODEN, IN PACKAGES 1F, 2F, 3F, 5F, 19F, 24F OR 30F	♦125		SEE ITEM 82700
△79741-A	NOTE--WOODEN BLOCKS NOT LESS THAN 2 INCHES THICK AND 2 INCHES IN WIDTH, OR 1 INCH THICK BY 1 3/8 INCHES DEEP AND 5 INCHES LONG MUST BE INSERTED OVER PROTRUDING LUGS OR HOOKS ON FOOTBOARDS OF METAL BED ENDS, AND MUST BE COVERED WITH PADDING OR DOUBLE-FACED CORRUGATED FIBREBOARD SECURELY TIED IN PLACE.			
△79742-A	NOTE--CLASSES WILL ALSO APPLY ON ACCOMPANYING NECESSARY EQUIPMENT OF LADDERS AND GUARD RAILS.			
*79744	NOTE--UNFINISHED BED ENDS MAY BE SHIPPED IN PACKAGE 9F.			

FOR EXPLANATION OF ABBREVIATIONS AND REFERENCE MARKS, SEE LAST PAGE OF THIS APPENDIX.

ITEM	ARTICLES	CLASSES		
		LTL	TL	(MW)
	FURNITURE GROUP, SUBJECT TO ITEM 79000:			
79780-A	BENCHES AND TABLES COMBINED. ♦CANCEL. OBSOLETE.			
♠79800-A	BENCHES, DENTISTS' LABORATORY:			
SUB 1	SU, IN PACKAGES 1F, 3F, 5F, 19F, 28F, 30F OR 37F	100		SEE ITEM 82700
SUB 2	KD, IN PACKAGES 1F, 2F, 3F, 5F OR 30F	85		SEE ITEM 82700
♠79900-A	BENCHES OR STOOLS, ORGAN OR PIANO:			
SUB 1	SU, IN PACKAGES 1F, 3F, 5F, 18F, 19F, 28F, 30F OR 37F	125		SEE ITEM 82700
SUB 2	KD OR FOLDED FLAT, IN PACKAGES 1F, 3F, 5F, 18F, 19F OR 30F	85		SEE ITEM 82700
79920-A	BENCHES, WORK, NO1, STEEL, OR STEEL AND WOOD COMBINED:			
SUB 1	♦♠SU OR KD, LTL, IN PACKAGE 9F OR CRATES, LEGS IN BUNDLES; ALSO TL, LOOSE	150		SEE ITEM 82700
SUB 2	KD FLAT (DRAWERS MAY BE SU), IN PACKAGE 9F OR CRATES, LEGS IN BUNDLES; ALSO TL, LOOSE	70	40	36.2
79940-A	BENCHES, NO1:			
SUB 1	SU, IN PACKAGES 1F, 3F, 5F, 7F, 8F, 26F, 28F, 30F OR 37F; ALSO TL, IN PACKAGES 18F OR 19F	♦200		SEE ITEM 82700
SUB 2	KD OR FOLDED FLAT, IN PACKAGES 1F, 3F, 5F, 19F, 26F OR 30F	85		SEE ITEM 82700
79980-A	BOOKCASES, SECTIONAL, ♠WITH OR WITHOUT DESK UNITS, STEEL, SU IN SECTIONS, IN PACKAGES 1F, 3F, 21F OR 25F, OR IN CRATES	85		SEE ITEM 82700
80000-A	BOOKCASES, SECTIONAL, ♠WITH OR WITHOUT DESK UNITS, WOODEN:			
SUB 1	SECTIONS SU, IN PACKAGES 1F, 2F, 3F, 5F, 21F, 28F, 30F OR 37F, ALSO TOPS OR BASES IN PACKAGE 19F	♦175		SEE ITEM 82700
SUB 2	SECTIONS KD FLAT OR FOLDED FLAT, IN PACKAGES 1F, 2F, 3F, 5F, 19F OR 30F	85		SEE ITEM 82700
80020-A	BOOKCASES, OTHER THAN SECTIONAL:			
SUB 1	SU:			
SUB 2	NOT NESTED, IN PACKAGES 1F, 2F, 3F, 5F, 21F, 28F, 30F, 37F, 80F, 82F OR 84F, SEE NOTE, ITEM 80022; OR WHEN IN THE WHITE WITHOUT GLASS, IN PACKAGES 19F OR 25F	♦175		SEE ITEM 82700
SUB 3	NESTED, IN PACKAGES 1F, 2F, 3F, 5F, 28F, 30F OR 37F	85		SEE ITEM 82700
SUB 4	COMPLETELY DISASSEMBLED (UNASSEMBLED COMPONENT PIECES), IN PACKAGES 1F, 2F, 3F, 5F, 19F, 25F OR 30F	♦70	40	36.2
♠80022-A	NOTE--WHEN BOOKCASE DOES NOT EXCEED 12 INCHES IN HEIGHT AND IS CONSTRUCTED OF LUMBER NOT LESS THAN THREE-QUARTER INCH THICK WITH SOLID ENDS, TOP AND BOTTOM, ARTICLE MAY BE SHIPPED IN PACKAGES 19F OR 25F.			
♦♠80040-A	BOOKCASES AND DESKS COMBINED OR SECRETARIES:			
SUB 1	SU, IN PACKAGES 2F, 3F, 5F, 21F, 28F, 30F OR 37F	150		SEE ITEM 82700
SUB 2	KD FLAT, IN PACKAGE 19F	70		SEE ITEM 82700
80060-B	BUFFETS, BUFFET SERVERS OR ♠CHINA CABINETS, KD, IN PACKAGES 1F, 2F, 3F, 5F, 19F, 21F, 28F, 30F OR 37F; ALSO KD, IN THE WHITE, IN PACKAGE 25F	85		SEE ITEM 82700
80080-B	BUFFETS, SU; BUFFET SERVERS, SU; CELLARETTES; CHINA CABINETS (CLOSETS), ♦SU, OTHER THAN KITCHEN CABINETS; ♠CHINA DECKS, SU; ♠CHINA TOPS, SU; ♠CONSOLE CABINETS; ♠CREDENZAS, CABINET-OR CHEST-TYPE; ♠CURIO CABINETS, SU; ♠DRY SINKS; ♠HUTCHES; OR SIDEBOARDS; SEE NOTE, ITEM 80082, IN PACKAGES 1F, 2F, 3F, 5F, 21F, 28F, 30F, 37F, 77F OR 84F	♦175		SEE ITEM 82700
♠80082-B	NOTE--WHEN SEPARATELY PACKAGED, TOPS MADE OF STONE, CAST OR NATURAL, WILL BE SUBJECT TO THE APPLICABLE CLASSES FOR STONE. STONE TOPS MAY BE PACKED IN PACKAGE 94F.			
80100-A	BUREAUS, CHESTS OF DRAWERS, ♠CHIFFONIERS, ♠CHIFFOROBES, DRESSERS, HIGHBOYS, LOWBOYS, SANITARY COMMODES, WASHSTANDS OR WASHSTAND COMMODES, STEEL:			
SUB 1	SU, IN PACKAGES 1F, 2F, 3F, 5F, 28F, 30F OR 37F	♦150		SEE ITEM 82700
SUB 2	KD FLAT (DRAWERS MAY BE SU), IN PACKAGES 1F, 2F, 3F, 5F, 19F OR 30F	85		SEE ITEM 82700

FOR EXPLANATION OF ABBREVIATIONS AND REFERENCE MARKS, SEE LAST PAGE OF THIS APPENDIX.

ITEM	ARTICLES	CLASSES	
		LTL	TL (MW)
	FURNITURE GROUP, SUBJECT TO ITEM 79000: METALLIC OR WOODEN, SUBJECT TO ITEM 79000:		
80120-B	BUREAU, ARMOIRES (DOOR CHESTS) OR ARMOIRE TOPS, CHEST-DESKS, CHESTS OF DRAWERS, ACHIFFONNIERS, CHIFFOROBES, DRESSERS, HIGHBOYS, LOWBOYS, NIGHT STANDS, NIGHT TABLES, NIGHT STAND COMMODES, SANITARY COMMODES, WASHSTANDS OR WASHSTAND COMMODES, WOODEN, SEE NOTE, ITEM 80082:		
SUB 1	SU, IN PACKAGES 1F, 2F, 3F, 5F, 21F, 28F, 30F, 37F, 68F, 71F, 77F OR 84F; ALSO NIGHT STANDS, NIGHT TABLES, NIGHT STAND COMMODES OR SANITARY COMMODES IN PACKAGE 26F	150	SEE ITEM 82700
SUB 2	KD FLAT (DRAWERS MAY BE SU), IN PACKAGES 1F, 2F, 3F, 5F, 19F, 30F OR 71F; ALSO KD FLAT (DRAWERS MAY BE SU), IN THE WHITE, IN PACKAGE 25F	85	SEE ITEM 82700
	CABINETS, SUBJECT TO ITEM 80200:		
80320-A	MUSIC, MUSIC RECORD, OR PHONOGRAPH OR TALKING MACHINE RECORD:		
SUB 1	SU, IN PACKAGES 1F, 2F, 3F, 5F, 28F, 30F OR 37F	150	SEE ITEM 82700
SUB 2	KD FLAT, IN PACKAGE 19F; ALSO KD FLAT, IN THE WHITE, IN PACKAGE 25F	85	SEE ITEM 82700
80440-A	CABINETS OR LOCKERS, STORAGE OR WARDROBE, NOI; KITCHEN CABINETS, SEE NOTE, ITEM 80473; WALL CABINETS, KITCHEN OR BATHROOM, SEE NOTE, ITEM 80474; BASE CABINETS (WORK BASES) OR SINK OR STOVE CABINETS, SEE NOTES, ITEMS 80475 AND 80476:		
80460-A	STEEL, WITHOUT GLASS, SEE NOTE, ITEM 80462:		
SUB 1	SU, IN PACKAGE 25F; IN CRATES; OR IN PACKAGES 1F, 3F, 16F, 21F, 28F, 33F, 37F, 49F, 50F, 53F, 72F, 87F OR 98F, OR IN STRAIGHT TL, NOT MIXED TL, IN PACKAGE 69F; ALSO TL, BRACED AND RACKED IN VEHICLE	150	SEE ITEM 82700
SUB 2	KD FLAT, IN PACKAGES 1F, 3F, 5F, 19F, 28F, 30F OR 37F, OR IN CRATES	70	SEE ITEM 82700
80462-A	NOTE--ALSO APPLIES ON STEEL CABINETS WITH PLASTIC DRAWERS.		
80470-A	WOODEN, SEE NOTE, ITEM 80472:		
SUB 1	SU, IN PACKAGES 1F, 2F, 3F, 5F, 19F, 21F, 28F, 30F, 33F, 37F OR 84F; ALSO TL, BRACED AND RACKED IN VEHICLE	175	SEE ITEM 82700
SUB 2	KD (DRAWERS MAY BE SU), IN PACKAGES 1F, 2F, 3F, 5F, 19F OR 30F	85	SEE ITEM 82700
SUB 3	KD FLAT, IN PACKAGES 1F, 3F, 5F, 19F, 21F, 25F OR 30F, SEE NOTE, ITEM 80471	70	SEE ITEM 82700
80471-A	NOTE--NOT EXCEEDING 10 PERCENT OF WEIGHT UPON WHICH CHARGES ARE ASSESSED MAY CONSIST OF SU DRAWERS.		
80472-A	NOTE--ALSO APPLIES WHEN MADE OF FIBREBOARD WALLBOARD AND WOOD OR STEEL COMBINED, OR OF WOOD PARTICLE BOARD.		
80473-A	NOTE--APPLIES ONLY ON CABINETS COMPRISED OF TOP AND BASE SECTIONS, WHETHER ATTACHED OR SEPARATED.		
80474-A	NOTE--APPLIES ONLY ON CABINETS DESIGNED TO BE HUNG FROM OR FASTENED TO UPPER WALLS, OTHER THAN BATHROOM, MEDICINE OR TOILET CABINETS.		
80475-A	NOTE--APPLIES ONLY ON FREE-STANDING CABINETS OR ON CABINETS TO BE ATTACHED TO FLOORS OR LOWER WALLS, WITH OR WITHOUT SIDES OR TOPS, AND WHETHER OR NOT HAVING TOPS OR WORKING SURFACES OF MATERIALS OTHER THAN METAL OR WOOD.		
80476-A	NOTE--ALSO APPLIES ON CABINETS EQUIPPED WITH LAVATORIES, SINKS, REFRIGERATORS, STOVES OR WATER HEATERS WITH OR WITHOUT PUMPING SYSTEM, WHETHER IN SAME OR SEPARATE PACKAGES. LAVATORIES, SINKS, REFRIGERATORS, STOVES OR WATER HEATERS MAY BE IN PACKAGES AUTHORIZED IN INDIVIDUAL ITEMS.		
80485-A	CHAIR-BEDS, UPHOLSTERED, SEE NOTE, ITEM 80867, IN PACKAGE 7F	110	SEE ITEM 82700
80540-A	CHAIRS, CHAIR TABLES, OR STOOLS, SUBJECT TO ITEM 80500: CAFETERIA OR SCHOOL CHAIRS, WITH TABLE ARMS OR WITH TABLET ARM ATTACHMENTS, SEE NOTE, ITEM 80542:		
SUB 1	SU, IN PACKAGES 1F, 3F, 5F, 8F, 28F, 30F OR 37F	300	SEE ITEM 82700
SUB 2	KD; OR WITH TABLET ARMS OR ATTACHMENTS REMOVED AND TWO CHAIRS PACKED SEAT TO SEAT OR TWO OR MORE STACKED ONE UPON ANOTHER, SEE NOTE, ITEM 80593; IN PACKAGES 1F, 5F, 19F OR 30F	175	SEE ITEM 82700
80542-A	NOTE--ALSO APPLIES WHEN SEATS OR SEATS AND BACKS, OR TABLET ARMS ARE MADE OF PLASTIC OR COMPOSITION.		

FOR EXPLANATION OF ABBREVIATIONS AND REFERENCE MARKS, SEE LAST PAGE OF THIS APPENDIX.

ITEM	ARTICLES	CLASSES	
		LTL	TL (MW)
	FURNITURE GROUP, SUBJECT TO ITEM 79000:		
▲80580-A	CHAIRS OR STOOLS, NO1, OTHER THAN FOLDING:		
80590-A	STEEL OR WIRE, OR WITH STEEL OR WIRE FRAMES:		
SUB 1	SU, OTHER THAN STACKED ONE UPON ANOTHER, ♦SEE NOTE, ITEM 80593, IN PACKAGES 1F, 3F, 5F, 28F, 30F, 31F, 37F OR 64F	♦250	SEE ITEM 82700
SUB 2	SU, LESS THAN FOUR PER PACKAGE, STACKED ONE UPON ANOTHER. ♦SEE NOTE, ITEM 80593, IN PACKAGES 1F, 3F, 5F, 28F, 30F, 31F OR 37F	♦200	SEE ITEM 82700
SUB 3	SU, FOUR OR MORE PER PACKAGE, STACKED ONE UPON ANOTHER, ♦SEE NOTE, ITEM 80593, IN PACKAGE 31F, PARAGRAPH (6)	♦175	SEE ITEM 82700
SUB 4	BACKS REMOVED AND BASES NESTED, IN PACKAGES 1F, 5F, 30F OR 31F	125	SEE ITEM 82700
SUB 5	BACKS AND SEATS SEPARATED AND REMOVED FROM FRAMES; OR BACKS AND SEATS FLAT OR FOLDED FLAT, REMOVED FROM FRAMES; OR SEATS REMOVED FROM FRAMES, FRAMES INTERLACED; IN PACKAGES 1F, 3F, 5F, 28F, 30F, 31F OR 37F, SEE NOTES, ITEMS 80591 AND 80592	♦200	SEE ITEM 82700
SUB 6	♦OTHER THAN CAST IRON GARDEN OR LAWN CHAIRS OR STOOLS, KD, OTHER THAN BACKS REMOVED AND BASES NESTED, IN PACKAGES 1F, 3F, 5F, 28F, 30F, 31F, 37F OR 64F	♦150	SEE ITEM 82700
SUB 7	♦OTHER THAN CAST IRON GARDEN OR LAWN CHAIRS OR STOOLS, KD FLAT, IN PACKAGES 1F, 3F, 5F, 19F, 28F, 30F, 31F OR 37F, OR STOOLS NOT EXCEEDING 11 INCHES HIGH, NESTED IN NESTS OF 6 OR MORE, IN PACKAGE 25F	♦100	SEE ITEM 82700
▲80591-A	NOTE--FRAMES ONLY MAY BE SHIPPED IN PACKAGE 9F OR EACH WRAPPED IN TUBULAR PAPER SLEEVES MADE OF NOT LESS THAN 40 POUND KRAFT PAPER, IN BUNDLES WRAPPED WITH PADS MADE OF 2 SHEETS OF INDENTED PAPER, BASIS WEIGHT NOT LESS THAN 27 POUNDS, COVERED ON BOTH SIDES WITH KRAFT PAPER, BASIS WEIGHT NOT LESS THAN 30 POUNDS, SECURELY TIED.		
	METALLIC OR WOODEN, SUBJECT TO ITEM 79600:		
	CHAIRS, CHAIR TABLES, OR STOOLS, SUBJECT TO ITEM 80500:		
	CHAIRS OR STOOLS, NO1, OTHER THAN FOLDING, SUBJECT TO ITEM 80580:		
▲80592-A	NOTE--WHEN CHAIRS HAVE SOLID IRON FRAMES WITH ONE PIECE OF CANVAS FORMING SEAT AND BACK, FRAMES MAY EACH BE WRAPPED IN SINGLE-FACED CORRUGATED PAPER, INTERLACED AND SECURELY TIED IN BUNDLES, WITH CANVAS WRAPPED AND SECURELY TIED TO FRAMES.		
* 80593	NOTE--THE TERM "STACKED" APPLIES ONLY ON THOSE ARTICLES WHICH ARE PLACED ONE UPON ANOTHER, EACH IN THE SAME POSITION.		
▲80600-A	WOODEN, OR WITH WOODEN FRAMES, NO1, SEE NOTE, ITEM 80601:		
▲80601-A	NOTE--ROCKING CHAIRS, SU, WITH ROCKERS OR RUNNERS REMOVED WILL BE CLASSED AS WOODEN CHAIRS, SU.		
80605-A	♦FINISHED, NO1, UPHOLSTERED OR NOT UPHOLSTERED:		
SUB 1	SU, IN PACKAGES 1F, 2F, 3F, 5F, 7F, 8F, 28F, 30F, 37F, 64F OR 110F	♦300	SEE ITEM 82700
SUB 2	KD, IN PACKAGES 1F, 2F, 3F, 5F, 7F, 8F, 30F OR 39F	♦250	SEE ITEM 82700
SUB 3	KD FLAT, IN PACKAGE 9F	85	SEE ITEM 82700
80610-A	FINISHED, NO1, NOT OVERSTUFFED. ♦CANCEL. SEE ITEM 80605		
80615-A	FINISHED, OVERSTUFFED. ♦CANCEL. SEE ITEM 80605.		
80620-A	IN THE WHITE, SEE NOTE, ITEM 80622:		
SUB 1	SU, IN PACKAGES 1F, 2F, 3F, 5F, 8F, 28F, 30F OR 37F	♦250	SEE ITEM 82700
SUB 2	♦KD, IN PACKAGE 9F	♦150	SEE ITEM 82700
SUB 3	KD FLAT, IN BUNDLES	85	SEE ITEM 82700
▲80622-A	NOTE--CLASSES ALSO APPLY ON CHAIRS OR STOOLS VARNISHED OR PAINTED WITH NOT MORE THAN ONE COAT AND HAVING ACTUAL VALUE NOT EXCEEDING \$30.00 PER DOZEN WHEN IN BUNDLES.		
80630-A	OUTDOOR, OTHER THAN CYPRESS OR REDWOOD AND OTHER THAN RUSTIC. ♦CANCEL. SEE ITEM 80620.		

FOR EXPLANATION OF ABBREVIATIONS AND REFERENCE MARKS, SEE LAST PAGE OF THIS APPENDIX.

ITEM	ARTICLES	CLASSES		(MW)
		LTL	TL	
	FURNITURE GROUP, SUBJECT TO ITEM 79000:			
80640-A	♦♦ REVOLVING CHAIRS, NOI:			
SUB 1	SU, IN PACKAGES 1F, 3F, 5F, 7F, 8F, 28F, 30F, 31F, 37F OR 64F	♦250	SEE ITEM 82700	
SUB 2	KD, IN PACKAGES 1F, 2F, 3F, 5F, 7F, 8F, 30F, 31F OR 64F	♦150	SEE ITEM 82700	
80660-A	♦♦ ROLLING OR INVALID CHAIRS, HAND PROPELLED:			
SUB 1	OTHER THAN FOLDED OR KD FLAT, IN PACKAGES 1F, 3F, 5F, 8F, 25F, 28F, 30F OR 37F	150	SEE ITEM 82700	
SUB 2	FOLDED, IN PACKAGES 1F, 3F, 5F, 25F OR 30F	125	SEE ITEM 82700	
SUB 3	KD FLAT, IN PACKAGES 1F, 3F, 5F OR 30F	100	SEE ITEM 82700	
80750-A	♦ CHAIRS, SETTEES OR TABLES, RUSTIC, WOODEN:			
SUB 1	SU, LOOSE	200	SEE ITEM 82700	
SUB 2	KD, IN BUNDLES	85	SEE ITEM 82700	
80770-A	CHAIRS, NOI, CHAISE LOUNGES, STOOLS, SETTEES, GLIDING CHAIRS, COUCH HAMMOCKS OR GLIDERS, OR GLIDING SETTEES, FOLDING OR OTHER THAN FOLDING, TUBULAR METAL OR WITH TUBULAR METAL FRAMES, WITH OR WITHOUT WHEELS, WITH NON-PADDED SEATS OR BACKS OF SLATTED CONSTRUCTION, OR OF FABRIC, WEBBING, CORD, LACING, RATTAN, †CANE OR PLASTIC TUBING OR BANDS, OR WITH REMOVABLE PADS NOT OVER 2 INCHES IN THICKNESS, IN PACKAGES 1F, 2F, 3F, 5F, 7F, 8F, SEE NOTE, ITEM 80772, 19F, 28F, 30F, 31F, SEE NOTE, ITEM 80772, 37F, 45F OR 64F:			
SUB 1	SU; FOLDED; OR KD OTHER THAN COMPLETELY TAKEN APART	♦250	SEE ITEM 82700	
SUB 2	COMPLETELY TAKEN APART	♦150	SEE ITEM 82700	
▲80772-A	NOTE--WHEN IN PACKAGE 8F, ARTICLES MUST BE PACKED IN ACCORDANCE WITH PARAGRAPH (3) (B) THEREOF; WHEN IN PACKAGE 31F, ARTICLES MUST BE PACKED IN ACCORDANCE WITH PARAGRAPH (6) THEREOF.			
80775-A	CHAIRS, CHAISE LOUNGES, COUCHES, DAVENPORTS, DAYBEDS, DIVANS, †GLIDING CHAIRS OR SETTEES, †COUCH HAMMOCKS, †GLIDERS, LOUNGES, SOFAS, SETTEES, OR TETE-ATETES, WHEELED OR NOT WHEELED, ALUMINUM OR WITH ALUMINUM FRAMES, UPHOLSTERED OR PADDED OR WITH REMOVABLE PADS, CUSHIONS OR MATTRESSES OVER 2 INCHES IN THICKNESS, IN PACKAGES 1F, 2F, 3F, 5F, 19F, 30F OR 37F:			
SUB 1	SU; FOLDED; OR KD OTHER THAN COMPLETELY TAKEN APART	♦250	SEE ITEM 82700	
SUB 2	COMPLETELY TAKEN APART	♦150	SEE ITEM 82700	
80830-B	♦♦ CHAIRS OR STOOLS AND STEPLADDERS COMBINED; OR STEP STOOLS, SEE NOTE, ITEM 80832:			
SUB 1	SU, IN PACKAGES 1F, 2F, 3F, 5F, 26F, 28F, 30F OR 37F	125	SEE ITEM 82700	
SUB 2	KD, IN PACKAGES 1F, 2F, 3F, 5F, 19F, 26F OR 30F; ALSO KD, IN THE WHITE, IN PACKAGE 25F	85	SEE ITEM 82700	
80832-B	NOTE--APPLIES ONLY ON †ARTICLES WHICH HAVE HINGED OR PIVOTED RETRACTABLE STEPS FOR USE AS A LADDER.			
80850-A	CHAISE LOUNGES, COUCHES, DAVENPORTS, DAYBEDS, DIVANS, LOUNGES, †LOVE SEATS, †SETTEES, SOFAS, SOFA-BEDS OR TETE-A-TETES; UPHOLSTERED, OTHER THAN ALUMINUM:			
80860-A	UPHOLSTERED OR OVERSTUFFED. ♦CANCEL. SEE ITEM 80850.			
80865-A	▲DUAL-PURPOSE, SEE NOTE, ITEM 80867, IN PACKAGES 3F, 5F, 10F, 23F, 28F, 30F, 37F, 41F, 46F, 57F, 66F OR 89F, SEE NOTE, ITEM 80868	♦175	SEE ITEM 82700	
▲80867-A	NOTE--APPLIES ONLY ON THOSE ARTICLES WHICH BY MEANS OF FIXTURES OR MECHANISMS ARE CONVERTIBLE FROM CONVENTIONAL APPEARING SEATING FURNITURE TO SLEEPING ACCOMMODATIONS FOR ONE OR MORE PERSONS.			
▲80868-A	NOTE--WHEN IN PACKAGES 10F OR 46F, THE FOLLOWING CONDITIONS MUST BE MET: UPHOLSTERED SURFACES REQUIRING PROTECTION AGAINST ABRASION OR RUBBING MUST BE COVERED BY 30-POUND KRAFT PAPER OR ITS EQUIVALENT. WHEN IN TRUCKLOADS IN PACKAGE 10F, FIBREBOARD MAY TEST NOT LESS THAN 200 POUNDS, AND PACKAGE MAY BE SECURELY TIED WITH ROPE OR TWINE HAVING AN AVERAGE STRAIGHT-BREAK OF 440 POUNDS AND AN AVERAGE CUT BREAK OF 195 POUNDS INSTEAD OF METAL STRAPS, AND PACKAGES MUST BE MARKED "NOT ACCEPTABLE FOR LTL SHIPMENT."			

FOR EXPLANATION OF ABBREVIATIONS AND REFERENCE MARKS, SEE LAST PAGE OF THIS APPENDIX.

ITEM	ARTICLES	CLASSES	
		LTL	TL (MW)
	FURNITURE GROUP, SUBJECT TO ITEM 79000: METALLIC OR WOODEN, SUBJECT TO ITEM 79600: CHAISE LOUNGES, COUCHES, DAVENPORTS, DAYBEDS, DIVANS, LOUNGES, LOVE SEATS, SETTEES, SOFAS, SOFA-BEDS OR TETE-A-TETES, SUBJECT TO ITEM 80850:		
80869-A	OTHER THAN DUAL-PURPOSE, IN PACKAGES 3F, 4F, 5F, 23F, 28F, 30F, 37F, 41F, 57F, 66F, 89F, 91F OR 101F	250	SEE ITEM 82700
80870-B	NOT UPHOLSTERED. CANCEL. SEE ITEM 80869		
80872-B	NOTE-- CANCEL. SEE ITEM 81142.		
80900-B	CHESTS, WOODEN, OR CLOTHING BOXES, WITH OR WITHOUT COVERING OF CLOTH, CANE, FIBRE, GRASS OR MATTING, SEE NOTES, ITEMS 80902 AND 80904:		
SUB 1	SU, IN PACKAGES 1F, 2F, 3F, 5F, 20F, 21F, 28F, 30F OR 37F	150	SEE ITEM 82700
SUB 2	KD, IN PACKAGES 1F, 3F, 5F OR 30F; ALSO KD, IN THE WHITE, IN PACKAGES 19F OR 25F	85	SEE ITEM 82700
80902-B	NOTE-- CEDAR SHAVINGS IN BAGS MAY BE INCLUDED IN TL SHIPMENTS AT CLASS APPLICABLE TO CHESTS OR BOXES.		
80904-B	NOTE--MINIATURE CEDAR CHESTS MAY BE SHIPPED IN PACKAGE 25F.		
80980-A	COSTUMERS, IN PACKAGE 9F:		
SUB 1	SU	175	SEE ITEM 82700
SUB 2	KD	85	SEE ITEM 82700
81080-A	COUCH HAMMOCKS, OR GLIDERS, METAL NOI OR WOODEN: WITHOUT FRAMES OR STANDARDS:		
SUB 1	SU, IN PACKAGES 1F, 2F, 3F, 5F, 21F, 28F, 30F OR 37F.	150	SEE ITEM 82700
SUB 3	KD, IN PACKAGES 1F, 3F, 5F, 19F OR 30F	100	SEE ITEM 82700
81090-A	WITH FRAMES OR STANDARDS: TAKEN APART WITH FRAMES SU, IN PACKAGES 1F, 2F, 3F, 5F, 21F, 28F, 30F, 31F OR 37F	150	SEE ITEM 82700
SUB 2	KD, IN PACKAGES 1F, 3F, 5F, 23F, 30F OR 42F OR, IF NOT UPHOLSTERED, IN PACKAGE 31F	125	SEE ITEM 82700
SUB 3	KD FLAT, IN PACKAGES 1F, 3F, 5F, 19F, 30F OR 31F	110	SEE ITEM 82700
81110-A	CRADLES, CRIBS, PLAY PENS OR PLAY YARDS, SEE NOTE, ITEM 81142:		
81140-A	WOODEN:		
SUB 1	SU, LTL, IN PACKAGES 1F, 3F, 5F, 28F, 30F OR 37F; ALSO TL, IN PACKAGE 9F	200	SEE ITEM 82700
SUB 2	KD, LTL, IN PACKAGES 1F, 3F, 5F, 19F OR 30F, SEE NOTE, ITEM 81141; OR STRAIGHT TL, NOT MIXED TL, IN PACKAGE 9F	100	SEE ITEM 82700
81141-A	NOTE--VARNISHED PLAY PENS OR PLAY YARDS MAY BE SHIPPED IN PACKAGE 25F		
81142	NOTE-- LTL OR TL CLASSES WILL ALSO APPLY ON ONE PAD, MATTRESS, CUSHION OR PILLOW WHEN ENCLOSED IN SAME PACKAGE WITH ARTICLE. IN TL, CLASSES WILL ALSO APPLY ON ONE PAD, MATTRESS, CUSHION OR PILLOW FOR EACH ARTICLE WHEN PACKAGED SEPARATELY IN PACKAGES 10F, 11F OR 12F.		
81145-B	CYPRESS, OTHER THAN RUSTIC, OR REDWOOD, NOT PAINTED NOR VARNISHED, IN PACKAGE 9F:		
SUB 1	TABLES, ; OR BENCHES WITHOUT UPHOLSTERY, PADS OR SPRINGS; KD FLAT	70	SEE ITEM 82700
SUB 2	NOI, SEE NOTE, ITEM 81146:		
SUB 3	SU	200	SEE ITEM 82700
SUB 4	KD	125	SEE ITEM 82700
SUB 5	KD FLAT	85	SEE ITEM 82700
81146-B	NOTE--PADS OR CUSHIONS MUST BE WRAPPED IN TWO OR MORE THICKNESSES OF KRAFT PAPER EACH OF BASIS WEIGHT NOT LESS THAN 70 POUNDS.		

FOR EXPLANATION OF ABBREVIATIONS AND REFERENCE MARKS, SEE LAST PAGE OF THIS APPENDIX.

ITEM	ARTICLES	CLASSES	
		LTL	TL (MW)
	FURNITURE GROUP, SUBJECT TO ITEM 79000:		
81150-A	♦♦DESK SETS (DESK AND CHAIR IN SAME PACKAGE), WOODEN OR STEEL AND WOOD COMBINED, OTHER THAN PUPILS' SCHOOL DESKS:		
SUB 1	SU, IN PACKAGES 1F, 2F, 3F, 5F, 21F, 28F, 30F, 37F OR 40F	150	SEE ITEM 82700
SUB 2	KD, IN PACKAGES 1F, 3F, 5F, 19F OR 30F	100	SEE ITEM 82700
81175-A	DESKS, WALL HANGING OR BUILT-IN WALL TYPE. ♦CANCEL. OBSOLETE		
Δ81180-A	DESKS, WITH ONE OR MORE ENCLOSED PEDESTALS ON EITHER SIDE OR BOTH SIDES OF AN OPEN KNEE SPACE, WHICH CONTAIN CUPBOARDS OR DRAWERS, THE BOTTOMS OF WHICH ARE NOT MORE THAN 15 INCHES FROM THE FLOOR:		
81190-A	STEEL, SEE NOTES, ITEMS 81212, 81214 AND ♦81219:		
SUB 1	SU, SEE NOTE, ITEM 81217, IN BOXES OR CRATES OR WRAPPED IN FIBREBOARD TESTING NOT LESS THAN 200 POUNDS	♦150	SEE ITEM 82700
SUB 2	KD, IN BOXES OR CRATES OR WRAPPED IN FIBREBOARD TESTING NOT LESS THAN 200 POUNDS	85	SEE ITEM 82700
81200-A	WOODEN OR WOOD AND STEEL COMBINED:		
SUB 1	SU, SEE NOTE, ITEM 81217, IN PACKAGES 1F, 2F, 3F, 5F, 21F, 28F, 30F, 37F, 43F OR 77F	♦175	SEE ITEM 82700
SUB 2	KD, OTHER THAN ALL COMPONENTS DISASSEMBLED FROM EACH OTHER, IN PACKAGES 1F, 2F, 3F, 5F, 19F OR 30F	♦150	SEE ITEM 82700
SUB 3	ALL PANELS, LEGS AND TOPS DISASSEMBLED FROM EACH OTHER AND DISASSEMBLED FROM SU PEDESTAL (DRAWER) SECTIONS, SEE NOTE, ITEM 81218, IN PACKAGES 1F, 3F, 5F, 19F OR 30F	85	SEE ITEM 82700
81212-A	♦♦ NOTE--UNFINISHED DESKS MAY BE SHIPPED LOOSE, TL. UNFINISHED DESKS ARE THOSE WITHOUT PRIMING COAT OR WITH ONE COAT ONLY OF PRIMING.		
Δ81214-A	NOTE--LEGS OF STANDING DESKS MAY BE SHIPPED IN BUNDLES.		
81216-A	ΔNOTE--CANCEL. SEE ITEM 81212.		
Δ81217-A	NOTE--LETTER, INVOICE OR DOCUMENT FILES, POCKETS OR BOXES, OR FILE FOLDERS, PAPER OR PULPBOARD OR PAPER OR PULPBOARD AND WOOD COMBINED, NOT FILING CASES NOR CABINETS; PAPER INDEX CARDS OR GUIDES; PAPER CARDS, NOI, BLANK, BEVELED OR NOT BEVELED; PAPER CARDS, NOI, EMBOSSED, ENGRAVED, LITHOGRAPHED OR PRINTED; OR DESK TRAYS, THE COMBINED WEIGHT OF WHICH SHALL NOT EXCEED 20 PERCENT OF TOTAL WEIGHT UPON WHICH CHARGES ARE ASSESSED, MAY BE SHIPPED IN MIXED TL, WITH DESKS AT CLASSES APPLICABLE ON DESKS.		
Δ81218-A	NOTE--STEEL PARTS FOR SUPPORTING DRAWERS MAY BE SHIPPED LOOSE OR IN PACKAGES.		
*81219	NOTE--PLASTIC LAMINATE, LINOLEUM OR COMPOSITION TOPS MAY BE SUPPORTED BY WOOD OR WOOD COMPOSITION MATERIAL.		
	METALLIC OR WOODEN, SUBJECT TO ITEM 79600:		
81250-B	DESKS, NOI, WOODEN:		
SUB 1	SU, IN PACKAGES 1F, 2F, 3F, 5F, 21F, 28F, 30F OR 37F	♦200	SEE ITEM 82700
SUB 2	KD, IN PACKAGES 1F, 3F, 5F, 19F OR 30F; ALSO KD, IN THE WHITE, IN PACKAGE 25F	100	SEE ITEM 82700

FOR EXPLANATION OF ABBREVIATIONS AND REFERENCE MARKS, SEE LAST PAGE OF THIS APPENDIX.

ITEM	ARTICLES	CLASSES		
		LTL	TL	(Mw)
FURNITURE GROUP, SUBJECT TO ITEM 79000:				
*81260	DOUGH BOXES OR DOUGH BOX TABLES, IN PACKAGES 1F, 2F, 3F, 5F, 19F OR 21F	110		SEE ITEM 82700
81270-B	DRAWING TABLES, SEE NOTE, ITEM 81272:			
SUB 1	SU; OR TOPS DETACHED FROM SU TRESTLES OR STANDS, SEE NOTE, ITEM 81271, IN PACKAGES 1F, 2F, 3F, 5F, 28F, 30F, 37F OR 106F	100		SEE ITEM 82700
SUB 2	KD FLAT OR FOLDED FLAT, IN PACKAGES 1F, 2F, 3F, 5F, 19F OR 30F	85		SEE ITEM 82700
81271-B	NOTE--TOPS MAY BE SHIPPED IN PACKAGE 19F.			
Δ81272-B	NOTE--ALSO APPLIES WHEN SO CONSTRUCTED AS TO FUNCTION ALSO FOR FILING PURPOSES.			
81310-A	FOOT STOOLS, LEG RESTS OR OTTOMANS, WITH LEGS OR FEET, SEE NOTE, ITEM 81311; OR CHILDREN'S SITTING OR STEPPING STOOLS NOT OVER 8 INCHES IN HEIGHT:			
SUB 1	SU, IN PACKAGES 1F, 2F, 3F, 5F, 8F OR 30F	♦200		SEE ITEM 82700
SUB 2	KD, IN PACKAGES 1F, 3F, 5F, 26F, 30F OR 67F	85		SEE ITEM 82700
81311-A	NOTE--FOOT STOOLS, LEG RESTS OR OTTOMANS MAY BE SHIPPED IN SAME PACKAGE WITH FURNITURE DESCRIBED IN ♦ITEMS 80605 AND 80850, WHEN SECURELY HELD IN PLACE.			
81320-A	▲FRAMES, BED BASE, KD, ANGLE IRON, OR CHANNEL IRON 16 GAUGE OR THICKER, WITH OR WITHOUT WHEELS OR GLIDES, IN PACKAGES	70	40	30.2
81330-A	HALL SEATS. ♦CANCEL. OBSOLETE.			
81400 A	PLAY PENS, METAL AND FABRIC COMBINED, SEE NOTE, ITEM Δ81142, COLLAPSED, IN PACKAGE 25F	125		SEE ITEM 82700
Δ81430-A	RACKS, BOOK OR MAGAZINE, NO1:			
81435-A	NO1:			
SUB 1	SU, IN PACKAGES 1F, 3F, 5F, 28F, 30F OR 37F	♦300		SEE ITEM 82700
SUB 2	♦KD FLAT, IN PACKAGES 1F, 3F, 5F, 28F, 30F OR 37F	85		SEE ITEM 82700
81465-A	SCHOOL DESKS, PUPILS', IRON AND WOOD, PLASTIC OR WOOD COMPOSITION, OR PUPILS' DESK SETS CONSISTING OF DESK AND CHAIR NOT ATTACHED, IN SAME OR SEPARATE PACKAGES, SEE NOTE, ITEM 81467:			
SUB 1	SU IN PACKAGES 1F, 2F, 3F, 5F, 28F, 30F, 37F OR 75F	♦175		SEE ITEM 82700
SUB 2	KD, IN PACKAGES 1F, 2F, 3F, 5F, 19F, 25F OR 30F	85		SEE ITEM 82700
81467-A	NOTE--CHAIRS MAY BE IN PACKAGE 31F.			
81500-A	SCHOOL DESKS WITH SEATS ATTACHED, PUPILS', IRON AND WOOD COMPOSITION:			
SUB 1	SU, IN PACKAGES 1F, 2F, 3F, 5F, 28F, 30F, 37F OR 75F	♦200		SEE ITEM 82700
SUB 2	KD, IN PACKAGES 1F, 2F, 3F, 5F, 19F, 25F OR 30F	85		SEE ITEM 82700
81540-A	SCREENS, FLOOR, ♦WITH STEEL FRAMES, KD, IN PACKAGE 9F	85		SEE ITEM 82700
81590-A	SETTEES OR ♦DEACON'S BENCHES (SEATS WITH BACKS AND LEGS, WITH OR WITHOUT ARMS, NOT UPHOLSTERED, DESIGNED TO ACCOMMODATE TWO OR MORE PERSONS):			
81600-A	IRON, OR IRON WITH WOODEN SLATS:			
SUB 1	SU, IN PACKAGE 9F	♦350		SEE ITEM 82700
SUB 2	OTHER THAN CAST IRON ♦GARDEN OR LAWN SETTEES, KD FLAT, IN PACKAGE 9F, EXCEPT STEEL PARTS MAY BE IN METAL-STRAPPED OR WIRED BUNDLES	♦70		SEE ITEM 82700
81610-A	WOODEN, OTHER THAN RUSTIC:			
SUB 1	SU, IN PACKAGES 1F, 2F, 3F, 5F, 8F, 23F, 28F, 30F OR 37F	♦300		SEE ITEM 82700
SUB 2	FOLDED, IN PACKAGES 1F, 2F, 3F, 5F, 8F OR 30F	100		SEE ITEM 82700
SUB 3	KD, OTHER THAN FOLDED, IN PACKAGES 1F, 3F, 5F, 8F, 19F OR 30F	85		SEE ITEM 82700
♦81650-A	STANDS, BAGGAGE:			
SUB 1	SU, IN PACKAGES 1F, 3F, 5F, 18F, 28F, 30F OR 37F	150		SEE ITEM 82700
SUB 2	KD, IN PACKAGES 1F, 3F, 5F, 19F OR 30F	85		SEE ITEM 82700
81660-A	STANDS, BOOK, CHART OR MUSIC HOLDING, KD, IN PACKAGES 1F, 3F, 5F, OR 30F	85		SEE ITEM 82700

FOR EXPLANATION OF ABBREVIATIONS AND REFERENCE MARKS, SEE LAST PAGE OF THIS APPENDIX.

ITEM	ARTICLES	CLASSES		(MW)
		LTL	TL	
	FURNITURE GROUP, SUBJECT TO ITEM 79000:			
81780-A	SWINGS, NOI:			
SUB 1	SU, IN PACKAGES 1F,3F,5F,28F, 30F OR 37F	200		SEE ITEM 82700
SUB 2	KD FLAT, ♦IN PACKAGES 1F, 3F, 5F OR 30F	100		SEE ITEM 82700
81820-A	TABLE SETS, CHILDREN'S (CHILD'S TABLE AND ONE OR TWO CHAIRS OR ONE OR TWO BENCHES IN SAME PACKAGE):			
Δ81830-A	METAL, OR METAL AND WOOD COMBINED, KD, IN PACKAGES 1F, 3F, 5F OR 30F, OR FOLDED FLAT, IN PACKAGE 26F	85		SEE ITEM 82700
81840-A	NOI:			
SUB 1	SU, IN PACKAGES 1F, 3F,5F,28F,30F OR 37F; OR WITH TABLE KD FLAT ♦AND CHAIRS SU, IN PACKAGE 26F	♦200		SEE ITEM 82700
SUB 2	KD FLAT, ♦IN PACKAGE 26F	85		SEE ITEM 82700
Δ81900-A	TABLES:			
81960-A	DOMESTIC SCIENCE OR SCHOOL LABORATORY (DOMESTIC SCIENCE OR SCHOOL LABORATORY DESKS), WITH OR WITHOUT FUME HOODS, OR PARTS THEREOF, NOI:			
SUB 1	SU OR IN SU SECTIONS, IN PACKAGES 1F,2F,3F,5F,21F, 28F, 30F OR 37F; ALSO TL, OTHER THAN WOODEN IN PACKAGE 19F	100		SEE ITEM 82700
SUB 2	♦KD, IN PACKAGES 1F,3F,5F,19F,21F OR 30F	85		SEE ITEM 82700
81970-A	DRESSING OR TOILET, STEEL OR WOODEN, ♦OTHER THAN INFANTS' DRESSING OR TOILET, IN PACKAGES 1F,2F,3F, 5F,21F,28F, 30F OR 37F	♦175		SEE ITEM 82700
	METALLIC OR WOODEN, SUBJECT TO ITEM 79600:			
	TABLES, SUBJECT TO ITEM 81900:			
*81980	DRESSING OR TOILET, INFANTS', OTHER THAN FOLDING, SEE NOTE, ITEM 81982; IN BOXES:			
SUB 1	WOODEN, OR WOOD WITH FIBREBOARD WALLBOARD SHELF BOTTOMS:			
SUB 2	SU	300		SEE ITEM 82700
SUB 3	KD FLAT	100		SEE ITEM 82700
SUB 4	NOI:			
SUB 5	SU	300		SEE ITEM 82700
SUB 6	KD	200		SEE ITEM 82700
*81982	NOTE--APPLIES WHETHER WITH OR WITHOUT DRAWERS, SHELVES OR OTHER TYPE STORAGE AREA, OR BATHING TUBS.			
82010-A	FOLDING, ALUMINUM. CANCEL. ♦SEE ITEM 82105.			

FOR EXPLANATION OF ABBREVIATIONS AND REFERENCE MARKS, SEE LAST PAGE OF THIS APPENDIX.

ITEM	ARTICLES	CLASSES	
		LTL	TL (MW)
	FURNITURE GROUP, SUBJECT TO ITEM 79000:		
82100-A	TABLES, NOI, SEE NOTES, ITEMS 80082 AND 82138:		
82105-A	ALUMINUM, OR ALUMINUM AND STEEL OR WOOD COMBINED:		
SUB 1	SU, IN PACKAGES 1F OR 25F, OR IN CRATES	200	SEE ITEM 82700
SUB 2	KD, IN PACKAGES 19F OR 25F	150	SEE ITEM 82700
SUB 3	KD FLAT, IN PACKAGES 19F OR 25F, OR IN CRATES	85	SEE ITEM 82700
82110-A	STEEL, SEE NOTES, ITEMS 82132, 82134 AND 82140:		
SUB 1	WIRE OR ROD, SEE NOTE, ITEM 81742:		
SUB 2	SU, IN PACKAGES 1F, 3F, 5F, 28F, 30F OR 37F	300	SEE ITEM 82700
SUB 3	KD, IN PACKAGES 1F, 3F, 5F, 19F OR 30F	85	SEE ITEM 82700
SUB 4	NOI:		
SUB 5	♦SU, IN PACKAGE 9F, OR IN CRATES	125	SEE ITEM 82700
SUB 6	♦OTHER THAN CAST IRON GARDEN OR LAWN TABLES; KD OR FOLDED FLAT, IN CRATES OR IN PACKAGE 9F	85	SEE ITEM 82700
82120-A	STEEL AND WOOD COMBINED, SEE NOTES, ITEMS 82132 AND 82134:		
SUB 1	SU, IN PACKAGES 1F, 2F, 3F, 5F, 21F, 28F, 30F, 34F OR 37F	200	SEE ITEM 82700
SUB 2	KD, IN PACKAGES 1F, 3F, 5F, 19F, 30F OR 62F	100	SEE ITEM 82700
SUB 3	KD FLAT, IN PACKAGES 1F, 3F, 5F, 19F, 30F OR 62F	70	SEE ITEM 82700
82130-A	♦WOODEN, SEE NOTES, ITEMS 82132, 82136, 82142:		
SUB 1	SU; OR SU WITH WINGS, LEAVES OR TOPS FOLDED TO SIDES, IN PACKAGES 1F, 3F, 5F, 21F, 28F, 30F, 34F, 37F, 58F OR 85F	200	SEE ITEM 82700
SUB 2	KD, IN PACKAGES 1F, 3F, 5F, 19F, 21F, 30F, 38F OR 62F	100	SEE ITEM 82700
SUB 3	KD FLAT, FINISHED, IN PACKAGES 1F, 3F, 5F, 19F, 21F, 30F, 38F OR 63F	85	SEE ITEM 82700
SUB 4	KD FLAT, NOT FINISHED, IN PACKAGE 9F	70	SEE ITEM 82700
82132-A	NOTE--THERE MAY BE INCLUDED ONE LAWN UMBRELLA FOR EACH TABLE.		
82134-A	NOTE--IRON OR STEEL PEDESTAL BASES OF TABLES MAY BE SHIPPED IN PACKAGES.		
82136-A	NOTE--TABLE LEAVES MAY BE PACKED IN PACKAGE 19F.		
82138-B	NOTE--ALSO APPLIES ON TABLES WITH COMPOSITION, GLASS, STONE OR TILE TOPS ATTACHED OR DETACHED AND IN SAME PACKAGE, OR ON ACCOMPANYING TOPS MADE OF GLASS, TILE OR COMPOSITION OTHER THAN CAST STONE, IN SEPARATE PACKAGES.		
82140-A	NOTE--STEEL TABLES NOT PRIMED, OR PRIMED WITH ONE COAT, WILL BE ACCEPTED LOOSE IN TL.		
*82142	NOTE--ALSO APPLIES ON DRUM TABLES, COMMODE TABLES OR COMMODES OTHER THAN NIGHT STAND COMMODES OR WASHSTAND COMMODES.		
82150-A	TABLES OR STANDS, TELEVISION. CANCEL. ♦SEE ITEM 178710.		
82190-A	TABOURETTES, NOI. CANCEL. ♦OBsolete.		
82220-A	▲TRAYS, DESK, IN PACKAGE 25F:		
SUB 1	SHEET STEEL	92½	SEE ITEM 82700
SUB 2	WOODEN	100	SEE ITEM 82700
82275-A	SETS, BED, CONSISTING OF MATTRESS, UPHOLSTERED BOX SPRING AND HEADBOARD WITH LEGS, ▲IN ONE PACKAGE, IN PACKAGE 10F	150	SEE ITEM 82700

FOR EXPLANATION OF ABBREVIATION AND REFERENCE MARKS, SEE LAST PAGE OF THIS APPENDIX.

ITEM	ARTICLES	CLASSES		
		LTL	TL	MW
92662-A	HANGLES, SUBJECT TO ITEM 92500; NOTE--PAPER TAPE MAY BE SHIPPED IN PAPER WRAPPED ROLLS.			
123000-A	MACHINERY GROUP, SUBJECT TO ITEM 114000; ♦WASHING MACHINE (WASHER) PARTS OTHER THAN METAL, NO1, IN BOXES ICE MAKING OR REFRIGERATING, SUBJECT TO ITEM 123200:	100	60	16.2
151390-A	PAPER, SUBJECT TO ITEM 150600: ♦SCRAP OR WASTE, NOT SENSITIZED:			
SUB 1	LTL:			
SUB 2	FLAT, VIZ.: OLD DIRECTORIES, SEE NOTE, ITEM 151392; OLD MAGAZINES, SEE NOTE, ITEM 151392; MAGAZINE COVERS OR PART COVERS, SEE NOTE, ITEM 151392; OLD PAMPHLETS, SEE NOTE, ITEM 151392; OLD NEWSPAPERS, SEE NOTE, ITEM 151392; OLD INDEX CARDS; OLD TABULATING CARDS; BOOKS CONTAINING TRADING STAMPS, STAMPS CANCELED BY PERFORATION; BOOKS WITH PAPER OR PAPERBOARD COVERS, SEE NOTE, ITEM 151392;			
SUB 3	IN BAGS, BOXES OR BUNDLES	50	....	....
SUB 4	NO1:			
SUB 5	IN BAGS, BARRELS, BOXES OR CRATES, OR IN BALES NOT MACHINE PRESSED	85		
SUB 6	IN MACHINE PRESSED BALES	50		
SUB 7	TL, IN PACKAGES	....	35	24.2
151392-A	♦NOTE--WHEN IN BAGS, ARTICLES MUST BE IN TIED BUNDLES IN BAGS. WHEN IN BUNDLES, NOT IN BAGS, BUNDLES MUST BE TIED WITH HEAVY CORD OR ROPE COMPLETELY ENCIRCLING THE BUNDLE AT LEAST TWICE AROUND SIDES AND ONCE AROUND ENDS, SECURELY KNOTTED AT EACH CROSSING.			
Δ156600-C	PLASTIC OR RUBBER ARTICLES, OTHER THAN EXPANDED, GROUP, SUBJECT TO ITEM 156500: ARTICLES NO1, IN BARRELS, BOXES OR CRATES, SEE NOTE, ITEM 156602:			
SUB 1	LTL, HAVING A DENSITY OF:			
SUB 2	LESS THAN 2 POUNDS PER CUBIC FOOT, SEE NOTES, ITEMS 156606 AND 156608	300	....	....
SUB 3	2 POUNDS PER CUBIC FOOT, BUT LESS THAN 4 POUNDS, SEE NOTES, ITEMS 156606 AND 156608	250	....	....
SUB 4	4 POUNDS PER CUBIC FOOT, BUT LESS THAN 6 POUNDS, SEE NOTES, ITEMS 156606 AND 156608	150	....	....
SUB 5	6 POUNDS PER CUBIC FOOT, BUT LESS THAN 12 POUNDS, SEE NOTES, ITEMS 156606 AND 156608	100	....	....
SUB 6	12 POUNDS PER CUBIC FOOT, BUT LESS THAN 15 POUNDS, SEE NOTES, ITEMS 156606 AND 156608	85	....	....
SUB 7	15 POUNDS OR GREATER PER CUBIC FOOT, SEE NOTE, ITEM 156606	70	....	....
SUB 8	TL	....	100	10.2
			70	16.2
			60	21.2
			45	30.2
156602-C	NOTE--THE FOLLOWING DEPARTURES FROM PACKING REQUIREMENTS ARE PERMITTED: 1. NECKS OF EMPTY CARBOYS MAY PROJECT FROM BARRELS, BOXES OR CRATES. 2. PLASTIC DRUMS OF 15 GALLON OR GREATER CAPACITY MAY BE SHIPPED LOOSE. 3. PLASTIC BOTTLE CARRYING BOXES OR CRATES MAY BE LOOSE OR IN PACKAGES.			
Δ156606-C	NOTE--SHIPPER MUST CERTIFY ON SHIPPING ORDER AND BILL OF LADING AS FOLLOWS: "THE DENSITY OF THE PLASTIC OR RUBBER ARTICLES NO1, OTHER THAN FOAM, CELLULAR, EXPALDED OR SPONGE, IS HEREBY STATED TO BE 'LESS THAN 2 POUNDS,' '2 POUNDS BUT LESS THAN 4 POUNDS,' '4 POUNDS BUT LESS THAN 6 POUNDS,' '6 POUNDS BUT LESS THAN 12 POUNDS,' '12 POUNDS BUT LESS THAN 15 POUNDS' OR '15 POUNDS OR GREATER' (AS THE CASE MAY BE)."			
Δ156608-C	NOTE--THE CHARGE FOR A PACKAGE OR PIECE OF A LESSER DENSITY MAY BE ASSESSED ON THE BASIS OF THE NEXT LOWER CLASS PROVIDED IN CONNECTION WITH THE NEXT HEAVIER DENSITY AT THE WEIGHT WHICH WOULD ACCRUE FROM MULTIPLYING THE CUBAGE OF SUCH PACKAGE OR PIECE BY THE LOWEST WEIGHT NAMED IN SUCH DENSITY GROUP. IN SUCH INSTANCES THE FOLLOWING CERTIFICATION MUST BE SHOWN ON SHIPPING ORDERS AND BILLS OF LADING AT TIME OF SHIPMENT; "THE CUBAGE OF THE INDIVIDUAL PACKAGES OR PIECES IN THIS SHIPMENT WHICH ARE SUBJECT TO CLASSES APPLICABLE TO A SPECIFIC DENSITY GROUP IS (INSERT CUBAGE IN FEET).....AND THE DECLARED DENSITY IS (INSERT DECLARED DENSITY)....AT A RESULTANT WEIGHT OF (INSERT WEIGHT FOR BILLING PURPOSES)....."			

FOR EXPLANATION OF ABBREVIATIONS AND REFERENCE MARKS, SEE LAST PAGE OF THIS APPENDIX.

ITEM	ARTICLES	CLASSES		
		LTL	TL	MW
164510-A	RACKS, SUBJECT TO ITEM 163900; STORE DISPLAY RACKS OR STANDS, FIBREBOARD, KD FLAT OR FOLDED FLAT, IN PACKAGES	♦110	65	15.2
*178710	STANDS OR TABLES, TELEVISION, IRON OR STEEL, ROD OR TUBULAR TYPE, TAKEN APART, BASES NESTED, IN BOXES	85	55	22.2
*178715	STANDS OR TABLES, PHONOGRAPH, RADIO, TAPE RECORDER OR TELEVISION, METAL NOI, OR METAL AND WOOD OR OTHER MATERIALS COMBINED, KD, IN BOXES	92½	55	22.2

SPECIFICATIONS FOR NUMBERED PACKAGES

MISCELLANEOUS

(CANCELS "PACKAGE 1208," PAGE 604 OF CLASSIFICATION.)

PACKAGE 1208

- (A) EXCEPT AS PROVIDED IN PARAGRAPH (B), WATER HEATERS, NOI, MUST BE SHIPPED IN BOXES OR CRATES, AND THOSE HAVING INSULATED AND JACKETED BOILERS OR TANKS MUST BE SUPPORTED OR SUSPENDED IN THE BOXES OR CRATES AND MUST BE SO PROTECTED THAT THERE WILL BE NO SHIFTING AND NOT LESS THAN ONE INCH CLEARANCE BETWEEN THE SIDE OF THE HEATER JACKET AND THE INSIDE WALL OF THE BOX OR CRATE.
- (B) WATER HEATERS, NOI, ΔOF THE COAL OR WOOD BURNING TYPE, OR WATER HEATERS, NOI, NOT PORCELAIN ENAMELED NOR JACKETED, OTHER THAN STORAGE TYPE, MAY BE SHIPPED LOOSE. SHIPMENTS OF WATER HEATERS, OF ANY KIND, USED, HAVING VALUE FOR SCRAP METAL CONTENT OR FOR SALVAGE OF PARTS MAY BE SHIPPED LOOSE.

EXPLANATION OF REFERENCE MARKS

(FOR EXPLANATION OF ABBREVIATIONS, SEE PAGE 632 OF CLASSIFICATION)

REFER- ENCE MARK	EXPLANATION
↓	INDICATES REDUCTION.
♦	INDICATES INCREASE.
▲	INDICATES CHANGE IN WORDING WHICH RESULTS IN NEITHER INCREASES NOR REDUCTIONS.
Δ	MATTER IN THIS ITEM IS BROUGHT FORWARD WITHOUT CHANGE IN APPLICATION FROM ITEM BEING CANCELLED.
*	INDICATES NEW ITEM.
°	DEGREE
%	INDICATES PERCENT.
v	INDICATES MIXED ARTICLES ENTRY.
@	EXCEPT AS NOTED.
MW	MINIMUM WEIGHT FACTOR, SEE RULE 997.
E	SUBJECT TO EXPIRATION DATE SHOWN IN RULE 535.

(FINIS)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
THE DENVER TRAMWAY CORPORATION, 350)
SOUTH SANTA FE DRIVE, DENVER, COLO-)
RADO, FOR AUTHORITY TO TRANSFER TO)
DENVER TRAMWAY CHARTER CO., 350)
SOUTH SANTA FE DRIVE, DENVER, COLO-)
RADO, A PORTION OF PUC NO. 210.)

APPLICATION NO. 22908-Transfer (Portion)

IN THE MATTER OF THE APPLICATION OF)
DENVER TRAMWAY CHARTER CO., 350)
SOUTH SANTA FE DRIVE, DENVER, COLO-)
RADO, (IN THE EVENT AUTHORITY SOUGHT)
IN APPLICATION NO. 22908-Transfer)
(Portion) IS GRANTED) TO BE RE)
RELIEVED FROM COMPLIANCE WITH RULE)
NO. 14 OF THE COMMISSION'S RULES)
AND REGULATIONS GOVERNING COMMON)
CARRIERS BY MOTOR VEHICLE GOVERNING)
LEASING OF EQUIPMENT IN CONNECTION)
WITH EQUIPMENT OWNED BY THE DENVER)
TRAMWAY CORPORATION AND LEASED TO)
DENVER TRAMWAY CHARTER CO.)

APPLICATION NO. 22909-Waiver

November 28, 1967

STATEMENT AND FINDINGS OF FACT

Denver-Colorado Springs-Pueblo Motorway, Continental Bus System, Inc. (Rocky Mountain Lines Division), American Bus Lines, Inc., Denver-Salt Lake-Pacific Stages, Inc., Continental Central Bus Lines and Transcontinental Bus System, Inc., by their Attorney, John R. Barry, filed a Motion to Intervene as its interest may appear in the above-captioned proceedings and caused copies of said Motion to be served by mail upon parties of record in these proceedings.

The Commission states and finds that applicants for intervention are parties who may or might be interested in or affected by any order which may be entered in these proceedings and that the intervention should be authorized.


ORDER


THE COMMISSION ORDERS:

That Motion to Intervene of Denver-Colorado Springs-Pueblo Motorway, Continental Bus System, Inc. (Rocky Mountain Lines Division), American Bus Lines, Inc., Denver-Salt Lake-Pacific Stages, Inc., Continental Central Bus Lines and Transcontinental Bus System, Inc., as their interest may appear, be, and the same hereby is, granted.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO





Commissioners

COMMISSIONER HENRY E. ZARLENGO
NECESSARILY ABSENT AND NOT
PARTICIPATING

Dated at Denver, Colorado,
this 28th day of November, 1967
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
MONTE J. AND INA F. BROWN DBA)
MONTE J. BROWN TRUCKING COMPANY)
Route 3, Box 540)
Durango, Colorado 81301)

AUTHORITY NO. B 6675
CASE NO. 768-H-Ins.

November 29, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On November 28, 1967, in the above entitled Case, the Commission entered its Order revoking the above authority for failure to maintain effective insurance on file with the Commission.

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

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



O R D E R

THE COMMISSION ORDERS:

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

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

Dated at Denver, Colorado, this
29th day of November, 1967 .

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
JOHN WICKAM)
108 South 13th Street)
Wheatland, Wyoming 82201)

AUTHORITY NO. PUC 5930-I
CASE NO. 758-H-Ins.

November 30, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On November 28, 1967, in the above entitled Case, the Commission entered its Order revoking the above authority for failure to maintain effective insurance on file with the Commission.

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

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

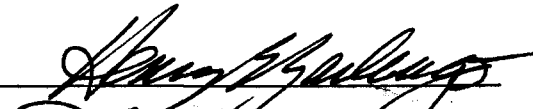
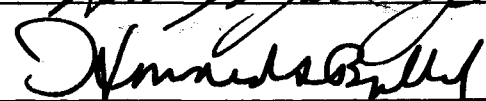

O R D E R

THE COMMISSION ORDERS:

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

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado, this
30th day of November, 1967 .

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
)
Gerald M. Keck dba)
Main Auto Wreckers)
2405 East 4th)
Pueblo, Colorado 81001)

AUTHORITY NO. M-6859
CASE NO. 2369-M-Ins.

December 4, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On November 28, 1967 , in the above entitled Case, the Commission entered its Order revoking the above authority for failure to maintain effective insurance on file with the Commission.

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

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


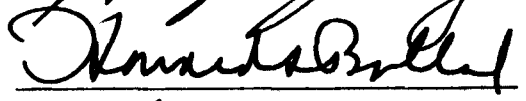

O R D E R

THE COMMISSION ORDERS:

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

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado, this
4th day of December 1967 .

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE: MOTOR VEHICLE OPERATIONS OF
CHARLES E. TAYLOR
RT. 1, BOX 448
DURANGO, COLORADO 81301

* * *
)
)
)
)
)

PERMIT NO. M-1605

December 4, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

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

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

O R D E R

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective November 30, 1967.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

[Signature]
[Signature]
[Signature]
Commissioners

Dated at Denver, Colorado,
this 4th day of December 1967
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE: MOTOR VEHICLE OPERATIONS OF)
)
WM. NIKL PRODUCE, INC.)
160 E. 2ND.)
COLBY, KANSAS 67701)

PERMIT NO. M-5748

December 4, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

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

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


O R D E R

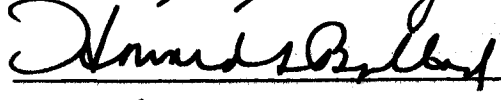
THE COMMISSION ORDERS:


That the above-entitled authority be, and the same hereby is, cancelled effective November 25, 1967.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO







Commissioners

Dated at Denver, Colorado,
this 4th day of December 1967
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE: MOTOR VEHICLE OPERATIONS OF	* * *)	
LIPSCOMB AGRICULTURAL SUPPLY CO.)	
1120 E. TRAFFIC WAY)	
SPRINGFIELD, MISSOURI		)	<u>PERMIT NO. M-12511</u>

December 4, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

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

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

ORDER

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective November 30, 1967.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Commissioners

Dated at Denver, Colorado,
this 4th day of December 1967
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE: MOTOR VEHICLE OPERATIONS OF)
HENRY MARTINEZ)
765 ELLIS STREET)
SAN FRANCISCO, CALIFORNIA 94109)

PERMIT NO. M-3018

December 4, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

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

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

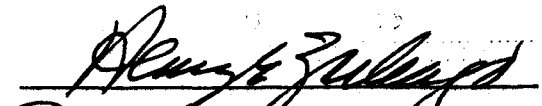
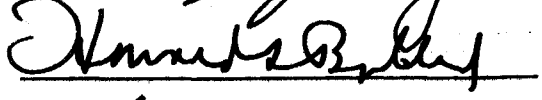

ORDER

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective November 22, 1967.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 4th day of December 1967
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE: MOTOR VEHICLE OPERATIONS OF)
MRS. LLOYD F. MARKLE)
5695 W. ARKANSAS)
DENVER, COLORADO 80226)

PERMIT NO. M-6884

December 4, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

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

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

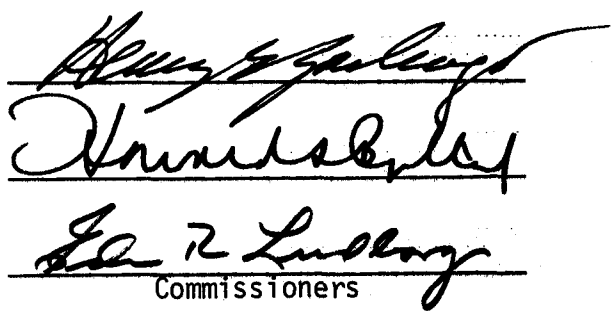
O R D E R

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective November 25, 1967.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 4th day of December 1967
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE: MOTOR VEHICLE OPERATIONS OF)
ORVAL ALLEN)
RTE 2, BOX 214)
ROCKY FORD, COLORADO 81067)

PERMIT NO. M-3859

December 4, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

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

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

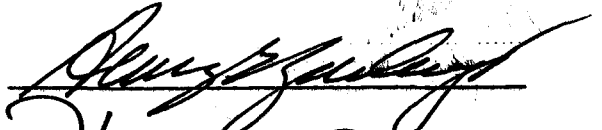
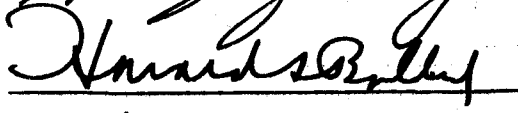

O R D E R

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective November 22, 1967.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 4th day of December 1967
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE: MOTOR VEHICLE OPERATIONS OF)
)
W. R. STEWART dba)
WESTCLIFFE MILK PRODUCTS)
WESTCLIFFE, COLORADO 81252)

PERMIT NO. B-4336 & I

December 4, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

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

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

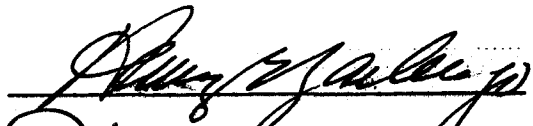

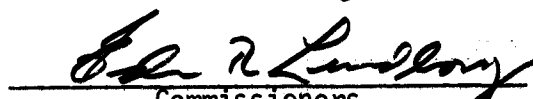
O R D E R

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective November 2, 1967.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 4th day of December 1967
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
PUBLIC SERVICE COMPANY OF COLORADO,)
550 15TH STREET, DENVER, COLORADO,)
FOR A CERTIFICATE OF PUBLIC CONVEN-)
IENCE AND NECESSITY FOR THE CON-)
STRUCTION, OPERATION AND MAINTENANCE)
OF A 330 MW ELECTRIC GENERATING)
PLANT TO BE KNOWN AS THE FORT)
ST. VRAIN NUCLEAR GENERATING)
STATION, NEAR PLATTEVILLE, COLORADO,)
TOGETHER WITH A 230 KV TRANSMISSION)
LINE FROM SAID PLANT SITE TO A)
POINT NEAR BOULDER, COLORADO, AND)
A 230 KV TRANSMISSION LINE FROM)
SAID PLANT SITE TO A POINT NEAR)
FORT LUPTON, COLORADO.)

APPLICATION NO. 22803

December 4, 1967

S T A T E M E N T

BY THE COMMISSION:

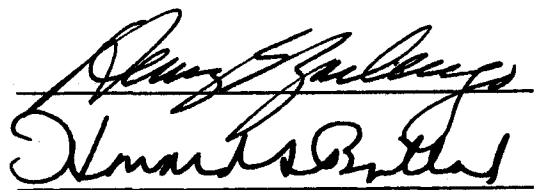
The Staff of the Commission has petitioned for additional time within which to prepare for its cross-examination of the direct case of the Applicant. Cross-Examination is presently scheduled to begin on December 5, 1967. The Commission has been advised that the Applicant has no objection to continuing the Hearing pursuant to the Staff's request with the proviso that the earliest reasonable date on the docket be obtained. The Staff has shown good cause for a continuance.

O R D E R

THE COMMISSION ORDERS:

That the hearing now set for December 5, 1967 will be continued for cross-examination to December 28, 1967 at the hour of 10:00 o'clock A.M.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 4th day of December, 1967

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
DAVID HAMERSLEY)
625 North Lynn)
Nevada, Missouri 64772)

AUTHORITY NO. PUC 6502-I
CASE NO. 742-H-Ins.

December 4, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On November 14, 1967, in the above entitled Case, the Commission entered its Order revoking the above authority for failure to maintain effective insurance on file with the Commission.

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

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

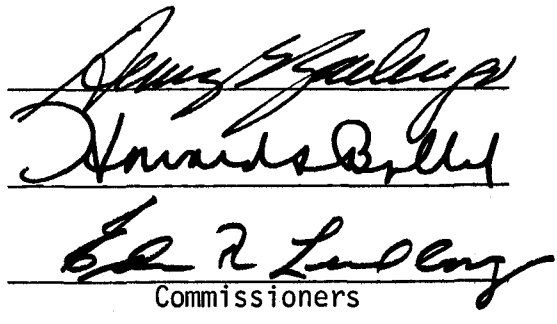
O R D E R

THE COMMISSION ORDERS:

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

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado, this
4th day of December, 1967 .

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
MARY ELLEN STIDHAM, N. M. STIDHAM,)
A. E. MANKINS AND JAMES E. MANKINS,)
SR., DOING BUSINESS AS "EAGLE)
TRUCKING COMPANY," BOX 471, KILGORE,)
TEXAS, FOR AUTHORITY TO TRANSFER)
INTERSTATE OPERATING RIGHTS TO MARY)
ELLEN STIDHAM, N.M. STIDHAM, A. E.)
MANKINS, INEZ MANKINS, EXECUTRIX,)
JAMES E. MANKINS, SR., DOING)
BUSINESS AS "EAGLE TRUCKING)
COMPANY," P. O. BOX 471, KILGORE,)
TEXAS.)

PUC NO. 2478-I-Transfer

December 6, 1967

STATEMENT AND FINDINGS OF FACT

Heretofore Mary Ellen Stidham, N. M. Stidham, A. E. Mankins and James E. Mankins, Sr., doing business as "Eagle Trucking Company," Kilgore, Texas, were granted a certificate of public convenience and necessity, being PUC No. 2478-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-holders now seek authority to transfer said PUC No. 2478-I to Mary Ellen Stidham, N. M. Stidham, A. E. Mankins, Inez Mankins, Executrix, James E. Mankins, Sr., doing business as "Eagle Trucking Company," Kilgore, Texas.

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

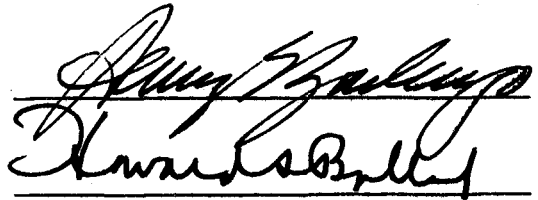
O R D E R

THE COMMISSION ORDERS:

That Mary Ellen Stidham, N. M. Stidham, A. E. Mankins and James E. Mankins, Sr., doing business as Eagle Trucking Company," Kilgore, Texas, be, and they hereby are, authorized to transfer all their right, title, and interest in and to PUC No. 2478-I -- with authority as set forth in the Statement preceding which is made a part hereof by reference -- to Mary Ellen Stidham, N. M. Stidham, A. E. Mankins, Inez Mankins, Executrix, James E. Mankins, Sr., doing business as "Eagle Trucking Company," Kilgore, Texas, subject to encumbrances against said operating rights, if any, 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 6th day of December, 1967.
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
GEORGE R. WHITNEY, DOING BUSINESS)
AS "CHIEFTAIN VAN & STORAGE," 45)
NORTH MAIN STREET, COUNCIL BLUFFS,)
IOWA, FOR AUTHORITY TO TRANSFER)
INTERSTATE OPERATING RIGHTS TO)
CHIEFTAIN VAN LINES, INC., 7201 MAIN)
STREET, RALSTON, NEBRASKA.)

PUC NO. 1466-I-Transfer

December 6, 1967

STATEMENT AND FINDINGS OF FACT

Heretofore, George R. Whitney, doing business as "Chieftain Van & Storage," Council Bluffs, Iowa, was granted a certificate of public convenience and necessity, being PUC No. 1466-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 said PUC No. 1466-I to Chieftain Van Lines Inc., Ralston, Nebraska.

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

O R D E R


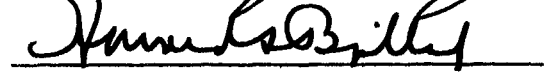

THE COMMISSION ORDERS:

That George R. Whitney, doing business as "Chieftain Van & Storage," Council Bluffs, Iowa, be, and hereby is, authorized to transfer all his right, title and interest in and to PUC No. 1466-I -- with authority as set forth in the Statement preceding, which is made a part hereof by reference -- to

Chieftain Van Lines Inc., Ralston, Nebraska, subject to encumbrances against said operating rights, if any, 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 6th day of December, 1967
et

(Decision No. 70495)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
THE LEADVILLE TRANSIT COMPANY, INC.,)
DOING BUSINESS AS "FOUNTAIN-FORT)
CARSON TRANSIT CO.," 1448 F STREET,)
SALIDA, COLORADO, FOR A CERTIFICATE)
OF PUBLIC CONVENIENCE AND NECESSITY)
TO OPERATE AS A COMMON CARRIER BY)
MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 22664

December 6, 1967

STATEMENT AND FINDINGS OF FACT

By the above-styled application, Applicant herein sought a certificate of public convenience and necessity, authorizing transportation of passengers, baggage, express, mail and newspapers (a) on schedule between Fountain, Widefield, Security, Fort Carson and all intermediate points; (b) in charter service from Fountain, Widefield and Security to all points in the State of Colorado; and (c) in taxicab service between points in the City of Fountain and from Fountain to all points in Colorado.

The Commission has now been advised by J. Albert Sebald, attorney for Applicant that Applicant no longer desires the authority herein sought, and requests that said application be dismissed.

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

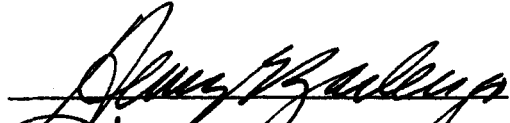
O R D E R


THE COMMISSION ORDERS:

That Application No. 22664 be, and the same hereby is, dismissed, without prejudice.

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 6th day of December, 1967
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
ALFRED R. JACKSON, AS EXECUTOR OF)
THE ESTATE OF R. M. JACKSON, ALSO)
KNOWN AS RONALD M. JACKSON, DE-)
CEASED, DOING BUSINESS AS "JACKSON'S)
TRANSFER AND STORAGE CO.", LAMAR,)
COLORADO, FOR AUTHORITY TO TRANSFER)
PUC NO. 244 TO ELINOR L. POPE AND)
ALFRED R. JACKSON, CO-PARTNERS DOING)
BUSINESS AS "JACKSON'S TRANSFER AND)
STORAGE," 203 NORTH 9TH STREET,)
ROCKY FORD, COLORADO.)

APPLICATION NO. 22848-Transfer

IN THE MATTER OF THE APPLICATION OF)
ELINOR L. POPE AND ALFRED R.)
JACKSON, AS EXECUTOR OF THE ESTATE)
OF R. M. JACKSON, ALSO KNOWN AS)
RONALD M. JACKSON, DECEASED, DOING)
BUSINESS AS "JACKSON TRUCKING CO.,")
LAMAR, COLORADO, TO TRANSFER PUC)
NO. 355 TO ELINOR L. POPE AND ALFRED)
R. JACKSON, CO-PARTNERS DOING BUSI-)
NESS AS "JACKSON TRUCKING CO.," 321)
HAYES AVENUE, LA JUNTA, COLORADO.)

APPLICATION NO. 22849-Transfer

December 7, 1967

Appearances: John P. Thompson, Esq., Denver,
Colorado, for the Transferors
and Transferees.

PROCEDURE AND RECORD

By the instant applications (No. 22848 and 22849) filed October 5,
1967, Alfred R. Jackson, as executor of the estate of R. M. Jackson, also known
as Ronald M. Jackson, Deceased, and Elinor L. Pope seek authority from the
Commission to transfer the interest of the said decedent to themselves, as
set forth in the caption hereof. After due and proper notice, these applica-
tions were set for hearing before the Commission at 10:00 A.M. on November
21, 1967 in the Commission's hearing room, 532 State Services Building, 1525
Sherman Street, Denver, Colorado, Commissioner Howard S. Bjelland presiding.

No one appeared in protest.

Applicants moved that the proceedings embraced herein be heard on a consolidated record, and there being no objection, the motion was granted.

Appearing as witnesses were Alfred R. Jackson and Elinor L. Pope.

These witnesses supported the following exhibits:

- Exhibit No. 1. Certified copy of Letters of Testamentary verifying the appointment of Alfred R. Jackson as executor of the estate of R. M. Jackson, also known as Ronald M. Jackson, in the Probate Court in and for Otero County, Colorado.
- Exhibit No. 2. Certified copy of Order for Partial Distribution of the involved Certificates, in the manner sought in these proceedings, and authorizing the executor to prosecute these proceedings, the said order being issued by the District Court in and for Otero County, in the matter of the estate of R. M. Jackson, also known as Ronald M. Jackson, Deceased.
- Exhibit No. 3. October 1, 1967 balance sheet of A. R. Jackson and Elinor L. Pope.

All exhibits were admitted in evidence, and at the conclusion of the hearing, the presiding Commissioner took the applications under advisement.

FINDINGS OF FACT

After due and careful consideration of the entire record in this proceeding, the Commission finds as fact from the record as follows:

1. Ronald M. Jackson is the owner of record of Certificate of Public Convenience and Necessity No. 244, issued by the Public Utilities Commission of the State of Colorado.
2. The said Certificate authorizes the holder thereof to engage in motor transportation as an irregular route common carrier. The specific authority as contained in the above said Certificate is as follows, to-wit:

PUC No. 244

- (a) To operate as a motor vehicle carrier for the transportation of freight and merchandise to and from any points within the City of Rocky Ford.
- (b) To operate as a motor vehicle carrier to and from Rocky Ford of freight and merchandise within a twenty mile radius of Rocky Ford.

- (c) That the originating territory of all shipments be limited to the City of Rocky Ford and within a radius of twenty miles therefrom, except as hereinafter otherwise provided.
- (d) To operate as a motor vehicle carrier in the transportation of household goods only from the originating territory herein described to any point on the Eastern Slope of the Rocky Mountains within the State of Colorado.
- (e) To operate as a motor vehicle carrier for the transportation of melons and livestock only from said originating territory to Pueblo, Colorado.
- (f) To operate as a motor vehicle carrier for the transportation of shoox and materials necessary and incident to the planting, growing, harvesting and shipping of melons and seed crops between Avondale, Colorado, and vicinity on the west and Las Animas, Colorado and vicinity on the east, and a distance of twenty miles north and south from the Arkansas River between said two points.
- (g) That all of the operations of both of the applicants herein be limited to an irregular service, based entirely upon call and demand.

Conduct of a transfer, moving and general cartage business in 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 percent 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.

3. That the Certificate is presently in good standing before the Commission.

4. R. M. Jackson and Elinor L. Pope are the owners of record of Certificate of Public Convenience and Necessity No. 355, issued by the Public Utilities Commission of the State of Colorado.

5. The said Certificate authorizes the holder thereof to engage in motor carrier transportation as an irregular route common carrier. The specific authority as contained in the above said Certificate is as follows, to-wit:

PUC No. 355

Transportation of freight and merchandise from one point to another within the City of La Junta, and the transportation of household goods, farm machinery, hay, grain, livestock, farm products, and farm supplies in that certain territory within a radius of 20 miles north, east, and south of said City of La Junta, with the proviso that applicant shall not operate on schedule, except within the City of La Junta, if demanded;

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, with the proviso that 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 20% higher in all cases than those charged by scheduled carriers;

that applicant shall not operate on schedule between any points;

that 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 La Junta for the purpose of developing business.

6. The said R. M. Jackson, also known as Ronald M. Jackson, died on or about May 20, 1964, and the applicant Alfred R. Jackson was appointed executor and is now executor of his estate. On August 8, 1967, the District Court for Otero County, in the matter of the said estate, ordered partial distribution of the said PUC No. 244 and the said PUC No. 355, in the manner as set forth in the present applications, and authorized Alfred R. Jackson as executor to apply to this Commission for the transfer of the said Certificates of Public Convenience and Necessity.

7. No authority is sought to mortgage either Certificate of Public Convenience and Necessity, and all indebtedness connected with the operation of both Certificates is to be paid if the transfer is approved.

8. Both Certificates of Public Convenience and Necessity have been operated to the full extent of any demands made upon the operators by the public for service authorized by the respective Certificates.

9. The transferees are the children of the said decedent, and are experienced, fit, and qualified to operate the same upon the approval of this Commission for the transfer of the said Certificates of Public Convenience and Necessity to them. They have sufficient facilities and equipment with which to perform the said operations.

10. The said operations are now and have been conducted as distinct and separate operations, having separate personnel, separate equipment, separate locations, separate accounting and other records and serving separate but competing communities located in Otero County. The transferees intend to continue this separation of operations, bookkeeping, and reporting. In the particular facts and circumstances of this individual case, it appears it is compatible with the public interest to allow the operating rights to remain separate. However, the wording of the authorities should be revised and restated.

11. The proposed transfers are in the public interest and should be authorized as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That Alfred R. Jackson, Executor of the estate of R. M. Jackson, Deceased, doing business as "Jackson's Transfer and Storage Co.," be, and hereby is, authorized to transfer all of his right, title and interest in and to PUC No. 244 to Elinor L. Pope and Alfred R. Jackson, co-partners doing business as "Jackson's Transfer & Storage."

That the full and complete operating authority under PUC No. 244 shall be as follows, to-wit:

- (1) 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 percent (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.

- (2) Transportation of household goods only from points within Rocky Ford, Colorado, and a twenty (20) mile radius thereof, to points on the Eastern Slope of the Rocky Mountains, within the State of Colorado.

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.

That Elinor L. Pope and Alfred R. Jackson, as executor of the estate of R. M. Jackson, Deceased, doing business as "Jackson Trucking Co.," be, and they hereby are, authorized to transfer all their right, title and interest in and to PUC No. 355 to Elinor L. Pope and Alfred R. Jackson, doing business as "Jackson Trucking Co."

That the full and complete operating authority under PUC No. 355 shall be as follows, to-wit:

- (1) 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, with the proviso that 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 (20%) percent higher in all cases than those charged by scheduled carriers.

That applicant shall not operate on schedule between any points;

That 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 La Junta for the purpose of developing business.

That said transfers shall become effective only if and when, but not before, said transferors and transferees, 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

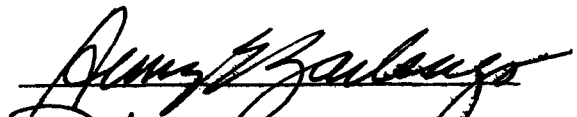


and requirements of this Order. Failure to file said written acceptance within thirty (30) days from the effective date of this Order shall automatically revoke the authority herein granted to make the transfers, without further order on the part of this Commission, unless such time shall be extended 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 the transferees to operate under this Order shall depend upon their compliance with all present and future laws and rules and regulations of the Commission, and the prior filing by transferors of delinquent reports, if any, covering operations under said Certificates up to the time of transfer of said Certificates.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 6th day of December, 1967
et

(Decision No. 70497)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
J. E. WILSON, ROUTE 2, BOX 234,)
MONTROSE, COLORADO, FOR A CLASS "B")
PERMIT TO OPERATE AS A PRIVATE CAR-)
RIER BY MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 22821-PP

December 6, 1967

Appearances: Leonard Campbell, Esq., Denver
Colorado, for Applicant.

PROCEDURE AND RECORD

On September 25, 1967, J. E. Wilson, Route 2, Box 234, Montrose, Colorado, filed the instant application (No. 22821-PP) for a Class "B" permit to operate as a private carrier by motor vehicle for hire in intra-state commerce for the transportation of logs, poles and related commodities as set forth in the application. On October 23, 1967, the Staff of the Commission issued temporary authority to so operate to J. E. Wilson.

On October 18, 1967, the Commission, pursuant to law, designated Robert L. Pyle as an Examiner for the purpose of conducting the hearing on the instant application. After due and proper notice, the Application was heard by said Examiner in the District Court Room, Court House, Montrose, Colorado, at 9 a.m. on November 20, 1967. On November 22, 1967, the said Examiner, pursuant to the provisions of 1963 CRS 115-6-9 (2), transmitted to the Commission the record of the proceeding together with a written statement of his Findings of Fact and Conclusions. The record transmitted by the Hearing Examiner establishes that no one appeared to protest the granting of the application.

The Commission has now given careful consideration to the record of the proceeding as well as the Findings of Fact and Conclusions submitted by the Examiner. These Findings of Fact and Conclusions read as follows:

FINDINGS OF FACT

From the testimony, records and file herein, your Examiner finds as fact, that:

1. This Applicant does not hold previously granted authority from this Commission.
2. Applicant has duly and properly applied for a Class "B" Permit for transportation of logs, poles and related commodities as listed in this application.
3. Applicant has 5 logging trucks, 20 years of experience in related fields, and a net worth of \$40,000, all of which are ample and suitable for operation of the authority applied for herein.
4. Applicant is familiar with the rules and regulations of the Public Utilities Commission and, if this application is granted, will abide by said rules and regulations as well as the safety requirements of the Commission. Further, Applicant has or will make adequate provision for insurance.
5. There is a present and special need for the service and, if this application is granted, Applicant will enter into special carriage contracts with customers to perform services thereunder.
6. The proposed operation will not impair the efficient public service of any authorized common carrier adequately serving the same territory over the same general route or routes.
7. The granting of the authority as applied for will be in the public interest and should be granted.

CONCLUSIONS

That the Commission make and enter its Order authorizing the Applicant, J. E. Wilson, to operate as a Class "B" private carrier by motor vehicle for hire with authority to transport the following designated commodities within the territory or area described:

"Transportation of logs, poles and timber products, from forests to sawmills, places of storage and loading points within a radius of 100 miles of said forests; rough lumber, from sawmills in said 100-mile radius to markets in the State of Colorado; provided, however, that no town-to-town service shall be rendered."

Pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission now specifically adopts the Findings of Fact and Conclusions of such Examiner as hereinabove set forth, and pursuant thereto,

ORDER

THE COMMISSION ORDERS:

That J. E. Wilson, Route 2, Box 234, Montrose, Colorado, be, and hereby is, authorized to operate as a Class "B" private carrier by motor

vehicle for hire for

"Transportation of logs, poles and timber products, from forests to sawmills, places of storage and loading points within a radius of 100 miles of said forests; rough lumber, from sawmills in said 100-mile radius to markets in the State of Colorado; provided, however, that no town-to-town service shall be rendered;"

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

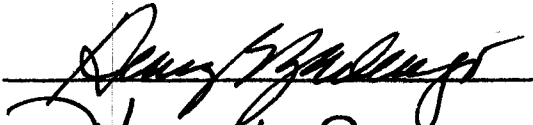
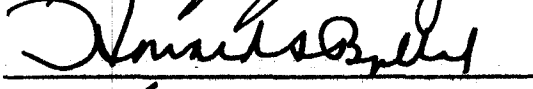
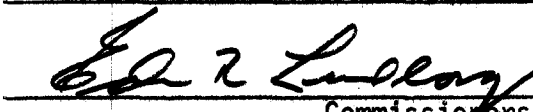
That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

That this Order is the permit herein provided for, but it shall not become effective until applicant has filed a statement of his customers, 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 6th day of December, 1967.
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BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION)	
OF ROBERT L. HUFF, DOING BUSINESS)	
AS "ROBERT L. HUFF EXCAVATING,"	)	<u>APPLICATION NO. 22855-PP</u>
P. O. BOX 533, MONTROSE, COLORADO,)	
FOR A CLASS "B" PERMIT TO OPERATE)	
AS A PRIVATE CARRIER BY MOTOR)	
VEHICLE FOR HIRE.)	

December 6, 1967

Appearances: Robert L. Huff, Montrose,
Colorado, pro se.

PROCEDURE AND RECORD

On October 10, 1967, Robert L. Huff, doing business as "Robert L. Huff Excavating," P. O. Box 533, Montrose, Colorado, filed the instant application (No. 22855-PP) for a Class "B" permit to operate as a private carrier by motor vehicle for hire in intrastate commerce for the transportation of commodities as set forth in the application.

On October 18, 1967, the Commission, pursuant to law, designated Robert L. Pyle as an Examiner for the purpose of conducting the hearing on the instant application. After due and proper notice, the Application was heard by said Examiner in the District Court Room, Court House, Montrose, Colorado, at 9 a.m. on November 20, 1967. On October 24, 1967, the said Examiner, pursuant to the provisions of 1963 CRS 115-6-9 (2), transmitted to the Commission the record of the proceeding together with a written statement of his Findings of Fact and Conclusions. The record transmitted by the Hearing Examiner establishes that no one appeared to protest the granting of the application.

The Commission has now given careful consideration to the record of the proceeding as well as the Findings of Fact and Conclusions submitted by the Examiner. These Findings of Fact and Conclusions read as follows:

FINDINGS OF FACT

From the testimony, records and file herein, your Examiner finds as fact, that:

1. This Applicant does not presently hold previously granted authority from this Commission.
2. Applicant has duly and properly applied for a Class "B" Permit for transportation of sand, gravel and related commodities, as listed in this application.
3. Applicant requests, in the event the authority herein sought is granted, that said operating rights be known as "Permit No. B-5224", being the number of a permit formerly held by him, which was cancelled for non-reinstatement.
4. Applicant has a 1958 Chevrolet 3-ton Tractor and Logging Trailer, two 5-yard Dump Trucks and 1 - 10-yard Dump Truck, 15 years of experience in related fields, and a net worth of \$35,000, all of which are ample and suitable for operation of the authority applied for herein.
5. Applicant is familiar with the rules and regulations of the Public Utilities Commission and, if this application is granted, will abide by said rules and regulations as well as the safety requirements of the Commission. Further, Applicant has or will make adequate provision for insurance.
6. There is a present and special need for the service and, if this application is granted, Applicant will enter into special carriage contracts with customers to perform services thereunder.
7. The proposed operation will not impair the efficient public service of any authorized common carrier adequately serving the same territory over the same general route or routes.
8. The granting of the authority as applied for will be in the public interest and should be granted.

CONCLUSIONS

That the Commission make and enter its Order authorizing the Applicant, Robert L. Huff, doing business as "Robert L. Huff Excavating," to operate as a Class "B" private carrier by motor vehicle for hire with authority to transport the following designated commodities within the territory or area described:

- "1. Transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of 50 miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, to homes and small construction jobs within a radius of 50 miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within

a radius of 50 miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of 50 miles of said pits and supply points; provided, however, that the transportation of road-surfacing materials shall be restricted against the use of tank vehicles.

2. Transportation of logs, poles and timber products, from forests to sawmills, places of storage and loading points within a radius of 50 miles of said forests; rough lumber, from sawmills in said 50-mile radius to markets in the State of Colorado; provided, however, that no town-to-town service shall be rendered."

That the operating rights shall henceforth be known as Permit No. B-5224, being the number of a permit formerly held by Applicant.

Pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission now specifically adopts the Findings of Fact and Conclusions of such Examiner as hereinabove set forth, and pursuant thereto,

O R D E R

THE COMMISSION ORDERS:

That Robert L. Huff, doing business as "Robert L. Huff Excavating," P. O. Box 533, Montrose, Colorado, be, and hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire for

- "1. Transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of 50 miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, to homes and small construction jobs within a radius of 50 miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of 50 miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of 50 miles of said pits and supply points; provided, however, that the transportation of road-surfacing materials shall be restricted against the use of tank vehicles.
2. Transportation of logs, poles and timber products, from forests to sawmills, places of storage and loading points within a radius of 50 miles of said forests; rough lumber, from sawmills in said 50-mile radius to markets in the State of Colorado; provided, however, that no town-to-town service shall be rendered;"

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

That operating rights granted herein shall be known as Permit No. B-5224, being the number of a permit formerly held by Applicant.

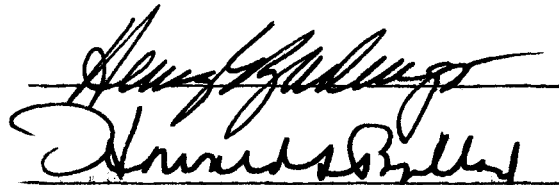
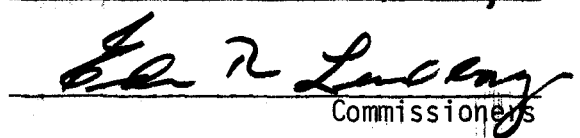
That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

That this Order is the permit herein provided for, but it shall not become effective until applicant has filed a statement of his customers, 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 6th day of December, 1967.

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BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION)
OF LENA L. BLAIR, WIDOW OF DEWEY)
BLAIR, DECEASED, WILLIAM L. BLAIR)
AND KENNETH W. BLAIR, DOING BUSINESS)
AS "DEWEY BLAIR & SONS," BOX 403,)
OLATHE, COLORADO, FOR AUTHORITY TO)
TRANSFER PERMIT NO. B-6024 TO LENA)
L. BLAIR, WILLIAM L. BLAIR AND)
KENNETH W. BLAIR, DOING BUSINESS AS)
"DEWEY BLAIR & SONS," BOX 403,)
OLATHE, COLORADO.)

APPLICATION NO. 22862-PP-Transfer

December 6, 1967

Appearances: Jerry D. Lincoln, Esq., Montrose,
Colorado, for Transferors and
Transferees.

PROCEDURE AND RECORD

On October 16, 1967, Lena L. Blair, widow of Dewey Blair,
Deceased, William L. Blair and Kenneth W. Blair, doing business as "Dewey
Blair & Sons," Box 403, Olathe, Colorado, and Lena L. Blair, William L.
Blair and Kenneth W. Blair, doing business as "Dewey Blair & Sons," Box
403, Olathe, Colorado, filed the instant joint application (No. 22862-PP-
Transfer) with this Commission seeking authority to transfer Permit
No. B-6024.

On October 18, 1967, the Commission, pursuant to law, designated
Robert L. Pyle as an Examiner for the purpose of conducting the hearing
on the instant application. After due and proper notice, the Application
was heard by said Examiner in the District Court Room, Court House,
Montrose, Colorado, at 9 a.m. on November 20, 1967. On November 28, 1967,
the said Examiner, pursuant to the provisions of 1963 CRS 115-6-9 (2),
transmitted to the Commission the record and exhibits of the proceeding
together with a written statement of his Findings of Fact and Conclusions.
The record transmitted by the Hearing Examiner establishes that no one

appeared to protest the granting of the application.

The Commission has now given careful consideration to the record of the proceeding as well as the Findings of Fact and Conclusions submitted by the Examiner. These Findings of Fact and Conclusions read as follows:

FINDINGS OF FACT

From the testimony, records and file herein, your Examiner finds as fact, that:

1. Transferors herein, Lena L. Blair, widow of Dewey Blair, deceased, William L. Blair and Kenneth W. Blair, doing business as "Dewey Blair & Sons," are the present owners and operators of Permit B-6024, which they have in the past continually operated and which presently is in good standing before the Commission. Description of said authority is attached hereto.
2. The authority contained under Permit No. B-6024 was formerly owned by Dewey Blair, William L. Blair and Kenneth W. Blair, doing business as "Dewey Blair & Sons." Upon the death of Dewey Blair, his Estate was duly probated under the Small Estates Act in the District Court in and for the County of Montrose. In the Order for Distribution Under the Small Estates Act, a certified copy of which is in the file, Lena L. Blair, widow of the said Dewey Blair, deceased, received the decedent's interest in Permit No. B-6024 as a part of the Estate.
3. Transferees herein, Lena L. Blair, William L. Blair and Kenneth W. Blair, doing business as "Dewey Blair & Sons," do not hold previously granted authority from this Commission.
4. Since the transfer is being accomplished via inheritance, there will be no consideration involved herein, and the Permit is free and clear of any debts, encumbrances or obligations.
5. Applicants have duly and properly applied for the transfer.
6. Transferees have 4 Produce Vans, 2 Log Hauling Trailers, 3 Diesel Tractors and 2 Dump Trucks, 12 years of experience in related fields, and a net worth of \$35,000, all of which are ample and suitable for operation of the authority applied for herein.
7. Transferees are familiar with the rules and regulations of the Public Utilities Commission and, if this application is granted, will abide by said rules and regulations, as well as safety requirements of the Commission and have or will make adequate provision for insurance.
8. If this transfer is approved, the Transferees intend to and will engage in bona fide motor carrier operations under the operating rights set forth herein.

9. The transfer is compatible with the public interest and should be granted.

CONCLUSIONS

That the Commission make and enter its Order authorizing Lena L. Blair, widow of Dewey Blair, deceased, William L. Blair and Kenneth W. Blair, doing business as "Dewey Blair & Sons," to transfer all of their rights, title and interest in and to Permit No. B-6024 to Lena L. Blair, William L. Blair and Kenneth W. Blair, doing business as "Dewey Blair & Sons," and that henceforth the authority shall be described as follows:

- "1. 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 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 one hundred fifty miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and building construction jobs, to and from points within a radius of one hundred fifty miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of one hundred fifty miles of said pits and supply points; the transportation of road-surfacing materials being restricted against the use of tank vehicles.
2. 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; provided, however, that no town-to-town service shall be rendered.
3. Transportation of coal from mines to storage places, railroad loading points and places of usage within a radius of one hundred miles of Olathe, Colorado.
4. Transportation of farm implements, and farm produce or products (excluding livestock) from point to point within the Counties of Mesa, Delta and Montrose, and from said points to and from, from and to points in the State of Colorado, subject to the following restrictions:
 - (a) delivery in the city limits of Denver, and an area within five miles of the city limits of Denver.
 - (b) delivery in the city limits of Colorado Springs and Pueblo, and an area within three miles of the city limits of either Colorado Springs or Pueblo, and
 - (c) delivery in the city limits of Golden, and an area within two miles of the city limits of Golden."

Pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission now specifically adopts the Findings of Fact and Conclusions of such Examiner as hereinabove set forth, and pursuant thereto,

O R D E R

THE COMMISSION ORDERS:

That Lena L. Blair, widow of Dewey Blair, Deceased, William L. Blair and Kenneth W. Blair, doing business as "Dewey Blair & Sons," Box 403, Olathe, Colorado, be, and hereby are, authorized to transfer all rights, title, and interest in and to Permit No. B-6024 to Lena L. Blair, William L. Blair and Kenneth W. Blair, doing business as "Dewey Blair & Sons," Box 403, Olathe, Colorado, subject to encumbrances, if any, against said authority approved by this Commission.

That henceforth the full and complete authority under Permit No. B-6024 shall be as follows, to-wit:

- "1. 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 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 one hundred 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 one hundred fifty miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of one hundred fifty miles of said pits and supply points; the transportation of road-surfacing materials being restricted against the use of tank vehicles.
2. 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; provided, however, that no town-to-town service shall be rendered.
3. Transportation of coal from mines to storage places, railroad loading points and places of usage within a radius of one hundred miles of Olathe, Colorado.
4. Transportation of farm implements, and farm produce or products (excluding livestock) from point to point within the Counties of Mesa, Delta and Montrose, and from said points to and from, from and to points in the State of Colorado,

Restricted against:

- (a) delivery in the city limits of Denver, and an area within five miles of the city limits of Denver.

- (b) delivery in the city limits of Colorado Springs and Pueblo, and an area within three miles of the city limits of either Colorado Springs or Pueblo, and
- (c) delivery in the city limits of Golden, and an area within two miles of the city limits of Golden."

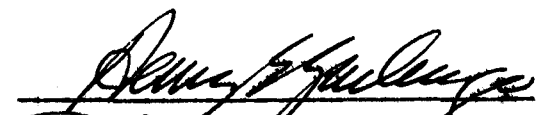
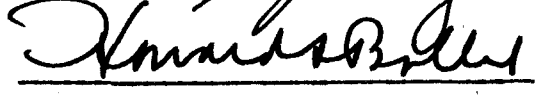

That said transfer shall become effective only if and when, but not before, said transferors and transferees, in writing, have advised the Commission that said Permit has been formally assigned and that said parties have accepted, and in the future will comply with, the conditions and requirements of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

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 6th day of December, 1967.
1s

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
GARNETT C. BENNETTS, ROUTE 2, BOX)
822, GOLDEN, COLORADO, FOR AUTHORITY)
TO EXTEND OPERATIONS UNDER PERMIT)
NO. B-6475.)

APPLICATION NO. 22797-PP-Extension

IN THE MATTER OF THE APPLICATION OF)
GARNETT C. BENNETTS, ROUTE 2, BOX)
822, GOLDEN, COLORADO, FOR AUTHORITY)
TO TRANSFER PERMIT NO. B-6475 (AS)
EXTENDED, IN THE EVENT AUTHORITY)
SOUGHT IN APPLICATION NO. 22797-PP-)
Extension IS GRANTED), TO GARNETT C.)
BENNETTS, GARNETT E. BENNETTS, AND)
RONALD L. BENNETTS, DOING BUSINESS)
AS "GARNETT C. BENNETTS & SONS,")
ROUTE 2, BOX 822, GOLDEN, COLORADO.)

APPLICATION NO. 22798-PP-Transfer

SUPPLEMENTAL ORDER

December 6, 1967

- Appearances: John H. Lewis, Esq., Denver,
Colorado, for Transferor and
Transferees;
Joseph F. Nigro, Esq., Denver,
Colorado, for Weicker Transfer &
Storage Company, Protestant;
Julius I. Ginsberg, Esq., Denver,
Colorado, for Gilpin County Freight
Service, Inc., Protestant;
Leslie R. Kehl, Esq., Denver,
Colorado, for Fairplay Motor Company
and North Park Transportation Company,
Protestants;
John P. Thompson, Esq., Denver, Colo-
rado, for Denver Climax Truck Line,
Inc., Protestant; and
Warren D. Braucher, Esq., Denver,
Colorado, for Rio Grande Motor Way,
Inc., Protestant.

STATEMENT AND FINDINGS OF FACT

On November 10, 1967, the Commission entered Decision No. 70385, in Application No. 22797-PP-Extension, authorizing extension of operations under Permit No. B-6475, and Decision No. 70386, in Application No. 22798-PP-Transfer, authorizing the transfer of said Permit No. B-6475, as extended.

It now appears that the Commission through inadvertence, in certain respects, incorrectly restated and set forth the full and complete authority under said Permit No. B-6475 in both Decisions.

In view of the above and foregoing, the Commission states and finds that Decision No. 70385 and Decision No. 70386 should be amended as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

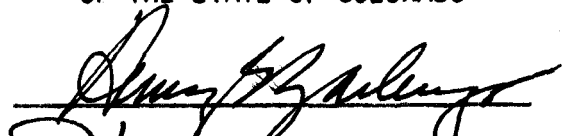


That Decision No. 70385, dated November 10, 1967, be, and hereby is, amended, nunc pro tunc, as of November 10, 1967, by striking the authority under Permit No. B-6475, appearing on pages 5 and 6 of the Order therein contained; and that Decision No. 70386, dated November 10, 1967, be, and hereby is, amended, nunc pro tunc, as of November 10, 1967, by striking the authority under Permit No. B-6475, appearing on pages 5 and 6 of the Order therein contained, and inserting in lieu thereof in both Decisions the following:

- "(1) Transportation of sand, gravel, dirt, soil, clay, aggregates (except Idealite) and broken or crushed rock, or stone from mines, pits and supply points within the State of Colorado, to points in Colorado east of the Continental Divide for Denver Fire Clay Company, Robinson Brick & Tile Co., Rocky Mountain Aggregate, Inc., and Kaiser Refractories Division, only, or for their use only.
- (2) 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 (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 homes and small construction jobs within a radius of one hundred (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 one hundred (100) miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of one hundred (100) miles of said pits and supply points; transportation of road-surfacing materials being restricted against the use of tank vehicles.
- (3) Transportation of raw bones, bone ash and clay products (including brick) between points in Colorado, for Denver Fire Clay Company, or for its use only.

- (4) Machinery, equipment, materials and supplies used in or in connection with the development, production, manufacture, processing, storage and distribution of brick and tile between all points in Colorado for Denver Fire Clay Company or for its use only.
- (5) Transportation of gypsum and gypsum products between points in the State of Colorado, restricted against originating said traffic at points located within a radius of 15 miles of the intersection of Broadway and Colfax Avenue in the City and County of Denver."

That, except as herein amended, Decision No. 70385 and Decision No. 70386 shall remain in full force and effect.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 6th day of December, 1967
et

(Decision No.70501)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
DELBERT BURRIOUS, DOING BUSINESS AS)
"DEL BURRIOUS TRUCKING," 371 OAK,)
BURLINGTON, COLORADO, FOR A CLASS)
"B" PERMIT TO OPERATE AS A PRIVATE)
CARRIER BY MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 22892-PP

December 6, 1967

STATEMENT AND FINDINGS OF FACT

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 10:00 o'clock A.M., on December 12, 1967, at the Court House, Fort Morgan, Colorado.

The Commission is now in receipt of a communication from the Applicant herein stating that he no longer desires to prosecute said application and requesting dismissal thereof.

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

O R D E R

THE COMMISSION ORDERS:

That hearing of Application No. 22892-PP, presently set for December 12, 1967, at Fort Morgan, Colorado, be, and the same hereby is, vacated.

That said Application No. 22892-PP be, and the same hereby is, dismissed upon request of the Applicant herein.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Zuelke
Howard B. Bell

Ed R. Locking
Commissioners

Dated at Denver, Colorado,
this 6th day of December, 1967
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION)
OF THOMAS E. SALMON, JR., DOING)
BUSINESS AS "SECURITY GARBAGE CO.,")
578 MARQUETTE DRIVE, COLORADO)
SPRINGS, COLORADO, FOR AUTHORITY)
TO TRANSFER PUC NO. 3700 TO)
GEROLD J. SCHRAMEK, DOING BUSINESS)
AS "FOUNTAIN VALLEY DISPOSAL CO.,")
ROUTE 1, BOX 48A, FOUNTAIN,)
COLORADO.)

APPLICATION NO. 22866-Transfer

RE MOTOR VEHICLE OPERATIONS OF)
GEROLD J. SCHRAMEK, DOING BUSINESS)
AS "FOUNTAIN VALLEY DISPOSAL CO.,")
ROUTE 1, BOX 48A, FOUNTAIN,)
COLORADO.)

PUC NO. 6315

December 6, 1967

Appearances: Lawrence E. Addy, Esq., Denver,
Colorado, for Thomas E. Salmon,
Jr., the Transferor, and
Gerold J. Schramek, the Transferee.

PROCEDURE AND RECORD

On October 13, 1967, Thomas E. Salmon, Jr., doing business as "Security Garbage Co.," 578 Marquette Drive, Colorado Springs, Colorado, and Gerold J. Schramek, doing business as "Fountain Valley Disposal Co.," Route 1, Box 48A, Fountain, Colorado, filed the instant joint application (No. 22866-Transfer) seeking authority from the Commission to transfer Certificate of Public Convenience and Necessity No. 3700 from Thomas E. Salmon, Jr., to Gerold J. Schramek.

On October 18, 1967, the Commission, pursuant to law, designated William D. Mitchell as an Examiner for the purpose of conducting the hearing on the instant application. After due and proper notice, the Application was heard by said Examiner in the Auditorium, County Office Building, 27 E. Vermijo, Colorado Springs, Colorado at 10 a.m. on November 27, 1967. On

November 29, 1967, the said Examiner, pursuant to the provisions of 1963 CRS 115-6-9 (2), transmitted to the Commission the record of the proceeding together with a written statement of his Findings of Fact and Conclusions. The record transmitted by the Hearing Examiner establishes that no one appeared to protest the granting of the application.

The Commission has now given careful consideration to the record of the proceeding as well as the Findings of Fact and Conclusions submitted by the Examiner. These Findings of Fact and Conclusions read as follows:

FINDINGS OF FACT

From the testimony, records and file herein, your Examiner finds as fact, that:

1. The Transferor herein, Thomas E. Salmon, Jr., doing business as "Security Garbage Co.," is the present owner and operator of PUC No. 3700 and PUC No. 2695 which he has in the past continually operated and which presently are in good standing before the Commission. PUC No. 3700, the Certificate herein to be transferred, by Decision No. 69250, is described as follows:

"Transportation of rubbish, ashes, trash, scrap products and waste materials of every kind and nature for all customers within the Town of Fountain and within a radius of seven (7) miles of Fountain, Colorado, to any duly designated or approved dump or dump site within a thirty (30) mile radius of the City of Colorado Springs, Colorado."
2. The Transferee herein, Gerold J. Schramek, doing business as "Fountain Valley Disposal Co.," is the present owner and operator of PUC No. 6315 which he has in the past continually operated and which presently is in good standing before the Commission. PUC No. 6315, by Decision No. 67206, is described as follows:

"Transportation of ashes, trash, rubbish, garbage, debris, and other waste materials, in the territory of the Town of Fountain, Colorado, and that area within a radius of five miles from the boundaries of said Town of Fountain, Colorado, to regularly-designated and approved dump and disposal areas in the County of El Paso, State of Colorado."
3. The parties have entered into an Agreement for the transfer of Certificate PUC No. 3700 and, pursuant to said Agreement, the consideration for the transfer is \$2,700 as set forth in Exhibit No. 2, and the Certificate is free and clear of any debts, encumbrances or obligations.
4. The Applicants have duly and properly applied for the transfer.

5. Transferee has the following equipment:

- 1 - 12-yard Garwood Packer
- 1 - 16-yard Heil Packer
- 1 - 2½ Ton Stake Truck

He has two years of experience in related fields, and the equipment and experience are ample and suitable for the operation of this authority.

6. Transferee has a net worth of \$36,895 and, therefore, the financial standing of the Transferee has been satisfactorily established.
7. The Transferee is familiar with the rules and regulations of the Public Utilities Commission and, if this application is granted, will abide by said rules and regulations, as well as safety requirements of the Commission and has or will make adequate provision for insurance.
8. If this transfer is approved, the Transferee intends to and will engage in bona fide motor carrier operations under the operating rights as set forth herein.
9. The transfer is compatible with the public interest and should be granted, as set forth under "Conclusions" herein.

CONCLUSIONS

That the Commission make and enter its Order authorizing Thomas E. Salmon, Jr., doing business as "Security Garbage Co.," to transfer all of his rights, title and interest in and to Certificate PUC No. 3700 to Gerold J. Schramek, doing business as "Fountain Valley Disposal Co."

That due to the fact that PUC No. 3700 overlaps the authority contained in PUC No. 6315, that PUC No. 3700 be consolidated with PUC No. 6315, and PUC No. 3700 be cancelled.

That henceforth the authority hereunder shall be designated as PUC No. 6315 and described in its entirety as follows:

"Transportation of ashes, trash and other waste materials, within the Town of Fountain, Colorado and a seven (7) mile radius thereof to regularly designated and approved dumps and disposal sites within El Paso County or a thirty (30) mile radius of Colorado Springs, Colorado."

Pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission now specifically adopts the Findings of Fact and Conclusions of such Examiner as hereinabove set forth, and pursuant thereto,

O R D E R

THE COMMISSION ORDERS:

That Thomas E. Salmon, Jr., doing business as "Security Garbage Co.," 578 Marquette Drive, Colorado Springs, Colorado, be, and hereby is,

authorized to transfer all rights, title, and interest in and to PUC No. 3700 to Gerold J. Schramek, doing business as "Fountain Valley Disposal Co.," Route 1, Box 48A, Fountain, Colorado, subject to encumbrances, if any, against said authority approved by this Commission.

That Certificate of Public Convenience and Necessity PUC No. 3700 be, and hereby is, cancelled.



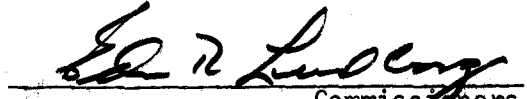
That henceforth the full and complete authority under PUC No. 6315 shall authorize the following:

"Transportation of ashes, trash and other waste materials, within the Town of Fountain, Colorado and a seven (7) mile radius thereof to regularly designated and approved dumps and disposal sites within El Paso County or a thirty (30) mile radius of Colorado Springs, Colorado."

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 6th day of December, 1967.
1s

BEFORE THE PUBLIC UTILITIES COMMISSION)
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
WARD TRANSPORT, INC., P. O. BOX 133,)
PUEBLO, COLORADO, FOR A CERTIFICATE)
OF PUBLIC CONVENIENCE AND NECESSITY)
AUTHORIZING EXTENSION OF OPERATIONS)
UNDER PUC NO. 1497.)

APPLICATION NO. 22896-Extension-
Amended

December 6, 1967

STATEMENT AND FINDINGS OF FACT

Ruan Transport Corporation, by its attorney, John P. Thompson, filed a Petition to Intervene in protest in the above-captioned proceeding and caused copies of said Petition to be served by mail upon parties of record in this proceeding.

The Commission states and finds that applicant for intervention, Ruan Transport Corporation, is a party who may or might be interested in or affected by any order which may be entered in this proceeding and that the intervention should be authorized.


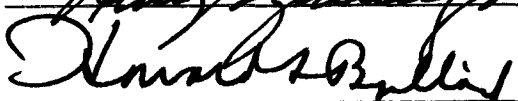

ORDER

THE COMMISSION ORDERS:

That Petition to Intervene of Ruan Transport Corporation as a protestant, be, and the same hereby is, granted.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 6th day of December, 1967

et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
GOLDSTEIN TRANSPORTATION AND)
STORAGE, INC., 1420 - 38TH STREET,)
DENVER, COLORADO, FOR AUTHORITY TO)
TRANSFER PUC NO. 416 AND PUC NO.)
416-I TO EARL F. BUCKINGHAM AND)
DOROTHY M. BUCKINGHAM, DOING BUSI-)
NESS AS "COLORADO SPRINGS TRANSFER)
AND STORAGE," 950 SOUTH HARRISON)
STREET, DENVER, COLORADO.)

APPLICATION NO. 22628-Transfer-Amended
SUPPLEMENTAL ORDER

December 7, 1967

Appearances: Leslie R. Kehl, Esq., Denver,
Colorado, for Goldstein Transportation
and Storage, Inc., Earl F. Buckingham
and Dorothy M. Buckingham;
John P. Thompson, Esq., Denver, Colorado,
for Denver-Climax Truck Line, Inc.,
Denver-Laramie-Walden Truck Line, Inc.,
Denver-Loveland Transportation Company,
Edson Express, and Overland Motor
Express;
Julius I. Ginsberg, Esq., Denver, Colo-
rado, for Bennie Goldstein and
Nathan Goldstein.

STATEMENT AND FINDINGS OF FACT

On October 13, 1967, the Commission entered Decision No. 70226 authorizing the transfer as above captioned, subject, however, to the filing of a written acceptance within thirty days of the effective date of said Decision by the parties thereto advising the Commission that said certificate has been formally transferred; and further that they have accepted the conditions and requirements as set forth in the Order part of said Decision No. 70226.

The Applicants above named, by their Attorney Leslie R. Kehl, have filed with the Commission a Petition requesting an extension of time in which to comply with the Commission's transfer order and to allow consummation and filing of Notice of Acceptance of the authorized transaction at any time within ninety days following the entrance of a final order by the Interstate

Commerce Commission in Docket No. MC-F-9760, and further that Applicants herein be instructed to inform the Commission of the date of any such final order by the Interstate Commerce Commission.

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

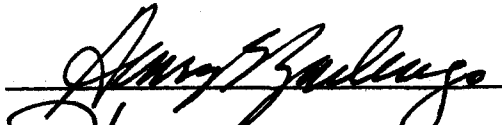

O R D E R

THE COMMISSION ORDERS:

That the above-named Applicants be, and hereby are, granted an extension of an additional period of time to file the written acceptance of transfer as ordered and set forth in Decision No. 70226 until any time within a period of time ninety days following the entry of the final order to be entered by the Interstate Commerce Commission in Docket No. MC-F-9760.

That Applicants herein be, and hereby are, instructed to inform the Commission in writing, within five days, of the date of the entry of any such final order by the Interstate Commerce Commission in said Docket No. MC-F-9760.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 7th day of December, 1967
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
GOLDSTEIN TRANSPORTATION AND)
STORAGE, INC., 1420 - 38TH STREET,)
DENVER, COLORADO, FOR AUTHORITY TO)
TRANSFER PUC NO. 3538 TO EARL F.)
BUCKINGHAM AND DOROTHY M. BUCKINGHAM)
DOING BUSINESS AS "PUEBLO TRANSFER)
AND STORAGE CO., 950 SOUTH HARRISON,)
DENVER, COLORADO.)

APPLICATION NO. 22632-Transfer-Amended
SUPPLEMENTAL ORDER

December 7, 1967

Appearances: Leslie R. Kehl, Esq., Denver,
Colorado, for Goldstein Transportation
and Storage, Inc., Earl F. Buckingham
and Dorothy M. Buckingham;
John P. Thompson, Esq., Denver, Colorado,
for Denver-Climax Truck Line, Denver-
Laramie-Walden Truck Line, Inc., Denver-
Loveland Transportation Company, Edson
Express, and Overland Motor Express;
Julius I. Ginsberg, Esq., Denver, Colo-
rado, for Bennie Goldstein and
Nathan Goldstein.

STATEMENT AND FINDINGS OF FACT

On October 13, 1967, the Commission entered Decision No. 70232 authorizing the transfer as above captioned, subject, however, to the filing of a written acceptance within thirty days of the effective date of said Decision by the parties thereto advising the Commission that said certificate has been formally transferred; and further that they have accepted the conditions and requirements as set forth in the Order part of said Decision No. 70232.

The Applicants above named, by their Attorney Leslie R. Kehl, have filed with the Commission a Petition requesting an extension of time in which to comply with the Commission's transfer order and to allow consummation and filing of Notice of Acceptance of the authorized transaction at any time within ninety days following the entrance of a final order by the Interstate Commerce Commission in Docket No. MC-F-9760, and further that Applicants herein be instructed to inform the Commission of the date of any such final order by the

Interstate Commerce Commission.

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

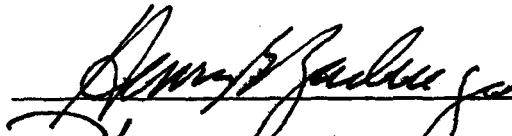
O R D E R


THE COMMISSION ORDERS:

That the above-named Applicants be, and hereby are, granted an extension of an additional period of time to file the written acceptance of transfer as ordered and set forth in Decision No. 70232 until any time within a period of time ninety days following the entry of the final order to be entered by the Interstate Commerce Commission in Docket No. MC-F-9760.

That Applicants herein be, and hereby are, instructed to inform the Commission in writing, within five days, of the date of the entry of any such final order by the Interstate Commerce Commission in said Docket No. MC-F-9760.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO







Commissioners

Dated at Denver, Colorado,
this 7th day of December, 1967

et

(Decision No. 70506)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
GOLDSTEIN TRANSPORTATION AND)
STORAGE, INC., 1420-38TH STREET,)
DENVER, COLORADO, FOR AUTHORITY TO)
TRANSFER PUC NO. 3537 TO EARL F.)
BUCKINGHAM AND DOROTHY M. BUCKINGHAM,)
DOING BUSINESS AS "COLORADO-DENVER)
WAREHOUSE AND DELIVERY CO.," 950)
SOUTH HARRISON STREET, DENVER,)
COLORADO.)

APPLICATION NO. 22631-Transfer-Amended
SUPPLEMENTAL ORDER

December 7, 1967

Appearances: Leslie R. Kehl, Esq., Denver,
Colorado, for Goldstein Transportation
and Storage, Inc., Earl F. Buckingham
and Dorothy M. Buckingham;
John P. Thompson, Esq., Denver, Colorado,
for Denver-Climax Truck Line, Denver-
Laramie-Walden Truck Line, Inc., Denver-
Loveland Transportation Company, Edson
Express, and Overland Motor Express;
Julius I. Ginsberg, Esq., Denver,
Colorado, for Bennie Goldstein and
Nathan Goldstein.

STATEMENT AND FINDINGS OF FACT

On October 13, 1967, the Commission entered Decision No. 70231
authorizing the transfer as above captioned, subject, however, to the filing
of a written acceptance within thirty days of the effective date of said
Decision by the parties thereto advising the Commission that said certificate
has been formally transferred; and further that they have accepted the condi-
tions and requirements as set forth in the Order part of said Decision No.
70231.

The Applicants above named, by their Attorney Leslie R. Kehl, have
filed with the Commission a Petition requesting an extension of time in which
to comply with the Commission's order and to allow consummation and filing
of Notice of Acceptance of the authorized transaction at any time within
ninety days following the entrance of a final order by the Interstate Commerce

Commission in Docket No. MC-F-9760, and further that Applicants herein be instructed to inform the Commission of the date of any such final order by the Interstate Commerce Commission.

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

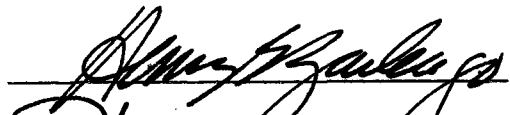


O R D E R

THE COMMISSION ORDERS:

That the above-named Applicants be, and hereby are, granted an extension of an additional period of time to file the written acceptance of transfer as ordered and set forth in Decision No. 70231 until any time within a period of time ninety days following the entry of the final order to be entered by the Interstate Commerce Commission in Docket No. MC-F-9760.

That Applicants herein be, and hereby are, instructed to inform the Commission in writing, within five days, of the date of the entry of any such final order by the Interstate Commerce Commission in said Docket No. MC-F-9760.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 7th day of December, 1967

et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
GOLDSTEIN TRANSPORTATION AND)
STORAGE, INC., 1420-38TH STREET,)
DENVER, COLORADO, FOR AUTHORITY TO)
TRANSFER PUC NO. 3539 TO EARL F.)
BUCKINGHAM AND DOROTHY M. BUCKING-)
HAM, 950 SOUTH HARRISON STREET,)
DENVER, COLORADO.)

APPLICATION NO. 22633-Transfer-Amended
SUPPLEMENTAL ORDER

December 7, 1967

Appearances: Leslie R. Kehl, Esq., Denver,
Colorado, for Goldstein Transportation
and Storage, Inc., Earl F. Buckingham
and Dorothy M. Buckingham;
John P. Thompson, Esq., Denver, Colorado,
for Denver-Climax Truck Line, Denver-
Laramie-Walden Truck Line, Inc., Denver-
Loveland Transportation Company, Edson
Express, and Overland Motor Express;
Julius I. Ginsberg, Esq., Denver,
Colorado, for Bennie Goldstein and
Nathan Goldstein.

STATEMENT AND FINDINGS OF FACT

On October 13, 1967, the Commission entered Decision No. 70233 authorizing the transfer as above captioned, subject, however, to the filing of a written acceptance within thirty days of the effective date of said Decision by the parties thereto advising the Commission that said certificate has been formally transferred; and further that they have accepted the conditions and requirements as set forth in the Order part of said Decision No. 70233.

The Applicants above named, by their Attorney Leslie R. Kehl, have filed with the Commission a Petition requesting an extension of time in which to comply with the Commission's transfer order and to allow consummation and filing of Notice of Acceptance of the authorized transaction at any time within ninety days following the entrance of a final order by the Interstate Commerce Commission in Docket No. MC-F-9760, and further that Applicants

herein be instructed to inform the Commission of the date of any such final order by the Interstate Commerce Commission.

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

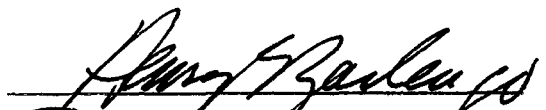


ORDER

THE COMMISSION ORDERS:

That the above-named Applicants be, and hereby are, granted an extension of an additional period of time to file the written acceptance of transfer as ordered and set forth in Decision No. 70233 until any time within a period of time ninety days following the entry of the final order to be entered by the Interstate Commerce Commission in Docket No. MC-F-9760.

That Applicants herein be, and hereby are, instructed to inform the Commission in writing, within five days, of the date of the entry of any such final order by the Interstate Commerce Commission in said Docket No. MC-F-9760.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 7th day of December, 1967

et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
MURPHY TRANSPORTATION CO., P. O.)
BOX 419, HAMPTON, IOWA 50441.)

PUC NO. 4435-I

December 7, 1967

STATEMENT AND FINDINGS OF FACT

The Commission has received a communication from the above-styled certificate-holder requesting authority to change the corporate name to Murphy Cooperative in lieu of Murphy Transportation Co. in the conduct of operations under PUC No. 4435-I.

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


O R D E R


THE COMMISSION ORDERS:


That Murphy Transportation Co. be, and hereby is, authorized to change its corporate name to Murphy Cooperative in the conduct of operations under PUC No. 4435-I, and that the Secretary of the Commission be, and hereby is, directed to change the records of the Commission to reflect the same.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO






Commissioners

Dated at Denver, Colorado,
this 7th day of December, 1967

et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
CHAPMAN R. MARCUM, DOING BUSINESS AS)
"MARCUM'S EXPRESS AND MOVING,")
609 CORONA STREET, DENVER, COLO-)
RADO.)

PUC NO. 3386

December 7, 1967

STATEMENT AND FINDINGS OF FACT

The Commission has received a communication from the above-styled certificate-holder, requesting authority to do business under the trade name and style of: Chapman R. Marcum, doing business as "Marcum Movers," in lieu of Chapman R. Marcum, doing business as "Marcum's Express and Moving," in the conduct of operations under PUC No. 3386.

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




O R D E R

THE COMMISSION ORDERS:

That Chapman R. Marcum, doing business as "Marcum's Express and Moving," be, and hereby is, authorized to conduct operations under the trade name and style of Chapman R. Marcum, doing business as "Marcum Movers," in the conduct of operations under PUC No. 3386, and that the Secretary of the Commission be, and hereby is, directed to change the records of the Commission to reflect the same.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 7th day of December, 1967

et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
RUEBEN TROUDT, 917 3RD AVENUE, GREELEY,)
COLORADO, FOR A CLASS "B" PERMIT TO)
OPERATE AS A PRIVATE CARRIER BY MOTOR)
VEHICLE FOR HIRE.)

APPLICATION NO. 22871-PP

December 8, 1967

Appearances: Rueben Troudt, Greeley,
Colorado, pro se.

PROCEDURE AND RECORD

On October 16, 1967, Rueben Troudt, 917 3rd Avenue, Greeley, Colorado, filed the instant application (No. 22871-PP) for a Class "B" permit to operate as a private carrier by motor vehicle for hire in intra-state commerce for the transportation of processed livestock feed, and livestock bedding, etc., as set forth in the application.

On November 17, 1967, the Commission, pursuant to law, designated Robert L. Pyle as an Examiner for the purpose of conducting the hearing on the instant application. After due and proper notice, the Application was heard by said Examiner in Hearing Room "A" of the Commission, 534 State Services Building, 1525 Sherman Street, Denver, Colorado, at 10 a.m. on December 4, 1967. On December 4, 1967, the said Examiner, pursuant to the provisions of 1963 CRS 115-6-9 (2), transmitted to the Commission the record of the proceeding together with a written statement of his Findings of Fact and Conclusions. The record transmitted by the Hearing Examiner establishes that no one appeared to protest the granting of the application.

The Commission has now given careful consideration to the record of the proceeding as well as the Findings of Fact and Conclusions submitted by the Examiner. These Findings of Fact and Conclusions read as follows:

FINDINGS OF FACT

From the testimony, records and file herein, your Examiner finds as fact that:

1. This Applicant does not hold previously granted authority from this Commission.
2. Applicant has duly and properly applied for a Class "B" Permit for transportation of processed livestock feed, and livestock bedding, etc., as listed in this application.
3. Applicant has a 1959 International Truck, 1958 and 1955 GMC Trucks, 1954 Diamond T and 1953 Diamond T Trucks, one year of experience in related fields, and a net worth of \$5,000, all of which are ample and suitable for operation of the authority applied for herein.
4. Applicant is familiar with the rules and regulations of the Public Utilities Commission and, if this application is granted, will abide by said rules and regulations as well as the safety requirements of the Commission. Further, Applicant has or will make adequate provision for insurance.
5. There is a present and special need for the service and, if this application is granted, Applicant will enter into special carriage contracts with customers to perform services thereunder.
6. The proposed operation will not impair the efficient public service of any authorized common carrier adequately serving the same territory over the same general route or routes.
7. The granting of the authority as applied for will be in the public interest and should be granted.

CONCLUSIONS

That the Commission make and enter its Order authorizing the Applicant, Rueben Troutt to operate as a Class "B" private carrier by motor vehicle for hire with authority to transport the following designated commodities within the territory or area described:

"Transportation of:

- (1) processed livestock feed and
- (2) livestock bedding (straw, sawdust, wood shaving, etc.)

from point to point in the State of Colorado."

Pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission now specifically adopts the Findings of Fact and Conclusions of such Examiner as hereinabove set forth, and pursuant thereto,

O R D E R

THE COMMISSION ORDERS:

That Rueben Troudt, 917 3rd Avenue, Greeley, Colorado, be, and hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire for

"Transportation of:

- (1) processed livestock feed and
- (2) livestock bedding (straw, sawdust, wood shaving, etc.)

from point to point in the State of Colorado;"

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

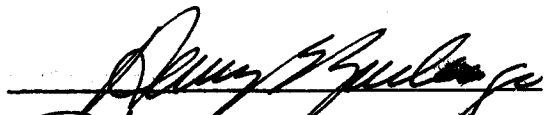
That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

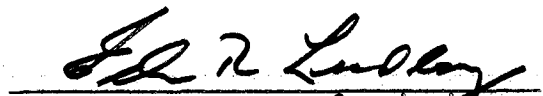
That this Order is the permit herein provided for, but it shall not become effective until applicant has filed a statement of his customers, the necessary tariffs, required insurance, and has secured authority sheets.

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


James G. Gulley


Ed R. Lullay
Commissioners

Dated at Denver, Colorado,
this 8th day of December, 1967.
qh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
LEROY V. SCHEIERMAN, DOING BUSINESS)
AS "SCHEIERMAN'S CONSTRUCTION," P.)
O. BOX 283, MONTROSE, COLORADO, FOR)
AUTHORITY TO TRANSFER PERMIT NO.)
B-6785 TO SCHEIERMAN CONSTRUCTION)
CO., INC., OF MONTROSE, COLORADO,)
P. O. BOX 283, MONTROSE, COLORADO.)

APPLICATION NO. 22612-PP-Transfer

December 8, 1967

Appearances: John E. Kreidler, Esq., Montrose,
Colorado, for Applicant.

PROCEDURE AND RECORD

On May 29, 1967, LeRoy V. Scheierman, doing business as "Scheierman's Construction, P. O. Box 283, Montrose, Colorado, and Scheierman Construction Co., Inc., P. O. Box 283, Montrose, Colorado, filed the instant joint application (No. 22612-PP-Transfer) with this Commission seeking authority to transfer Permit No. B-6785 from LeRoy V. Scheierman, doing business as "Scheierman's Construction," to Scheierman Construction Co., Inc. of Montrose, Colorado.

This matter had been set for hearing on two previous occasions, July 28, 1967 and September 26, 1967, and on both of these dates no one appeared at the hearing.

On October 18, 1967, the Commission, pursuant to law, designated Robert L. Pyle as an Examiner for the purpose of conducting the hearing on the instant application. After due and proper notice, the Application was heard by said Examiner in the District Court Room, Court House, Montrose, Colorado, at 9 a.m. on November 20, 1967. On December 1, 1967, the said Examiner, pursuant to the provisions of 1963 CRS 115-6-9 (2), transmitted to the Commission the record and exhibit of the proceeding together with a written statement of his Findings of Fact and Conclusions. The record

transmitted by the Hearing Examiner establishes that no one appeared to protest the granting of the application.

The Commission has now given careful consideration to the record of the proceeding as well as the Findings of Fact and Conclusions submitted by the Examiner. These Findings of Fact and Conclusions read as follows:

FINDINGS OF FACT

From the testimony, records and file herein, your Examiner finds as fact, that:

1. Transferor herein, LeRoy V. Scheierman, doing business as "Scheierman's Construction," is the present owner and operator of Permit No. B-6785, which he has in the past continually operated and which presently is in good standing before the Commission. Said authority is described on the attached Authority Sheet.
2. Transferee herein, Scheierman Construction Co., Inc. of Montrose, Colorado, holds no previously granted authority from this Commission.
3. The purpose of this transfer proceeding is to transfer the authority from an individual to a newly formed corporation.
4. There is no consideration involved herein, and the Permit is free and clear of any debts, encumbrances or obligations.
5. Applicant has duly and properly applied for the transfer.
6. Transferee is a Colorado corporation duly organized and existing under the laws of the State of Colorado.
7. Transferee corporation has three 2½-ton Dump Trucks, a Kenworth Tractor and Lowboy, 10 years of experience in related fields, and a net worth of \$94,000, all of which are ample and suitable for operation of the authority applied for herein.
8. Transferee corporation is familiar with the rules and regulations of the Public Utilities Commission and, if this application is granted, will abide by said rules and regulations, as well as safety requirements of the Commission, and has or will make adequate provision for insurance.
9. If this transfer is approved, the Transferee corporation intends to and will engage in bona fide motor carrier operations under the operating rights set forth herein.
10. The transfer is compatible with the public interest and should be granted.

CONCLUSIONS

That the Commission make and enter its Order authorizing LeRoy V. Scheierman, doing business as "Scheierman's Construction," to transfer all of his rights, title and interest in and to Permit No. B-6785 to Scheierman Construction Co., Inc. of Montrose, Colorado, a Colorado corporation, the authority to remain in its present form.

Pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission now specifically adopts the Findings of Fact and Conclusions of such Examiner as hereinabove set forth, and pursuant thereto,

O R D E R

THE COMMISSION ORDERS:

That LeRoy V. Scheierman, doing business as "Scheierman's Construction," P. O. Box 283, Montrose, Colorado, be, and hereby is, authorized to transfer all rights, title, and interest in and to Permit No. B-6785 to Scheierman Construction Co., Inc. of Montrose, Colorado, P. O. Box 283, Montrose, Colorado, subject to encumbrances, if any, against said authority approved by this Commission.

That henceforth the full and complete authority under Permit No. B-6785 shall be as follows, to-wit:

"Transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of 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 being restricted against the use of tank vehicles."


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

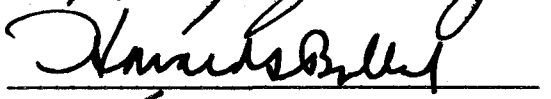
The right of transferee to operate under this Order shall depend upon his compliance with all present and future laws and rules and regulations of the Commission, and the prior filing by transferor of delinquent reports, if any, covering operations under said permit up to the time of transfer of said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

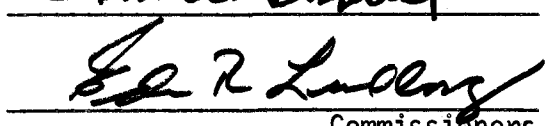
This Order is made a part of the permit authorized to be transferred.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO







Commissioners

Dated at Denver, Colorado,
this 8th day of December, 1967.
gh

(Decision No. 70512)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
DENVER-FORT COLLINS FREIGHT SERVICE,)
INCORPORATED, P. O. BOX 8157,)
DENVER, COLORADO 80219.)

PERMIT NO. A-809
PERMIT NO. A-809-I

December 8, 1967

STATEMENT AND FINDINGS OF FACT

On November 7, 1967, Illine Alma Lafferty, Executrix of the Estate of Howard J. Lafferty, Deceased, by her attorney Kenuff D. Wolford, filed with the Commission a "Petition for Declaration of Status," and for an Order of the Commission declaring Permit No. A-809 and Permit No. A-809-I to be temporarily inactive and non-operative pending determination of the ownership of said permits by a Court of competent jurisdiction -- all being based upon the specific grounds as more fully set forth in the Petition as filed.

The Commission has carefully considered said Petition filed herein, and each and every allegation thereof, and is of the opinion, and states and finds that said suspension should be granted as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That the motor vehicle operations under Permit No. A-809 and Permit No. A-809-I, be, and the same hereby are, suspended until the Petitioner herein formally presents and files with the Commission a certified copy of the Court Order evidencing that a final determination has been made of the ownership of said Permit No. A-809 and Permit No. A-809-I by a Court of competent juris-

diction; and, that thereafter the Commission will enter further appropriate Orders.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO






Commissioners

Dated at Denver, Colorado,
this 8th day of December, 1967
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

PROJECT VI, LTD.,
 VILLA ITALIA SHOPPING CENTER,
 SOUTH WADSWORTH BOULEVARD AND
 DENVER, COLORADO,
 Complainant,
 vs.
 PUBLIC SERVICE COMPANY OF COLORADO,
 550 - 15TH STREET,
 DENVER, COLORADO,
 Respondent.

CASE NO. 5344

December 8, 1967

Appearances: Fairfield and Woods, Esqs., Denver,
Colorado, and
Law, Nagel and Clark, Esqs., Denver,
Colorado, for Complainant;
Lee, Bryans, Kelly & Stansfield, Esqs.,
Denver, Colorado, for
Respondent.

STATEMENT AND FINDINGS OF FACT

On May 29, 1967, the Complainant filed a complaint in the within
matter setting forth certain allegations and seeking certain relief, as is
more definitely therein set out. Thereafter, and on June 21, 1967, the Re-
spondent filed an Answer and, inter alia, set out in its first defense a
motion to dismiss the complaint for failure to state a claim for relief upon
which relief can be granted and for failure of said complaint to state any
claim or request any relief over which this Commission has jurisdiction.
Thereafter, upon request, the matter was set for oral argument on September
28, 1967, and oral argument was heard and brief memoranda of position and
law were filed with the Commission by the respective parties.


The Commission finds that the motion of Respondent to dismiss the
complaint should be granted and an Order so providing entered.


O R D E R

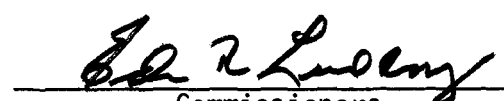
THE COMMISSION ORDERS:

That the complaint herein filed, being Case No. 5344, be, and the same hereby is, dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO







Commissioners

Dated at Denver, Colorado,
this 8th day of December, 1967
et

(Decision No. 70514)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
J. L. REEVES AND BERNICE A. REEVES,)
DOING BUSINESS AS "REEVES TRUCKING)
CO.," BOX 793, FORT MORGAN, COLORADO,)
(1) TO CONSOLIDATE CERTIFICATES OF)
PUBLIC CONVENIENCE AND NECESSITY PUC)
NO. 381, PUC NO. 408, PUC NO. 1782)
AND PUC NO. 1782-I INTO A SINGLE)
CERTIFICATE OF PUBLIC CONVENIENCE AND)
NECESSITY TO BE REISSUED AS PUC NO.)
381 AND PUC NO. 381-I, AND (2) TO)
INTERPRET AND/OR EXTEND SAID CONSOL-)
IDATED CERTIFICATE.)

APPLICATION NO. 22868-Extension

December 8, 1967

STATEMENT AND FINDINGS OF FACT

On December 6, 1967, Livestock Transport, Inc., Greeley Truck Line, Lynn Kiernes Livestock Trucking, J. J. Schaefer Livestock Hauling, Inc. and The Briggsdale Farmers Co-Operative Elevator Co., by their Attorney, Melvin Dinner, filed with the Commission "Petition for Leave to File Late Written Protests with the Public Utilities Commission," "Protest and Petition for Denial and Dismissal of Application to Consolidate and to Extend said Certificates or any of them, or as Consolidated," and "Petition Requesting Vacating of Hearing Date and Granting Continuance," in the above-captioned proceeding and caused copies of said Petitions to be served by mail upon parties of record in this proceeding.

The Commission has carefully considered said Petitions filed herein, and each and every allegation thereof, and is of the opinion, and finds that Petition for Leave to file Late Written Protests should be granted; that Portest and Petition for Denial and Dismissal of Application should be set for hearing at the same time and place as Application No. 22868-Extension; and that Petition Requesting Vacating of Hearing Date and Granting Continuance should be denied as set forth in the Order following.

O R D E R

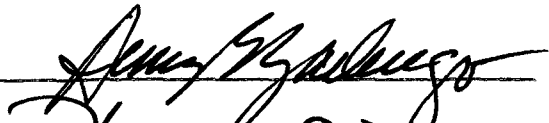

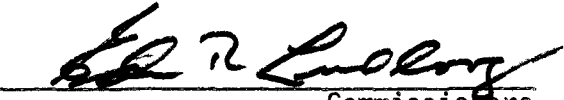
THE COMMISSION ORDERS:

That Petition for Leave to File Late Written Protests with The Public Utilities Commission be, and the same hereby is, granted.

That Protest and Petition for Denial and Dismissal of Application to Consolidate and to Extend Said Certificates or any of them, or as Consolidated be, and the same hereby is, set for hearing at 10:00 a.m., on December 12, 1967, at the Commissioners Room, Court House, Fort Morgan, Colorado.

That Petition Requesting Vacating of Hearing Date and Granting Continuance be, and the same hereby is, denied.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado
this 8th day of December, 1967.
gh

(Decision No. 70515)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
DELBERT FARRA, ROUTE 2, BOX 80,)	
MONTROSE, COLORADO, FOR AUTHORITY)	<u>APPLICATION NO. 22693-PP-Lease</u>
TO LEASE PERMIT NO. B-4818 TO HELEN)	
FARRA, ROUTE 2, BOX 80, MONTROSE,)	
COLORADO.)	

December 8, 1967

Appearances: Delbert Farra, Montrose,
Colorado, the Lessor, pro se;
Helen Farra, Montrose,
Colorado, the Lessee, pro se.

PROCEDURE AND RECORD

On July 7, 1967, Delbert Farra, Route 2, Box 80, Montrose, Colorado, and Helen Farra, Route 2, Box 80, Montrose, Colorado, filed the instant application (No. 22693-PP-Lease), seeking authority from the Commission to lease Permit No. B-4818 from Delbert Farra to Helen Farra.

On October 18, 1967, the Commission, pursuant to law, designated Robert L. Pyle as an Examiner for the purpose of conducting the hearing on the instant application. After due and proper notice, the Application was heard by said Examiner in the District Court Room, Court House, Montrose, Colorado, at 9 a.m. on November 29, 1967. On December 4, 1967, the said Examiner, pursuant to the provisions of 1963 CRS 115-6-9 (2), transmitted to the Commission the record of the proceeding together with a written statement of his Findings of Fact and Conclusions. The record transmitted by the Hearing Examiner establishes that no one appeared to protest the granting of the application.

The Commission has now given careful consideration to the record of the proceeding as well as the Findings of Fact and Conclusions submitted by the Examiner. These Findings of Fact and Conclusions read as follows:

FINDINGS OF FACT

From the testimony, records and file herein, your Examiner finds as fact, that:

1. Lessor, Delbert Farra, owner of the authority under Permit No. B-4818, leased all of his equipment to Montrose Concrete Products, and the sole purpose of this lease would be a subterfuge so as to retain the authority and continue to lease his equipment to Montrose Concrete Products.
2. This type of arrangement has apparently been going on for some time unbeknownst to the Commission and the authority is, in fact, dormant and inactive and should be cancelled.
3. The Lessee, in this instance, is a housewife who never has and does not intend to operate the authority.
4. Description of Permit No. B-4818 is as follows:
"Transportation of logs, lumber and coal between points within a radius of 100 miles of Montrose, Colorado, without the right to haul lumber and logs in competition with line-haul motor vehicle common carriers between points served by such carriers on schedule."
5. The granting of this authority would not be in the public interest and the application should be denied.

CONCLUSIONS

That the Commission make and enter its Order denying this application.

That an investigation be made concerning the operation of the authority.

Pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission now specifically adopts the Findings of Fact and Conclusions of such Examiner as hereinabove set forth, and pursuant thereto,

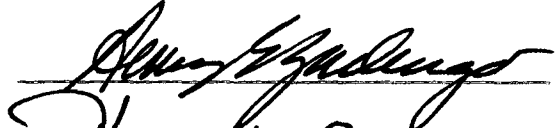


O R D E R

THE COMMISSION ORDERS:

That Application No. 22693-PP-Lease should be, and hereby is, denied.

This Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado
this 8th day of December, 1967.
gh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
EVEREADY FREIGHT SERVICE, INC.,)
BUENA VISTA, COLORADO, TO TRANSFER)
ALL ITS OUTSTANDING CAPITAL STOCK)
IN AND TO ROTH TRUCK LINES, INC.,)
RECORD OWNER OF PERMIT NO. B-472,)
TO FRANK M. SANBORN AND MATTIE C.)
SANBORN, BOX 177, JEFFERSON,)
COLORADO.)

APPLICATION NO. 22853-PP-Stock Transfer

December 8, 1967

Appearances: R. George Silvola, Esq., Colorado Springs, Colorado, for Eveready Freight Service, Inc., the Seller, and Frank M. Sanborn and Mattie C. Sanborn, the Purchasers.

PROCEDURE AND RECORD

On October 6, 1967, Eveready Freight Service, Inc., Buena Vista, Colorado, the Seller, and Frank M. Sanborn and Mattie C. Sanborn, Box 177, Jefferson, Colorado, the Purchasers, filed the instant joint application (No. 22853-PP-Stock Transfer), seeking authority from the Commission for the transfer of all of the outstanding stock of Roth Truck Lines, Inc., from Eveready Freight Service, Inc. to Frank M. Sanborn and Mattie C. Sanborn.

On October 18, 1967, the Commission, pursuant to law, designated William D. Mitchell as an Examiner for the purpose of conducting the hearing on the instant application. After due and proper notice, the application was heard by said Examiner in the Auditorium, County Office Building, 27 E. Vermijo, Colorado Springs, Colorado, at 10 a.m. on November 27, 1967. On November 30, 1967, the said Examiner, pursuant to the provisions of 1963 CRS 115-6-9 (2), transmitted to the Commission the record and exhibits of the proceeding together with a written statement of his Findings of Fact and Conclusions. The record transmitted by the Hearing Examiner establishes that no one appeared to protest the granting of the application.

The Commission has now given careful consideration to the record and exhibits of the proceeding as well as the Findings of Fact and Conclusions submitted by the Examiner. These Findings of Fact and Conclusions read as follows:

FINDINGS OF FACT

From the testimony, records and file herein, your Examiner finds as fact, that:

1. Roth Truck Lines, Inc. is a Colorado corporation, duly organized under the laws of the State of Colorado, and is the owner and operator of Permit No. B-472 which is described as follows:

"Transportation of all commodities from and to all points in the State of Colorado, provided that the owner of said Permit shall not be permitted, without further authority from this Commission, to establish a branch office or to have an agent employed in any other town, city or location than Jefferson, Colorado, for the purpose of developing business."
2. Eveready Freight Service, Inc. is the owner of all the outstanding capital stock of Roth Truck Lines, Inc. and has in the past continually operated the authority, which is presently in good standing before the Commission.
3. Frank M. Sanborn, Jefferson, Colorado, has been actively conducting the operation of Roth Truck Lines, Inc. for the past thirteen years.
4. Transferees had previously assigned all capital stock in Roth Truck Lines, Inc. to Transferor as collateral securing an obligation in the amount of \$2,700 which has now been paid in full and released as of May 18, 1967.
5. The Applicants have duly and properly applied for the transfer.
6. The Transferees have sufficient equipment, as more fully described in Exhibit No. 1, as well as experience in both operation and management; have a net worth of \$127,000 as set forth in Exhibit No. 2, all of which are ample and suitable for the operation of Permit No. B-472.
7. If this application is granted, Frank M. Sanborn will become President of Roth Truck Lines, Inc., Frank Sanborn, Jr. will become Vice-President, and Mattie C. Sanborn will become Secretary-Treasurer.
8. The Transferees are familiar with the rules and regulations of the Public Utilities Commission and, if this application is granted, will abide by said rules and regulations, as well as safety requirements of the Commission and have or will make adequate provision for insurance.

9. If this transfer is approved, the Transferees intend to and will engage in bona fide motor carrier operations under the operating rights set forth herein.
10. The transfer is compatible with the public interest and should be granted.

CONCLUSIONS

That the Commission make and enter its Order authorizing Eveready Freight Service, Inc., Buena Vista, Colorado, to transfer all its outstanding capital stock in and to Roth Truck Lines, Inc., Record Owner of Permit No. B-472, to Frank M. Sanborn and Mattie C. Sanborn, Box 177, Jefferson, Colorado.

Pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission now specifically adopts the Findings of Fact and Conclusions of such Examiner as hereinabove set forth, and pursuant thereto,



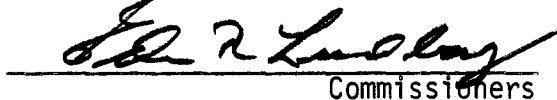
O R D E R

THE COMMISSION ORDERS:

That Eveready Freight Service, Inc., Buena Vista, Colorado, be, and it hereby is, authorized to transfer all of the outstanding capital stock of Roth Truck Lines, Inc., record owner of Permit No. B-472, to Frank M. Sanborn and Mattie C. Sanborn, Box 177, Jefferson, Colorado.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado
this 8th day of December, 1967.
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BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
LELAND DEAN KENLEY, 2421 EAST DALE,)
COLORADO SPRINGS, COLORADO, FOR A)
CLASS "B" PERMIT TO OPERATE AS A)
PRIVATE CARRIER BY MOTOR VEHICLE)
FOR HIRE.)

APPLICATION NO. 22826-PP

December 8, 1967

Appearances: Leland Dean Kenley, Colorado
Springs, Colorado, pro se.

PROCEDURE AND RECORD

On September 26, 1967, Leland Dean Kenley, 2421 East Dale, Colorado Springs, Colorado, filed the instant application (No. 22826-PP) for a Class "B" permit to operate as a private carrier by motor vehicle for hire in intrastate commerce for the transportation of sand, gravel and related commodities as set forth in the application.

On October 18, 1967, the Commission, pursuant to law, designated William D. Mitchell as an Examiner for the purpose of conducting the hearing on the instant application. After due and proper notice, the Application was heard by said Examiner in the Auditorium, County Office Building, 27 East Vermijo Street, Colorado Springs, Colorado, at 10 a.m. on November 27, 1967. On November 29, 1967, the said Examiner, pursuant to the provisions of 1963 CRS 115-6-9 (2), transmitted to the Commission the record of the proceeding together with a written statement of his Findings of Fact and Conclusions. The record transmitted by the Hearing Examiner establishes that no one appeared to protest the granting of the application.

The Commission has now given careful consideration to the record of the proceeding as well as the Findings of Fact and Conclusions submitted by the Examiner. These Findings of Fact and Conclusions read as follows:

FINDINGS OF FACT

From the testimony, records and file herein, your Examiner finds as fact, that:

1. This Applicant does not presently hold previously granted authority from this Commission.
2. Applicant has duly and properly applied for a Class "B" Permit for transportation of sand, gravel and related commodities, as listed in this application.
3. Applicant requests, in the event the authority herein sought is granted, that said operating rights be known as "Permit No. B-6398," being the number of a permit formerly held by him, which was suspended at owner's request.
4. Applicant has a 1956 Chevrolet 2-ton dump truck, 4 years of experience in related fields, and a net worth of \$8,000, all of which are ample and suitable for operation of the authority applied for herein.
5. Applicant is familiar with the rules and regulations of the Public Utilities Commission and, if this application is granted, will abide by said rules and regulations as well as the safety requirements of the Commission. Further, Applicant has or will make adequate provision for insurance.
6. There is a present and special need for the service and, if this application is granted, Applicant will enter into a contract with the Rocky Mountain Paving Company of Colorado Springs, Colorado, and other customers to perform services thereunder.
7. The proposed operation will not impair the efficient public service of any authorized common carrier adequately serving the same territory over the same general route or routes.
8. The granting of the authority as applied for will be in the public interest and should be granted.

CONCLUSIONS

That the Commission make and enter its Order authorizing the Applicant, Leland Dean Kenley, to operate as a Class "B" private carrier by motor vehicle for hire with authority to transport the following designated commodities within the territory or area described:

"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; provided, however, that the transportation of road-surfacing materials shall be restricted against the use of tank vehicles."

That the operating rights shall henceforth be known as Permit No. B-6398, being the number of a permit formerly held by Applicant.

Pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission now specifically adopts the Findings of Fact and Conclusions of such Examiner as hereinabove set forth, and pursuant thereto,

ORDER

THE COMMISSION ORDERS:

That Leland Dean Kenley, 2421 East Dale, Colorado Springs, Colorado, be, and hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire for

"Transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of 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; provided, however, that the transportation of road-surfacing materials shall be restricted against the use of tank vehicles;"

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

That operating rights granted herein shall henceforth be known as Permit No. B-6398, being the number of a permit formerly held by Leland Dean Kenley.

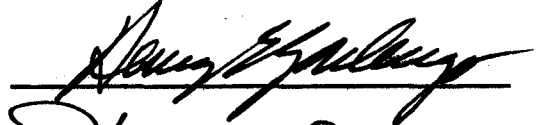
That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.


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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO







Commissioners

Dated at Denver, Colorado,
this 8th day of December, 1967
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
REINHOLD BEART, BOX 88, 6250 N.)
FEDERAL, DENVER, COLORADO, FOR A)
CLASS "B" PERMIT TO OPERATE AS A)
PRIVATE CARRIER BY MOTOR VEHICLE)
FOR HIRE.)

APPLICATION NO. 22880-PP

December 11, 1967

Appearances: Reinhold Beart, Denver,
Colorado, pro se.

PROCEDURE AND RECORD

On October 18, 1967, Reinhold Beart, Box 88, 6250 N. Federal, Denver, Colorado, filed the instant application (No. 22498-PP) for a Class "B" permit to operate as a private carrier by motor vehicle for hire in intrastate commerce for the transportation of sand, gravel and related commodities as listed in the application. Applicant further requested that in the event the authority herein sought is granted that said operating rights be known as Permit No. B-2744, the number of a permit formerly held by him.

On November 17, 1967, the Commission, pursuant to law, designated Robert L. Pyle as an Examiner for the purpose of conducting the hearing on the instant application. After due and proper notice, the Application was heard by said Examiner in Hearing Room "A", 534 State Services Building, 1525 Sherman Street, Denver, Colorado, at 10 a.m. on December 4, 1967. On December 4, 1967, the said Examiner, pursuant to the provisions of 1963 CRS 115-6-9 (2), transmitted to the Commission the record of the proceeding together with a written statement of his Findings of Fact and Conclusions. The record transmitted by the Hearing Examiner establishes that no one appeared to protest the granting of the application.

The Commission has now given careful consideration to the record of the proceeding as well as the Findings of Fact and Conclusions submitted by the Examiner. These Findings of Fact and Conclusions read as follows:

FINDINGS OF FACT

From the testimony, records and file herein, your Examiner finds as fact, that:

1. Applicant does not presently hold previously granted authority from this Commission.
2. Applicant has duly and properly applied for a Class "B" Permit for transportation of sand, gravel and related commodities as listed in this application.
3. Applicant requests that, in the event this application is granted, said operating rights be known as "Permit No. B-2744," being the number of a permit formerly held by him, which was cancelled because of an oversight on the part of Applicant.
4. Applicant has a 1959 Dodge Tandem Dump Truck, 30 years of experience in related fields, and a net worth of \$35,000, all of which are ample and suitable for operation of the authority applied for herein.
5. Applicant is familiar with the rules and regulations of the Public Utilities Commission and, if this application is granted, will abide by said rules and regulations, as well as the safety requirements of the Commission. Further, Applicant has or will make adequate provision for insurance.
6. There is a present and special need for the service and, if this application is granted, Applicant will enter into special carriage contracts with customers to perform services thereunder.
7. The proposed operation will not impair the efficient public service of any authorized common carrier adequately serving the same territory over the same general route or routes.
8. The granting of the authority as applied for will be in the public interest and should be granted.

CONCLUSIONS

That the Commission make and enter its Order authorizing the Applicant, Reinhold Beart, to operate as a Class "B" private carrier by motor vehicle for hire with authority to transport the following designated commodities within the territory or area described:

"Transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of 50 miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, to homes and small construction jobs within a radius of 50 miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of 50 miles of said jobs; insulrock, from pits and

supply points in the State of Colorado, to roofing jobs within a radius of 50 miles of said pits and supply points; provided, however, that the transportation of road-surfacing materials shall be restricted against the use of tank vehicles."

That the authority herein be known as "Permit No. B-2744," being the number of a permit formerly held by Applicant.

Pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission now specifically adopts the Findings of Fact and Conclusions of such Examiner as hereinabove set forth, and pursuant thereto,

O R D E R

THE COMMISSION ORDERS:

That Reinhold Beart, Box 88, 6250 N. Federal, Denver, Colorado, be, and hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire for

"Transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of 50 miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, to homes and small construction jobs within a radius of 50 miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of 50 miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of 50 miles of said pits and supply points; provided, however, that the transportation of road-surfacing materials shall be restricted against the use of tank vehicles;"

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

That the authority herein granted shall be known as Permit No. B-2744, being the number of a permit formerly held by Applicant.

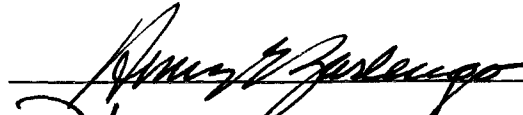
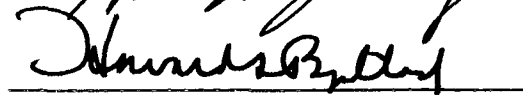

That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 11th day of December, 1967
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
DOUGLAS L. CHAMBERS, DOING BUSINESS)	
AS "CRAWFORD-MAHER STAGELINE,")	
COALDALE, COLORADO, FOR AUTHORITY)	
TO TRANSFER PUC NO. 579 AND PUC NO.)	<u>APPLICATION NO. 22836-Transfer</u>
579-I TO KRISTOFFER D. SORTLAND,)	
DOING BUSINESS AS "CRAWFORD-MAHER)	
STAGELINE," BOX 158, CRAWFORD,)	
COLORADO.)	

December 8, 1967

Appearances: Douglas L. Chambers, Coaldale,
Colorado, pro se, the Transferor;
Kristoffer D. Sortland, Crawford,
Colorado, pro se, the Transferee.

PROCEDURE AND RECORD

On September 27, 1967, Douglas L. Chambers, doing business as "Crawford-Maher Stageline," Coaldale, Colorado, and Kristoffer D. Sortland, doing business as "Crawford-Maher Stageline," Box 158, Crawford, Colorado, filed the instant joint application (No. 22836-Transfer), seeking authority from the Commission to transfer Certificate of Public Convenience and Necessity No. 579 and 579-I from Douglas L. Chambers to Kristoffer D. Sortland.

On October 18, 1967, the Commission, pursuant to law, designated Robert L. Pyle as an Examiner for the purpose of conducting the hearing on the instant application. After due and proper notice, the Application was heard by said Examiner in the District Court Room, Court House, Montrose, Colorado, at 9 a.m. on November 20, 1967. On November 30, 1967, the said Examiner, pursuant to the provisions of 1963 CRS 115-6-9 (2), transmitted to the Commission the record of the proceeding together with a written statement of his Findings of Fact and Conclusions. The record transmitted by the Hearing Examiner establishes that no one appeared to protest the granting of the application.

The Commission has now given careful consideration to the record of the proceeding as well as the Findings of Fact and Conclusions submitted by the Examiner. These Findings of Fact and Conclusions read as follows:

FINDINGS OF FACT

From the testimony, records and file herein, your Examiner finds as fact, that:

1. Transferor herein, Douglas L. Chambers, is the present owner and operator of PUC No. 579 and PUC No. 579-I, which he has in the past continually operated and which presently is in good standing before the Commission. Said authority is described as follows:

"Transportation of freight and express between Hotchkiss and Maher, Colorado, and intermediate points; 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."
2. Transferee herein, Kristoffer D. Sortland, doing business as "Crawford-Maher Stageline," holds no previously granted authority from this Commission.
3. Transferor in this instance, Douglas L. Chambers, purchased the authority from the Transferee, Kristoffer D. Sortland, some time ago; however, because said Transferor was unable to maintain the payments, the Transferee is having to take over the business and, in doing so, obtain the authority back from the Transferor.
4. There was no consideration involved; however, by agreement, the Transferor merely signed over the entire business to the Transferee. The authority is free and clear of any debts, encumbrances or obligations.
5. Transferee has one ½-ton truck, five years of experience in related fields, and has a net worth of \$61,000 all of which are ample and suitable for operation of the authority applied for herein.
6. Transferee is familiar with the rules and regulations of the Public Utilities Commission and, if this application is granted, will abide by said rules and regulations, as well as safety requirements of the Commission and has or will make adequate provision for insurance.
7. If this transfer is approved, the Transferee intends to and will engage in bona fide motor carrier operations under the operating rights set forth herein.
8. The transfer is compatible with the public interest and should be granted.

CONCLUSIONS

That the Commission make and enter its Order authorizing Douglas L. Chambers, doing business as "Crawford-Maher Stageline," to transfer all of his rights, title and interest in and to PUC No. 579 and PUC No. 579-I to Kristoffer D. Sortland, doing business as "Crawford-Maher Stageline," and that said authority shall henceforth be described as follows:

- "1. Transportation of freight and express on schedule between Hotchkiss and Maher, Colorado, via Colorado Highway No. 92, serving all intermediate points.
2. INTERSTATE AUTHORITY: Between all points in Colorado and the Colorado State Boundary Lines where all highways cross same in interstate commerce, only, subject to the provisions of the Federal Motor Carrier Act of 1935, as amended."

Pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission now specifically adopts the Findings of Fact and Conclusions of such Examiner as hereinabove set forth, and pursuant thereto,

O R D E R

THE COMMISSION ORDERS:

That Douglas L. Chambers, doing business as "Crawford-Maher Stageline," Coaldale, Colorado, be, and hereby is, authorized to transfer all rights, title and interest in and to PUC No. 579 and PUC No. 579-I to Kristoffer D. Sortland, doing business as "Crawford-Maher Stageline," Box 158, Crawford, Colorado, subject to encumbrances, if any, against said authority approved by this Commission.

That henceforth the full and complete authority under PUC No. 579 and PUC No. 579-I shall be as follows, to-wit:

- "(1) Transportation of freight and express on schedule between Hotchkiss and Maher, Colorado, via Colorado Highway No. 92, serving all intermediate points.
- (2) INTERSTATE AUTHORITY: Between all points in Colorado and the Colorado State Boundary Lines where all highways cross same in interstate commerce, only, subject to the provisions of the Federal Motor Carrier Act of 1935, as amended."

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

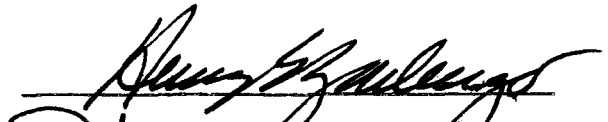

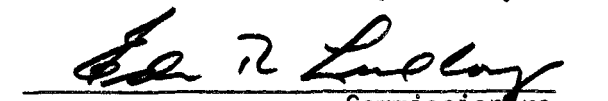
and requirements of this Order, to be by them, or either of them, kept and performed. Failure to file said written acceptance of the terms of this Order within thirty (30) days from the effective date of this Order shall automatically revoke the authority herein granted to make the transfer, without 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 of the annual report by transferor herein, covering the 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 8th day of December, 1967.
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BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
WESTERN SLOPE TRUCK LINE, INC.,)
416 NORTH MAIN, GUNNISON, COLORADO,)
TO REINSTATE PUC NO. 1180 FOR THE)
PURPOSE OF TRANSFER AND TO TRANSFER)
PUC NO. 1180 TO MILT HAWKS AND RAY)
HAWKS, DOING BUSINESS AS "MILT)
HAWKS & SON," MONTROSE, COLORADO.)

APPLICATION NO. 22859-Transfer

December 8, 1967

Appearances: John R. Barry, Esq., Denver,
Colorado, for Transferor and
Transferees.

PROCEDURE AND RECORD

On October 9, 1967, Western Slope Truck Line, Inc., 416 North Main, Gunnison, Colorado, and Milt Hawks and Ray Hawks, doing business as "Milt Hawks & Son," Montrose, Colorado, filed the instant joint application (No. 22859-Transfer), seeking authority from the Commission to reinstate Certificate of Public Convenience and Necessity PUC No. 1180 for the purpose of transfer and to transfer PUC No. 1180 from Western Slope Truck Line, Inc. to Milt Hawks & Son.

On November 10, 1967, the Commission, pursuant to law, designated William D. Mitchell as an Examiner for the purpose of conducting the hearing on the instant application. After due and proper notice, the Application was heard by said Examiner in Hearing Room "A" of the Commission, 534 State Services Building, 1525 Sherman Street, Denver, Colorado, at 10 a.m. on November 29, 1967. On November 30, 1967, the said Examiner, pursuant to the provisions of 1963 CRS 115-6-9 (2), transmitted to the Commission the record and exhibits of the proceeding together with a written statement of his Findings of Fact and Conclusions. The record transmitted by the Hearing Examiner establishes that no one appeared to protest the granting of the application.

The Commission has now given careful consideration to the record of the proceeding as well as the Findings of Fact and Conclusions submitted by the Examiner. These Findings of Fact and Conclusions read as follows:

FINDINGS OF FACT

From the testimony, records and file herein, your Examiner finds as fact, that:

1. The Transferor herein, Western Slope Truck Line, Inc., is the present owner of PUC No. 1180 which it has in the past continually operated and which at the present time is suspended until December 9, 1967.
2. Transferor, by this application, seeks authority to reinstate PUC No. 1180 for purpose of transfer of authority to Transferee.
3. Said PUC No. 1180 is described as follows:

"Transportation of farm products (including livestock but excluding milk and cream), building materials, household furniture and farm supplies (including farm machinery), from point to point within a radius of 50 miles of Crawford, Colorado, provided, however, that said operations shall be confined to a farm service and none of said commodities shall be transported between towns in competition with established common carriers' line-haul service. Farm products, including livestock but excluding milk and cream; farm supplies, including farm machinery, between all points within a radius of fifty (50) miles of Crawford, Colorado, and to and from said area, from and to all points in the State of Colorado, but excluding the right to make intermediate stops outside said fifty (50) mile radius, and further restricting said extended authority so that applicant shall not be permitted to maintain an office for securing business at any place other than Crawford, Colorado, or its immediate environs."

4. The Transferees herein, Milt Hawks and Ray Hawks, doing business as "Milt Hawks & Son," a partnership, hold Permits No. B-3914 and No. B-3914-I and Permit No. B-2156 which are described as follows:

Permit No. B-3914 and Permit No. 3914-I

- "1. Transportation of farm produce, including livestock, farm machinery, emigrant moveables, and lumber, between points in an area extending 30 miles west, 10 miles south, 30 miles north, and 10 miles east of Ridgway, Colorado. This area shall be known for the purpose of this authority as the Ridgway Base Area.
2. The transportation of farm produce, including farm machinery, emigrant moveables, and lumber, on an occasional basis, to and from the Ridgway Base Area, from and to points and places within a 100 mile radius of Ridgway, Colorado.

3. Transportation of livestock to and from the Ridgway Base Area, from and to all points in the State of Colorado, for the following customers only: Ernest Webber, Chuchuru Brothers, Fred Donley, Soderquist Brothers, Ray Crane, Ed J. Garrison (Cooper & Garrison), Nicholas Brothers, Ralph Leonard, Allies Brothers, Robert Scharf, Ralph Linscott, and Ted Paxton.
4. Applicant shall not serve the towns of Ouray and Telluride in the movement of emigrant moveables and shall not render town-to-town service in competition with service authorized by line-haul common carriers operating between these towns on schedule.
5. 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-2156

"Transportation of farm products, including livestock, barnyard fertilizer, and farm supplies, from, to and between Glade Park, Fruita, Palisade, and Grand Junction, Colorado, via U. S. Highways Nos. 24 and 40, and the so-called 'Serpent Trail Road,' and between points within a radius of twenty-five miles of Glade Park, to any point in the State of Colorado, and from any point in the State of Colorado to the area contained within said twenty-five mile radius of Glade Park, Colorado, provided, however, that no service between towns shall be rendered in competition with established line-haul common carriers."

5. The parties have entered into an Agreement for the transfer of Certificate PUC No. 1180 and, pursuant to said Agreement, the consideration for the transfer is \$7,500, and the Certificate is free and clear of any debts, encumbrances or obligations.
6. The Applicants have duly and properly applied for the transfer.
7. Transferees have adequate equipment as shown on Exhibit No. 2 with an additional 1962 GMC Diesel Tractor. They have five years of experience in related fields, and the equipment and experience are ample and suitable for the operation of this authority.
8. Transferees have a combined net worth of \$29,460.82 and, therefore, the financial standing of the Transferees has been satisfactorily established.
9. Transferees will carry on operations under the authority sought to be transferred as a partnership doing business under the name and style of "Milt Hawks & Son."
10. Transferees are familiar with the rules and regulations of the Public Utilities Commission and, if this application is granted, will abide by said rules and regulations, as well as safety requirements of the Commission and have or will make adequate provision for insurance.
11. If this transfer is approved, the Transferees intend to and will engage in bona fide motor carrier operations under the operating rights set forth herein.

12. The transfer is compatible with the public interest and should be granted, as set forth under "Conclusions" herein.

CONCLUSIONS

That the Commission make and enter its Order authorizing Western Slope Truck Line, Inc. to reinstate PUC No. 1180 for the purpose of transfer, and to transfer all of its rights, title and interest in and to Certificate PUC No. 1180 to Milt Hawks and Ray Hawks, doing business as "Milt Hawks & Son," a partnership, and further, that as a condition of said transfer that due to the fact that Certificate PUC No. 1180 overlaps Permit No. B-3914 and Permit No. B-3914-I, that the authorities under PUC No. 1180 and Permit No. B-3914 and Permit No. B-3914-I should be re-described.

Henceforth the authorities under PUC No. 1180 and Permit No. B-3914 and Permit No. B-3914-I shall be as follows:

PUC No. 1180

- "(1) Transportation of building materials and household furniture, from point to point within a fifty (50) mile radius of Crawford, Colorado, restricted against competition with scheduled line-haul common carriers.
- (2) Transportation of farm products (excluding milk and cream, but including livestock), and farm supplies (including farm machinery) from point to point within a fifty (50) mile radius of Crawford, Colorado, and to and from said area, from and to all points in the State of Colorado.
- (3) This entire certificate shall be restricted to an office for soliciting business at Crawford, Colorado, or its immediate environs."

Permit No. B-3914 and Permit No. B-3914-I

- "(1) Transportation of farm products, including livestock, farm machinery, emigrant moveables and lumber between points within the following described area:

Starting at a point six (6) miles east of Sawpit, Colorado, thence west to a point nineteen (19) miles west of Sawpit, Colorado, thence north along a line to a point nineteen (19) miles north, thence southeast thirty-one (31) miles to the point of beginning; and from said area to and from, from and to points within a one-hundred (100) mile radius of Ridgway, Colorado.
- (2) Transportation of livestock, to and from the above-described area, from and to all points in the State of Colorado, for the following customers, only; Ernest Webber, Chuchuru Brothers, Fred Donley, Soderquist Brothers, Ray Crane, Ed J. Garrison (Cooper & Garrison), Nicholas Brothers, Ralph Leonard, Allies Brothers, Robert Scharf, Ralph Livscott, and Ted Paxton.

- (3) 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."

Pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission now specifically adopts the Findings of Fact and Conclusions of such Examiner as hereinabove set forth, and pursuant thereto,

O R D E R

THE COMMISSION ORDERS:

That Western Slope Truck Line, Inc., 416 North Main, Gunnison, Colorado, be, and hereby is, authorized to reinstate PUC No. 1180, and said PUC No. 1180 is hereby reinstated.

That Western Truck Line, Inc., be, and hereby is, authorized to transfer all rights, title, and interest in and to PUC No. 1180 to Milt Hawks and Ray Hawks, doing business as "Milt Hawks & Son," Montrose, Colorado, subject to encumbrances, if any, against said authority approved by this Commission.

That henceforth the full and complete authority under PUC No. 1180 shall be as follows, to-wit:

PUC No. 1180

- "(1) Transportation of building materials and household furniture, from point to point within a fifty (50) mile radius of Crawford, Colorado, restricted against competition with scheduled line-haul common carriers.
- (2) Transportation of farm products (excluding milk and cream, but including livestock), and farm supplies (including farm machinery) from point to point within a fifty (50) mile radius of Crawford, Colorado, and to and from said area, from and to all points in the State of Colorado.
- (3) This entire certificate shall be restricted to an office for soliciting business at Crawford, Colorado, or its immediate environs."

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 of the Annual Report by transferor herein, covering the operations under said certificate up to the time of transfer of said certificate.

That henceforth the full and complete authority under Permit No. B-3914 and Permit No. B-3914-I shall be as follows, to-wit:

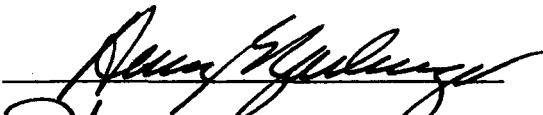
- "(1) Transportation of farm products, including livestock, farm machinery, emigrant moveables and lumber between points within the following described area:

Starting at a point six (6) miles east of Sawpit, Colorado, thence west to a point nineteen (19) miles west of Sawpit, Colorado, thence north along a line to a point nineteen (19) miles north, thence southeast thirty-one (31) miles to the point of beginning; and from said area to and from, from and to points within a one-hundred (100) mile radius of Ridgway, Colorado.

- (2) Transportation of livestock, to and from the above-described area, from and to all points in the State of Colorado, for the following customers, only: Ernest Webber, Chuchuru Brothers, Fred Donley, Soderquist Brothers, Ray Crane, Ed. J. Garrison (Cooper & Garrison), Nicholas Brothers, Ralph Leonard, Allies Brothers, Robert Scharf, Ralph Livscott, and Ted Paxton.
- (3) 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."

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO





Commissioners

Dated at Denver, Colorado,
this 8th day of December, 1967
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
SAN ISABEL ELECTRIC ASSOCIATION,)
INC., 316 WEST 15TH STREET, BOX 892,)
PUEBLO, COLORADO, FOR A CERTIFICATE)
OF PUBLIC CONVENIENCE AND NECESSITY)
TO EXERCISE RIGHTS UNDER A FRANCHISE)
GRANTED BY THE BOARD OF TRUSTEES)
OF THE TOWN OF AGUILAR, IN LAS)
ANIMAS COUNTY, COLORADO.)

APPLICATION NO. 22805

December 8, 1967

Appearances: Leo S. Altman, Esq., Pueblo,
Colorado, for Applicant;
J. M. McNulty, Denver, Colo-
rado, of the Staff of the
Commission.

S T A T E M E N T

BY THE COMMISSION:

The above entitled application was filed with the Commission on September 15, 1967, and by it Applicant seeks a certificate of public convenience and necessity to exercise franchise rights under a franchise granted by the Board of Trustees of the Town of Aguilar in Las Animas County, Colorado, for the generation, transmission and distribution of electricity in said Town.

The matter was originally set for hearing by the Commission on November 1, 1967. This hearing date was vacated by the Commission. The matter was again set for hearing for December 1, 1967 and again vacated. Notices were again sent by the Commission to all interested parties setting the matter for hearing on December 5, 1967, at 10:00 o'clock A.M., at the Hearing Room of the Commission, 532 State Services Building, Denver, Colorado. This Application was duly heard by the Commission on said date and at the conclusion of the hearing taken under advisement. No one appeared at the hearing in opposition to the granting of the authority sought.

Applicant is a corporation organized and existing under and by virtue of the laws of the State of Colorado, and a copy of its Articles of Incorporation, together with all amendments thereto as duly certified to by the Secretary of State of the State of Colorado, have heretofore been filed with this Commission.

The evidence at the hearing disclosed that Ordinance No. 183 was duly passed and adopted by the Board of Trustees of the Town of Aguilar on August 14, 1967. Ordinance No. 183 is entitled as follows:

AN ORDINANCE GRANTING A FRANCHISE BY THE TOWN OF AGUILAR TO SAN ISABEL ELECTRIC ASSOCIATION, INC., ITS SUCCESSORS AND ASSIGNS, TO CONSTRUCT, ACQUIRE, MAINTAIN AND OPERATE A PLANT OR PLANTS, AND WORKS, FOR THE GENERATION, TRANSMISSION AND DISTRIBUTION OF ELECTRICITY, AND TO FURNISH, SELL AND DISTRIBUTE SAID PRODUCT TO THE SAID TOWN OF AGUILAR AND THE INHABITANTS THEREOF FOR LIGHT, HEAT AND POWER, OR OTHER PURPOSES, BY MEANS OF CONDUITS, CABLES, POLES AND WIRES STRUNG THEREON, OR OTHERWISE, OVER, UNDER, ALONG, ACROSS AND THROUGH ALL STREETS, ALLEYS AND PUBLIC WAYS AND PLACES IN THE TOWN OF AGUILAR, AND FIXING THE TERMS AND CONDITIONS THEREOF.

A copy of said franchise (Exhibit A); a map of the entire system of San Isabel Electric Association, Inc. (Exhibit B); a map showing the distribution system of the Town of Aguilar (Exhibit C); a copy of the letter of acceptance, dated August 15, 1967, accepting the franchise by the San Isabel Electric Association, Inc. (Exhibit D); and a copy of the resolution of the Board of Trustees of the Town of Aguilar acquiescing in the granting of the certificate of convenience and necessity to San Isabel Electric Association, Inc. (Exhibit E) were all offered and received in evidence at the hearing and made a part hereof by reference.

Testimony at the hearing revealed that Applicant has been rendering electric service in the Town of Aguilar under the terms of a franchise that has not yet expired. Applicant, on July 10, 1967, applied to the Town for a new franchise and said franchise was granted to Applicant by the Board of Trustees on August 14, 1967. Applicant is presently serving 339 electric meters in the Town of Aguilar which has an estimated population of 777. The witness for Applicant estimated that San Isabel

would spend approximately \$119,000 during the life of the new franchise for capital additions. This dollar figure will be used only for the setting of the issuance fee for the certificate as sought herein, and shall not be binding upon the Commission in the event the question of rates or valuation should ever be at issue. The franchise is for a period of twenty-five (25) years from and after its passage, and Applicant will pay a franchise tax of three percent (3%) of its gross earnings derived from its operations within the corporate limits of the Town of Aguilar, excluding any amounts received from the Town for street lighting or other purposes.

Applicant will continue to use present rates on file with this Commission for service to the Town of Aguilar until changed according to law and the Rules and Regulations of the Commission.

There is no other public utility rendering electric service in the Town of Aguilar.

F I N D I N G S

THE COMMISSION FINDS:

That the Commission has jurisdiction of the 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 the public convenience and necessity require, and will require, the exercise by San Isabel Electric Association, Inc., of the franchise rights granted to it in and by Ordinance No. 183, dated as of August 14, 1967, for the generation, transmission, distribution and sale of electricity by San Isabel Electric Association, Inc. in said Town.

That the dollar figure of \$119,000 shall be used to determine the fee for the issuance of the certificate sought herein, but shall not be binding upon the Commission in any subsequent investigation where rates or valuation may become an issue.

ORDER

THE COMMISSION ORDERS:

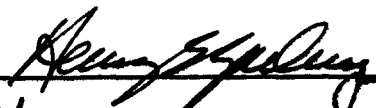
That public convenience and necessity require, and will require, the exercise by San Isabel Electric Association, Inc., of the franchise rights granted in and by Ordinance No. 183 of the Town of Aguilar, Las Animas County, Colorado, dated as of August 14, 1967, marked Exhibit "A", which by reference is made a part hereof, for the generation, transmission, distribution and sale of electricity by San Isabel Electric Association, Inc., in said Town, and this Order shall be taken, deemed and held to be a CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY therefor.


That San Isabel Electric Association, Inc. shall install, operate and maintain its electric system and supply service in said Town in accordance with its schedules of electric 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 San Isabel Electric Association, Inc. shall maintain its books of account in accordance with the Uniform System of Accounts as prescribed by the Commission; and its operating practices shall at all times be in compliance with the Rules of the Public Utilities Commission of the State of Colorado Regulating the Service of Electric Utilities within the State of Colorado.

This Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO







Commissioners

Dated at Denver, Colorado,
this 8th day of December, 1967

et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

RE: MOTOR VEHICLE OPERATIONS UNDER)
CERTIFICATE NO. 1192)
BY: MAJOR TRANSFER & STORAGE)
218 ADAMS)
MONTE VISTA, COLORADO 81144)
Respondent.)

CASE NO. 124-T
SUPPLEMENTAL ORDER

December 8, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

It appearing that the respondent herein has complied as required by law and the Rules and Regulations of the Commission and has shown good cause why the above captioned and numbered operating rights should not be revoked, the Commission states and finds that the herein entitled case should be dismissed as set forth in the Order following.

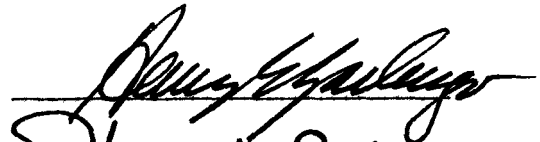
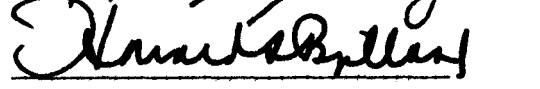

O R D E R

THE COMMISSION ORDERS:

That the above entitled case be, and the same hereby is, dismissed forthwith.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 8th day of December, 1967.

dh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

RE: MOTOR VEHICLE OPERATIONS UNDER)
CERTIFICATE NO. 1229 & I)
BY: MR. H. W. BILLINGS)
601 WEST 6TH)
SPRINGFIELD, COLORADO 81073)
Respondent.)

CASE NO. 125-T

SUPPLEMENTAL ORDER

December 8, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

It appearing that the respondent herein has complied as required by law and the Rules and Regulations of the Commission and has shown good cause why the above captioned and numbered operating rights should not be revoked, the Commission states and finds that the herein entitled case should be dismissed as set forth in the Order following.

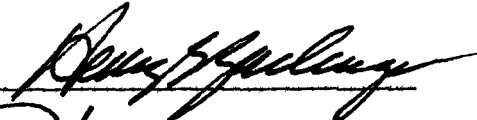
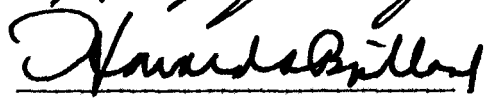

O R D E R

THE COMMISSION ORDERS:

That the above entitled case be, and the same hereby is, dismissed forthwith.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 8th day of December, 1967.

dh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

RE: MOTOR VEHICLE OPERATIONS UNDER)
CERTIFICATE NO. 1554 & I)
BY: CENTRAL COLORADO TRUCKING CO.)
520 SOUTH 10TH)
CANON CITY, COLORADO 81212)
Respondent.)

CASE NO. 126-T

SUPPLEMENTAL ORDER

December 8, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

It appearing that the respondent herein has complied as required by law and the Rules and Regulations of the Commission and has shown good cause why the above captioned and numbered operating rights should not be revoked, the Commission states and finds that the herein entitled case should be dismissed as set forth in the Order following.

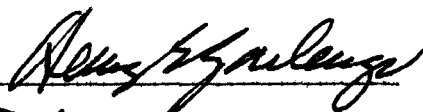
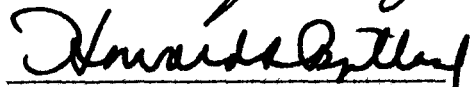
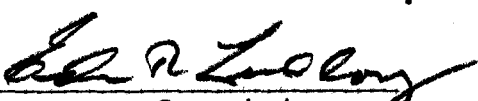
ORDER

THE COMMISSION ORDERS:

That the above entitled case be, and the same hereby is, dismissed forthwith.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 8th day of December, 1967.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

RE: MOTOR VEHICLE OPERATIONS UNDER)
CERTIFICATE NO. 1592 & I)
BY: PAT'S COW & SHEEP TAXI)
BOX 101)
DOLORRES, COLORADO 81323)
Respondent.)

CASE NO. 127-T
SUPPLEMENTAL ORDER

December 8, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

It appearing that the respondent herein has complied as required by law and the Rules and Regulations of the Commission and has shown good cause why the above captioned and numbered operating rights should not be revoked, the Commission states and finds that the herein entitled case should be dismissed as set forth in the Order following.

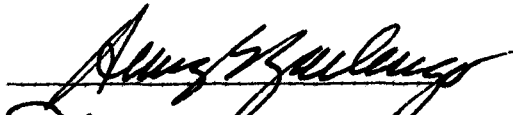


O R D E R

THE COMMISSION ORDERS:

That the above entitled case be, and the same hereby is, dismissed forthwith.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioner

Dated at Denver, Colorado,
this 8th day of December, 1967.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

RE: MOTOR VEHICLE OPERATIONS UNDER)
CERTIFICATE NO. 1814)
BY: EAGLE VAIL CAB COMPANY)
P. O. BOX 20182)
DENVER, COLORADO 80220)
Respondent.)

CASE NO. 129-T

SUPPLEMENTAL ORDER

December 8, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

It appearing that the respondent herein has complied as required by law and the Rules and Regulations of the Commission and has shown good cause why the above captioned and numbered operating rights should not be revoked, the Commission states and finds that the herein entitled case should be dismissed as set forth in the Order following.

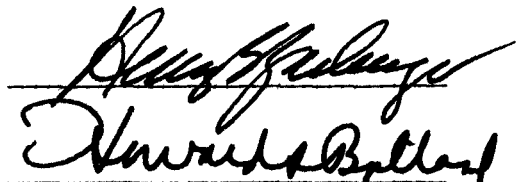

O R D E R

THE COMMISSION ORDERS:

That the above entitled case be, and the same hereby is, dismissed forthwith.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

Dated at Denver, Colorado,
this 8th day of December, 1967.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

RE: MOTOR VEHICLE OPERATIONS UNDER)
CERTIFICATE NO. 2132)
BY: CREEDE BUS & FREIGHT LINE)
DEL NORTE,)
COLORADO 81132)
Respondent.)

CASE NO. 130-T
SUPPLEMENTAL ORDER

December 8, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

It appearing that the respondent herein has complied as required by law and the Rules and Regulations of the Commission and has shown good cause why the above captioned and numbered operating rights should not be revoked, the Commission states and finds that the herein entitled case should be dismissed as set forth in the Order following.

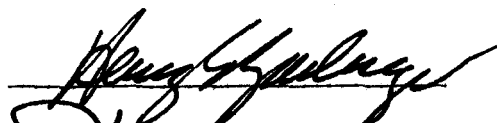

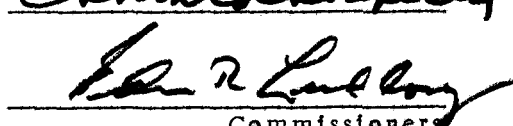
ORDER

THE COMMISSION ORDERS:

That the above entitled case be, and the same hereby is, dismissed forthwith.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 8th day of December, 1967.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

RE: MOTOR VEHICLE OPERATIONS UNDER)
CERTIFICATE NO. 6412)
BY: SOUTHWESTERN TRANSPORTATION & STORAGE CO.)
520 S. 10TH)
CANON CITY, COLORADO 81212)
Respondent.)

CASE NO. 136-T
SUPPLEMENTAL ORDER

December 8, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

It appearing that the respondent herein has complied as required by law and the Rules and Regulations of the Commission and has shown good cause why the above captioned and numbered operating rights should not be revoked, the Commission states and finds that the herein entitled case should be dismissed as set forth in the Order following.


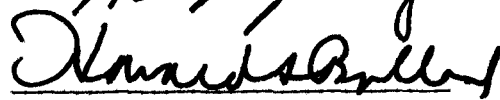

O R D E R

THE COMMISSION ORDERS:

That the above entitled case be, and the same hereby is, dismissed forthwith.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 8th day of December, 1967.

dh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: THE MOTOR VEHICLE OPERATIONS OF)
CLARK WESS AND FLOYD W. WESS, DOING)
BUSINESS AS "CHAMA VALLEY LINES,")
P. O. BOX 123, SANTA FE, NEW MEXICO,)
UNDER PUC NO. 1548 AND PUC NO.)
1548-I.)

CASE NO. 5354

December 11, 1967

Appearances: Lloyd C. Espinosa, for the
Staff of the Commission.

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Clark Wess and Floyd W. Wess, doing business as "Chama Valley Lines," Respondents herein, are the owners and operators of Certificate of Public Convenience and Necessity PUC No. 1548 and PUC No. 1548-I, which authorizes the conduct of operations as a common carrier by motor vehicle for hire for the following, to-wit:

"Transportation of passengers and baggage between Antonito, Colorado, and the Colorado-New Mexico State Line via Colorado 163 and between intermediate points and said line in Interstate Commerce, only, subject to the provisions of the Federal Motor Carrier Act of 1935.

Decision No. 23084 Intra Extension: Transportation of passengers and their baggage between Antonito, Colorado and Alamosa, Colorado and intermediate points.

Decision No. 60494 EXTENDED to include the right to transport express and newspapers, between the Colorado-New Mexico State Line, and Alamosa, Colorado, via U. S. Highway No. 285, in the same vehicle with passengers and their baggage, between the Colorado-New Mexico State Line and Antonito, Colorado, via U. S. Highway No. 285, serving all intermediate points;

"Transportation in interstate or foreign commerce of passengers and their baggage, express and newspapers, in the same vehicle, between Santa Fe, New Mexico, and Alamosa, Colorado, via U. S. Highway No. 285."

On November 1, 1967, the Enforcement Staff of the Commission, by Lloyd C. Espinosa, Supervising Transportation Representative, reported to the Commission that Chama Valley Lines had discontinued and abandoned their operation under PUC No. 1548 and PUC No. 1548-I as of September 16, 1967. As a result thereof, the Commission, on November 22, 1967, by Decision No. 70458, in Case No. 5354, issued its Order to Show Cause and Notice of Hearing to Chama Valley Lines, to show cause why the Commission should not take such action and enter such Order as might be appropriate including, but not limited to, an Order cancelling PUC No. 1548 and PUC No. 1548-I. Said matter was set for hearing before the Commission, 532 State Services Building at 10:00 a.m. on December 6, 1967.

Respondents did not appear at the hearing and the only appearance entered was that of Lloyd C. Espinosa for the Staff of the Commission.

Mr. Espinosa testified concerning the investigation of the Staff of the Commission which found that Chama Valley Lines discontinued operations under Certificate PUC No. 1548 and PUC No. 1548-I on September 16, 1967.

The Commission finds that Chama Valley Lines has abandoned operations under Certificate PUC No. 1548 and PUC No. 1548-I contrary to Rule 10 (b) of the Commission's Rules and Regulations Governing Common Carriers by Motor Vehicle, and that the said certificates should be cancelled as set forth in the Order following.


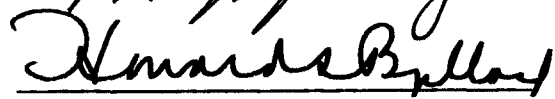

O R D E R

THE COMMISSION ORDERS:

That the operating authority of Respondent Chama Valley Lines, being PUC No. 1548 and PUC No. 1548-I, be, and the same hereby is, cancelled and revoked.

That this Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 11th day of December, 1967

et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
IDA LEWIS, DOING BUSINESS AS "RITZ)
CAB COMPANY," 2857 FRANKLIN STREET,)
DENVER, COLORADO, FOR AUTHORITY TO)
EXTEND OPERATIONS UNDER PUC NO. 1481)
BY INCREASING THE TOTAL NUMBER OF)
TAXICABS AUTHORIZED UNDER PUC NO.)
1481 BY 10, TO A TOTAL OF 32.)

APPLICATION NO. 22537-Extension

December 11, 1967

Appearances: John F. Mueller, Esq., Denver,
Colorado, for Applicant;
Harlan G. Balaban, Esq., Denver,
Colorado, and
Walter M. Simon, Esq., Denver,
Colorado, for Checker Cab, Inc.,
and Yellow Cab, Inc., Protestants.

STATEMENT AND FINDINGS OF FACT

For the purposes of this decision, Ida Lewis, doing business as "Ritz Cab Company," operating under PUC No. 1481 will be referred to as "Applicant" and Checker Cab, Inc. and Yellow Cab, Inc. will be referred to jointly as "Protestants."

On April 14, 1967, Applicant filed with this Commission an Application to increase the number of taxicabs she is authorized to operate under Certificate of Public Convenience and Necessity PUC No. 1481 by 15 units. Formal Protest to said Application was filed jointly by the two Protestants upon the grounds that neither present nor future public convenience and necessity require the extension of the taxicab operations of the Applicant.

Said application, pursuant to prior setting, after appropriate notice to all parties in interest, was heard at the hearing room of the Commission, State Services Building, Denver, Colorado, on May 24, 1967. The Protestants did not offer any evidence during the hearing of this application nor was any evidence elicited to show that the present available service is adequate to meet the requirements of public convenience and necessity alleged by the

Applicant. The application was amended at the opening of the hearing to reduce the number of additional units requested to 10. Applicant is now authorized under PUC No. 1481 to operate 22 taxicabs. The increase requested, as amended, in this application would increase her authorized taxicab fleet to a total of 32 units.

At the conclusion of the evidence offered by Applicant, Protestants moved to dismiss the application upon the ground that the evidence presented in support of the application failed to prove public convenience and necessity for authorizing the additional taxicab units requested. Said Motion was taken under advisement.

Based upon the testimony presented and the exhibits received in evidence, the Commission finds that the Applicant has experienced an increased demand for taxicab service since the Commission's Decision No. 44944 of 1955, limiting to 22 the maximum number of taxicabs which Applicant could operate under PUC No. 1481; that Applicant, in particular during the years 1964, 1965 and 1966, has received a greater number of calls and transported a greater number of passengers during said years; that Applicant transported in 1964, 131,834 passengers, in 1965, 141,797 passengers, and in 1966, 135,955 passengers. The Commission further finds that the Metropolitan Denver area has had an ever-increasing population since 1955, and, in particular, that such population increased from a total population of 493,887 in 1960 to a population of 1,980,000 in 1966, or in other words, an increase of over 200 percent.

Applicant, Protestants and one other taxicab company all serve the Denver Metropolitan area. Applicant offered evidence that she conducted a local operation in the "Five Points" area under taxicab licenses issued by the City and County of Denver before this Commission undertook to exercise jurisdiction over taxicab service within the corporate limits within the City and County of Denver as a result of an Amendment to the City Charter adopted June 16, 1963, investing the regulatory powers over the operation of taxicabs in Denver in this Commission. Prior to said Charter Amendment, this Commission issued the present Certificate held by Applicant authorizing taxicab service

to points beyond the Denver City limits but restricted Applicant against having an office except within a radius of two blocks of the intersection of Washington, Welton, 27th and 26th Avenues, commonly known and referred to as "Five Points." This was the same restriction regarding an office or cab stand that was imposed by the City and County of Denver under city taxicab operations of Applicant. Applicant offered evidence that the average passenger trip in 1946 was .5 miles from her base of operations in the "Five Points" area. In 1960, the average passenger trip was .54 miles. In 1962, the average passenger trip was 3.28 miles which increased to 3.45 miles in 1964 and was reduced to 2.42 miles in 1966. Applicant offered evidence that in addition to operations in the Denver Metropolitan Area she now serves a local business in the transportation of passengers in the expanded Negro residential area of the city which represents from 70 to 85 percent of the passenger traffic during the years involved. Applicant offered evidence that the population in this local service area increased from 30,204 Negro residents in 1960 to 42,000 in 1966. Notwithstanding the increased demand for Applicant's service as shown by the evidence and the substantial increases in population in the Denver Metropolitan Area and substantial increase in the Negro population of the local area served by Applicant, the limitation upon the maximum number of taxicabs which can be operated by Applicant has remained as fixed by our Decision and Order No. 44944 entered on November 23, 1955.

Applicant has added new taxicab equipment to her fleet and has obtained new terminal, office and garage facilities and is financially able to add to these facilities if this application is granted.

The Commission finds that the Applicant's patronage comes largely and substantially from the Negro population which is becoming less and less localized resulting generally in substantially longer trips requiring more time per trip to serve the public.

The Commission bears in mind that during peak periods, and such peak periods are becoming more frequent with the ever increasing population of Metropolitan Denver, there is a more urgent need for taxi service than during routine periods.

The Commission finds in the present instance and under the facts as shown by the evidence that both present and future public convenience and necessity require the increase in number of cabs requested by the Applicant and further that the public interest will be better served by such increase in the number of cabs authorized.

The Commission finds that Applicant is ready, able and willing to operate the additional number of cabs requested.

The Commission finds that the Motion of Protestants to dismiss the application should be denied and the application should be granted.

O R D E R

THE COMMISSION ORDERS:

That Motion of Protestants to dismiss the application be, and the same hereby is, denied.

That Ida Lewis, doing business as "Ritz Cab Company," Denver, Colorado, be, and hereby is, authorized to extend operations under PUC No. 1481 to include the 10 additional taxicab units and henceforth the full and complete authority under said PUC No. 1481 shall read as follows, to-wit:

- "(1) Transportation of passengers and baggage in taxicab service from point to point within a sixteen (16) mile radius of 16th and Champa Street, Denver, Colorado, subject to the following restrictions:
 - a) Excluding service between Englewood and Fort Logan.
 - b) Restricted to the use of thirty-two (32) vehicles within the City and County of Denver.
 - c) Restricted to an office within a two (2) block radius of the intersection of 27th Avenue and Welton Street, Denver, Colorado.
- (2) Transportation of passengers and baggage in sightseeing service:
 - a) From Denver to Colorado Springs, including Manitou Springs, Cave of the Winds and Pueblo and return.
 - b) From Denver to Denver Mountain Parks and return.

- c) From Denver to Idaho Springs, Echo Lake and Mt. Evans and return.
- d) From Denver to Granby and return.
- e) From Denver to Boulder and return.
- f) From Denver to Estes Park and return.
- g) Between Denver and Lincoln Hills and the Denver Mountain Parks area to Lincoln Hills and return.
- h) Between Lincoln Hills and any other point authorized in the conduct of this sightseeing service;

subject to the following restrictions:

- a) Equipment to be operated by applicant shall be limited to vehicles having a seating capacity of seven (7) passengers or less.
- b) Restricted to an office within a one (1) block radius of 27th Avenue and Welton Street, Denver, Colorado, except in service to or from Lincoln Hills, an office may be maintained at Lincoln Hills.
- c) The portion of Certificate No. 1481 pertaining to sightseeing shall be non-transferable.
- d) All sightseeing trips operations under this certificate shall be one-day, round-trip operations, originating or terminating at either Denver or Lincoln Hills.
- e) This portion of Certificate No. 1481 shall be restricted to the use of four (4) vehicles, except service between Denver and Lincoln Hills shall not be subject to this restriction.

(3) Transportation of passengers and baggage from and to all points within the City and County of Denver, to and from all points within a radius of eighty-five (85) miles of Sixteenth and Champa Streets, Denver, Colorado, subject to the following restrictions:

- a) Excluding the pick-up of passengers and/or baggage within a fifteen (15) mile radius of the following cities, to-wit:
 - 1) Boulder, Colorado
 - 2) Fort Collins, Colorado
 - 3) Greeley, Colorado
 - 4) Longmont, Colorado
 - 5) Loveland, Colorado
- b) Excluding service from Brighton, Colorado, unless it is on a round-trip basis having origin in Denver, Colorado or a sixteen (16) mile radius from Sixteenth and Champa Streets, Denver, Colorado.
- c) Vehicles used in the conduct of operation under this certificate shall be limited to manufacturer's rated capacity of five (5) passengers plus driver.

d) All service performed shall be furnished at taxicab rates at all times.

e) Restricted to the use of thirty-two (32) vehicles."


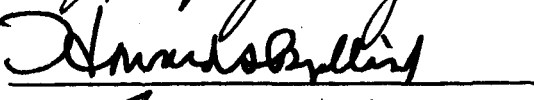

That Applicant shall file tariffs of rates, rules and regulations and time and distance schedules, as required by the rules and regulations of this Commission within twenty days from date.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 11th day of December, 1967

et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
YELLOW CAB, INC., 3455 RINGSBY COURT)
DENVER, COLORADO, FOR AUTHORITY TO)
EXTEND OPERATIONS UNDER PUC NO. 1223)
BY INCREASING THE TOTAL NUMBER OF)
TAXICABS AUTHORIZED UNDER PUC NO.)
1223, BY 5, TO A TOTAL OF 60.)

APPLICATION NO. 22484-Extension

IN THE MATTER OF THE APPLICATION OF)
YELLOW CAB, INC., 3455 RINGSBY COURT,)
DENVER, COLORADO, FOR AUTHORITY TO)
EXTEND OPERATIONS UNDER PUC NO. 2204)
BY INCREASING THE TOTAL NUMBER OF)
TAXICABS AUTHORIZED UNDER PUC NO,)
2204, BY 12, TO A TOTAL OF 127.)

APPLICATION NO. 22486-Extension

IN THE MATTER OF THE APPLICATION OF)
CHECKER CAB, INC., 3455 RINGSBY COURT)
DENVER, COLORADO, FOR AUTHORITY TO)
EXTEND OPERATIONS UNDER PUC NO. 1529,)
(PRESENTLY LEASED TO YELLOW CAB, INC.))
BY INCREASING THE TOTAL NUMBER OF)
TAXICABS AUTHORIZED UNDER PUC NO.)
1529 BY 3, TO A TOTAL OF 31.)

APPLICATION NO. 22485-Extension

IN THE MATTER OF THE APPLICATION OF)
CHECKER CAB, INC., 3455 RINGSBY COURT)
DENVER, COLORADO, FOR AUTHORITY TO)
EXTEND OPERATIONS UNDER PUC NO. 2378)
(PRESENTLY LEASED TO YELLOW CAB, INC.))
BY INCREASING THE TOTAL NUMBER OF)
TAXICABS AUTHORIZED UNDER PUC NO.)
2378, BY 3, TO A TOTAL OF 31.)

APPLICATION NO. 22487-Extension

IN THE MATTER OF THE APPLICATION OF)
CHECKER CAB, INC. 3455 RINGSBY COURT,)
DENVER, COLORADO, FOR AUTHORITY TO)
EXTEND OPERATIONS UNDER PUC NO. 2450,)
(PRESENTLY LEASED TO YELLOW CAB, INC.))
BY INCREASING THE TOTAL NUMBER OF)
TAXICABS AUTHORIZED UNDER PUC NO.)
2450 BY 2, TO A TOTAL OF 24.)

APPLICATION NO. 22488-Extension

December 11, 1967

Appearances: Walter M. Simon, Esq., Denver,
Colorado, for Applicants;

John F. Mueller, Esq., Denver,
Colorado, for Cabs, Inc., doing
business as "Dollar Cab Lines,"
operating Zone Cabs; and Ida
Lewis, doing business as Ritz
Cab Co.;
Herbert C. Bailey, Secretary-
Treasurer, Teamsters Local 775,
Denver, Colorado.

STATEMENT AND FINDINGS OF FACT

On March 16, 1967, Yellow Cab, Inc., hereinafter sometimes referred to as Yellow, filed two applications with this Commission, seeking approximately 10 percent increase in the number of taxicabs it is authorized to operate under each of its certificates. By Application No. 22484, Yellow requested an increase under PUC No. 1223 from 55 to 60, and by Application No. 22486, an increase under PUC No. 2204 from 115 to 127 in the authorized taxicabs. On the same date, Checker Cab, Inc., hereinafter sometimes referred to as Checker, filed three similar applications for 10 percent increases in authorized taxicabs; under PUC No. 1529 from 28 to 31; under PUC No. 2378 from 28 to 31 and under PUC No. 2450 from 22 to 24.

Said five applications, pursuant to prior setting, after appropriate notice to all parties in interest, were heard in the Hearing Room of the Commission, 532 State Services Building, Denver, Colorado, on April 20, 1967, at 10:00 a.m., before Commissioner Henry E. Zarlengo, and at the conclusion of the evidence, the matters were taken under advisement.

Prior to the hearing, formal motions to intervene were filed with the Commission on behalf of Cabs, Inc., doing business as "Dollar Cab Lines," operating Zone Cabs, and on behalf of Ida Lewis, doing business as "Ritz Cab Company." At the hearing the parties seeking to intervene were represented by John F. Mueller, Esq., who asked that the motions to intervene as the interests of said parties might appear be granted. No objection being offered, said motions to intervene were allowed. Herbert C. Bailey, on behalf of the drivers of Yellow Cab, advised the Commissioner hearing the applications that the drivers would be represented by Attorneys, John Criswell and George Ashen. Mr. Bailey stated that he had no objection to

proceeding before the arrival of said attorneys. In fact, neither attorney named by Mr. Bailey appeared at any time during the hearing.

In 1955, these same two applicants filed applications with this Commission, Yellow's application sought a 15 percent increase in the number of cabs which it was authorized to operate under PUC No. 2378, from 24 to 28. By Decision No. 44944, dated November 23, 1955, the Commission granted the 15 percent increases sought by Yellow and Checker; and, in addition, although no application had been filed requesting it, granted 15 percent increases to each of the other Denver taxicab operators. The Decision increased the number of units for the Publix Cab Company (PUC No. 1223 and PUC No. 1529) from 71 to 82; for the Englewood Corporation (PUC No. 2450) from 18 to 22; for the Ritz Cab Company (PUC No. 1481) from 19 to 22; and for Cabs, Inc. (Zone Cab)(PUC No. 1221) from 41 to 47. The Decision did not grant any increase to Michael P. Masterson, doing business as "The Masterson Auto Service Company," who, under PUC No. 82, had authority to operate one taxicab. As a result of Decision No. 44944, the total number of units which the taxicab companies operating in Denver were authorized to operate was increased from 274 to 317.

By Decision No. 43097, dated July 5, 1954, that portion of PUC No. 82 which authorized Michael P. Masterson, doing business as "The Masterson Auto Service Company," to operate one taxicab in the City and County of Denver, was transferred to the Publix Cab Company.

By Decision No. 49310, dated December 31, 1957, the Publix Cab Company was authorized to transfer its rights under PUC No. 1223 to operate 83 taxicabs as follows:

- 28 of said taxicab operating rights to
The Aurora Corporation; and
- 55 of said taxicab operating rights to
The Publix Corporation.

The same Decision authorized the transfer of 22 taxicab operating rights held by The Englewood Corporation under PUC No. 1223 to The Englewood Transportation Company. The Publix Corporation, The Englewood Transportation Company, and The Aurora Corporation were all three owned and controlled by the same interests as owned and controlled Yellow and Checker.

By Decision No. 68264, dated September 29, 1966, this Commission authorized The Publix Corporation to transfer all of its operating rights to Yellow, and by Decisions No. 68262 and 68263, The Aurora Corporation and The Englewood Transportation Company were authorized to transfer all of their operating rights to Checker.

The three certificates now owned by Checker are, pursuant to authority of this Commission, leased to and operated by Yellow.

Since the Decision of November 23, 1955, there has been no increase of any kind in the number of taxicabs authorized to operate in the City and County of Denver. However, whereas in 1955, there were seven different operators among whom the 317 taxicab operating rights were spread, today those same 317 operating rights are distributed as follows:

Yellow Cab, Inc.	170
Checker Cab, Inc.	78
Zone Cabs	47
Ritz Cab Company	22

Mr. Jerry C. Wilson testified on behalf of the applicants. He identified himself as General Manager of both Yellow and Checker. He stated that three operating authorities owned by Checker were under lease and being operated by Yellow; that the increases applied for, as hereinabove specified, would, if granted, permit Yellow to operate in the aggregate 25 additional taxicabs, which amounts to approximately a 10 percent increase over the presently authorized limit of 248 cabs; that the applications were motivated primarily by an increased demand for service resulting from the increase in the population in the peripheral areas of Metropolitan Denver; that Yellow has authority to serve point-to-point anywhere in the Metropolitan Area of Denver -- within 16 miles of 16th and Champa Streets, in addition it has operating authority from and to any county, city or point in the State of Colorado so long as the trip originates or terminates in Denver, Colorado.

Based on Exhibit 1, (subsequently admitted into evidence) a study of the population of the Denver Metropolitan Area compiled by the Business Research and Survey Division of the Denver Chamber of Commerce, he testified that from 1950 to 1960, the population of Aurora increased from 40,234 to

120,296, and that the 1966 population was 155,000; that the increases in Englewood over the same period were: 1950 - 16,869; 1960 - 33,398; 1966 - 36,700; for Littleton: 1950 - 3,778; 1960 - 13,670; 1966 - 19,500; that in the six year period from 1960 to 1966, Adams County increased from 120,296 to 159,000; Arapahoe County from 113,426 to 140,000; and Jefferson County from 127,000 to 188,000; that in six years the area surrounding Denver has increased by 117,000 people; Denver, itself, in the same six year period has grown from 493,887 to 509,000.

Referring to Exhibit 2, the purpose of which he explained, and certain other exhibits to which he later referred, statistical comparisons between the calendar year 1959 and the calendar year 1966 were made. On December 31, 1957, Yellow was authorized to operate only 124 taxicabs, and after the December 31, 1957 acquisition, Yellow's authority was increased to 248 taxicabs, the same number that it presently has. The exhibits make a comparison between the years 1959 and 1966 because 1959 was the first normal year after the consolidation of the fleets, i.e., 1958 was not normal because the problems of integration were still in course of solution.

Exhibit 2 lists on a month by month basis total telephone orders received by Yellow in 1959 and 1966. In 1959 total calls were 1,938,855; in 1966 (despite a 3½ day work stoppage on account of a drivers' dispute) calls increased to 2,100,035 --an 8.3 percent over-all increase.

Based on Exhibit 3 Mr. Wilson stated that total mileage driven in 1959 was 14,131,266, in 1966 mileage was 16,289,409 -- a 15.3 percent increase and based on Exhibit 4, that excluding Saturdays and Sundays (when the demand for service is minimal), during the month of March, 1967, Yellow, on the average, operated 89.9 percent of its day shifts and 71.7 percent of its night shifts. The shift percentage is determined by dividing 248 (the maximum number of shifts which can legally be operated) into the number of shifts actually operated. He explained that from an operational point of view, it is virtually impossible to schedule exactly 100 percent of shifts, he analogized it to the impossibility of consistently maintaining 100 percent room occupancy of a hotel or hospital -- that there must be some leeway.

Exhibits 5 and 6 show a comparison of Gross Revenues, Miles Driven, and Telephone Orders for different periods; Exhibit 5 showing that in the third quarter of 1966, as opposed to the third quarter of 1959, the following percentage increases occurred:

Gross Revenues	12.6%
Miles	10.5%
Telephone Orders	6.2%

While Exhibit 6 shows that for the first quarter of 1967, percentage increases over the first quarter of 1959 were as follows:

Gross Revenues	25.9%
Miles	23.7%
Telephone Orders	4.6%

The Witness states that Yellow has capital available to purchase additional equipment as needed; however, he stated that Yellow presently has 290 pieces of equipment in operable condition and that if the number of cabs it is authorized to operate is increased from 248 to 273, initially, no new or additional cabs would be required. He explained that all of the cabs used by Yellow are built especially for taxicab operations, and that the manufacturer is building better cars, and that Yellow itself is doing a better job of maintaining them; furthermore, the additional units would not be operated as hard as the main fleet is operated.

If additional authority is granted, it is contemplated that the number of cabs in service would be increased a few at a time, and primarily on the day shift. Yellow has a special shift arrangement for senior drivers which would permit it to put the requested additional equipment on the streets only at peak periods, which would also meet the needs of the drivers who want to operate those special shifts.

He explained that at certain times of the day and also at certain times of the year, the demand is much greater than at other times, and that the additional authority would be utilized only for such peaks, hence the earnings of drivers would not be impaired, in fact, it might help -- giving better service during peak periods might help the situation.

He stated that Yellow over the past several years has continually tried different methods of scheduling equipment and scheduling operational procedures to do a better job in the outlying areas. At one time cabs were stationed in the individual outlying areas. That did not work. The company has now increased the number of stands and the number of posts in Aurora, Englewood and Littleton, and that is doing a somewhat better job. The company is continually trying to improve the service in the outlying areas and will continue to do so.

It was the opinion of the witness that with the additional authority Yellow could do a better job in servicing the peripheral areas. Only Yellow is authorized to serve point-to-point in the Aurora area and the Englewood-Littleton area. There are two other companies besides Yellow authorized to operate in the Jefferson County area. In the past there have been other operators in Adams County, but at present Yellow is the only operator. Hence, except for the Lakewood-Arvada area, Yellow is the only company authorized to serve the peripheral area of Denver.

There was no cross examination of Mr. Wilson and applicant rested his case at the conclusion of his testimony.

Intervenors, Cabs, Inc., doing business as "Dollar Cab Lines," operating Zone Cabs, and Ida Lewis, doing business as "Ritz Cab Company," offered no testimony.

Mr. Herbert C. Bailey asked for, and was granted, permission to produce and question a witness -- Mr. Rudolph B. Cook.

Mr. Cook testified that he is the business representative and Vice President of Teamster Local 775; that he formerly was a cab driver for Yellow; that, in his opinion, if there is a substantial increase in the number of cabs and no increase in business, driver earnings will be decreased; that Yellow was continuously advertising for drivers, which, in his opinion, showed a turnover problem and a lack of stability in the industry, which he said would be aggravated by additional authority requiring additional drivers; and that there are probably other means that could be used to provide service in the outlying areas.

On cross examination, Mr. Cook refused to agree that there is more business on the streets on weekdays between 2 and 6 than all cabs can take care of, but he did concede that service during that period was delayed. He admitted that driver earnings would not be affected if the extra equipment were put into service only when the business is there, and that the management of Yellow has always shown a reasonable concern for the earnings of its drivers.

Mr. Wilson was recalled to the stand at the request of the presiding Commissioner, and in response to questions put to him testified that among the reasons that Yellow was seeking the 10 percent increase in its number of cabs was to be able to serve the public more adequately during peak periods, and to meet the increasing need for service due to the growth and demand for service in the outlying and fringe areas. He stated that the additional cabs would be used throughout the area, not confined to the outlying areas. He asserted that there are persons who are not receiving service because of an insufficiency of cabs. He testified that the earnings of the drivers would not be affected by additional cabs during peak periods, and that providing service during peak periods would induce people to use cabs at other times as well.

Mr. Wilson admitted that at the hearing recently held in connection with a taxicab rate he had testified that one of the reasons for a rate increase was that it would increase driver earnings and thereby enable the company to get more drivers. He stated that the percent of idle cabs was about the same at the time of the rate hearings as at the present time -- 10 percent are idle during the days and 30 percent at nights. Further responding to Chairman Zarlengo, Mr. Wilson stated that it was the experience of the company that it can secure drivers to drive during peak periods, and if the increase is authorized, the company can get drivers and seniority people could move up on preferred shifts and allow those behind to move up also. Thus, a better job of servicing the public will allow the company to increase the earnings of drivers and increase over-all volume.

He reiterated that the peak period during the day was between 12 and 6 P.M., and again stated that through proper scheduling the additional equipment would be out only during peak periods -- at the time the public needs them.

At the request of Mr. Zarlengo, Mr. Wilson agreed to provide statements pertaining to driver wages and driver turnover for the last year.

Exhibits showing driver earnings and driver turnover for the calendar year 1966 were subsequently furnished to the Commission. The exhibit pertaining to driver turnover shows an average driver force throughout the year of approximately 700, drivers hired during 1966 were 431, drivers terminated or resigned were 388. The earnings exhibit showed average driver earnings for each of the 12 months of 1966, and discloses that the over-all average for the entire year was \$13.66 per day. It should be noted that this exhibit is based on what the drivers report to the company.

From the testimony it appears that by far the greater part of the population growth is in the outlying areas, requiring longer trips, and, as a result, less trips per shift.

Except for Jefferson County, Yellow is the only company serving in the peripheral areas. In the past seven years alone, there has been a 127,000 increase in the population in the Denver suburban area. Applicants have made, and are continuing to make efforts to improve service in the suburban areas in the city. However, there is room for improvement and authority to operate additional units will help in this regard.

Yellow, under prevailing conditions, is operating an average of 90 percent of its authorized day time shifts. If applicants are operating, on the average at 90 percent of capacity, there must be times when the public could use, and should be provided with, more taxicab service. Applicants' General Manager, in his testimony, indicated that there is no intention of using the additional units except when, and in places where, the need for such service exists. If Yellow were to put an excessive amount of equipment on the streets, thereby substantially reducing driver earnings,

it would only aggravate its problem in securing drivers. The situation is such that the additional units can be only feasibly put in service only when needed.

The Commission, in rendering this Decision, bears in mind the impact on the industry and to the public resulting from its Decision No. 70530, dated December 11, 1967, in the matter of the application of Ritz Cab Company, Application No. 22537-Extension, rendered simultaneously herewith.

The Commission finds that public convenience and necessity require an approximate 10 percent increase in the number of taxicabs being operated under the following Certificates of Public Convenience and Necessity and allocated as follows:

Yellow Cab, Inc.	PUC No. 1223 from 55 cabs to 60 cabs.
Yellow Cab, Inc.	PUC No. 2204 from 115 cabs to 127 cabs
Checker Cab, Inc.	PUC No. 1529 from 28 cabs to 31 cabs
Checker Cab, Inc.	PUC No. 2378 from 28 cabs to 31 cabs
Checker Cab, Inc.	PUC No. 2450 from 22 cabs to 24 cabs.

and that the Applicants are ready, able and willing to operate the additional taxicab units hereby authorized.

O. R. D. E. R

THE COMMISSION ORDERS:

That Yellow Cab, Inc., Denver, Colorado, be, and hereby is, authorized to extend operations under PUC No. 1223 by increasing the total number of taxicabs authorized under PUC No. 1223, by 5, to a total of 60.

That henceforth the full and complete authority under PUC No. 1223 shall be as follows, to-wit:

- "(1) Transportation of passengers and their personal baggage by taxicab from point to point within the City and County of Denver, and from and to the City and County of Denver, to and from all points within the State of Colorado.
- (2) All operations under this certificate shall be limited to the use of sixty (60) cabs."

That Yellow Cab, Inc., Denver, Colorado, be, and hereby is, authorized to extend operations under PUC No. 2204 by increasing the total number of taxicabs authorized under PUC No. 2204, by 12, to a total of 127.

That henceforth the full and complete authority under PUC No. 2204 and PUC No. 2204-I shall be as follows, to-wit:

"(1) Transportation of passengers and personal baggage from point to point within the City and County of Denver, Colorado, and to and from said points, from and to points in the State of Colorado.

(2) Transportation of passengers and their baggage between points within an area bounded as follows:

Beginning at the intersection of Sheridan and West 38th Avenue, thence north on Sheridan Boulevard to West 52nd Avenue, thence east on West 52nd Avenue to Federal Boulevard, thence north on Federal Boulevard to Highways 87 and 287 leading west to Broomfield, Colorado, thence west on said highway to the intersection with a projected extension of what is known as Bluff Road, thence south along the line of such projected extension of West 38th Avenue, thence east to West 38th Avenue and along West 38th Avenue to the place of beginning;

and to and from points in said area, from and to points within a radius of twenty-five (25) miles of Arvada, Colorado, subject to the following restrictions:

A) Restricted from competition with Rocky Mountain Motor Company in its scheduled passenger service, as follows:

- (1) No service shall be performed to or from any points north of Henderson on U. S. 85;
- (2) No service shall be performed to or from any point north of Broomfield on U.S. 87 and 287, or west of Boulder Junction on Highway from Boulder Junction to Boulder, except that service may be performed in the area referred to above, to Lafayette, and, pursuant to the limitations set forth above, from Lafayette to the said area;
- (3) No service shall be rendered to or from points west of Golden on State Highway 58 or west of Morrison on State Highway 74, or west on U. S. 40 of a line intersecting U.S. 40 and passing through Golden on a north and south course; and
- (4) No service shall be performed to and from points on State Highway 185 (North Washington Road) north of a point where U. S. 87 and 287, running east from Broomfield, cut State Highway No. 185 (North Washington Road).

- B) Transportation of passenger and baggage from the twenty-five (25) mile radius to the described area, to be limited, however, to service in connection with round-trips from points in the area to points in the radius and return, with the same passenger or passengers, in the same vehicle, with waiting time at said points, in the radius and without the area, not to exceed one (1) hour.
- (3) Transportation of packages, parcels, baggage, messages, letters, papers and documents, from point to point within a radius of sixteen (16) miles of 16th and Champa Streets, in Denver, Colorado, and from and to points within said radius, to and from the area in Jefferson County known as Rocky Flats and to and from the Martin Company Plant, near Waterton, Colorado, subject to the following restrictions:
- A) All transportation shall be performed in taxicabs, only.
 - B) Restricted against transportation of items that exceed fifty (50) pounds.
 - C) Each delivery from point of origin to point of destination shall be charged as though the applicant had transported one passenger, in addition to extra charge made for leaving the vehicle to pick up or deliver such item.
- (4) All operations under this certificate shall be limited to the use of one-hundred-twenty-seven (127) cabs.
- (5) INTERSTATE AUTHORITY: Between all points in Colorado and the Colorado State Boundary Lines where all highways cross same in Interstate Commerce only, subject to the provisions of the Federal Motor Carrier Act of 1935, as amended."

That Checker Cab, Inc., Denver, Colorado, be, and hereby is, authorized to extend operations under PUC No. 1529 (presently leased to Yellow Cab, Inc.) by increasing the total number of taxicabs authorized under PUC No. 1529, by 3 to a total of 31.

That henceforth the full and complete authority under PUC No. 1529 shall be as follows, to-wit:

- "(1) Transportation of passengers and their personal baggage from point to point within a sixteen (16) mile radius of 16th and Champa Streets, Denver, Colorado.
- (2) Transportation of passengers and their personal baggage by taxi cab between the City of Aurora, Colorado and Strasburg, Colorado, serving all intermediate points.
- (3) This certificate shall be subject to the following restrictions:

- A) No service shall be rendered from Denver and Englewood to points within the above-described area except to and from Aurora, Colorado.
- B) This certificate shall be restricted to an office in Aurora, Colorado. However, nothing shall prevent the installation of telephone call boxes in any authorized area hereunder except Denver and Englewood, Colorado.

(4) All operations under this certificate shall be restricted to the use of thirty-one (31) cabs."

That Checker Cab, Inc., Denver, Colorado, be, and hereby is, authorized to extend operations under PUC No. 2378 (presently leased to Yellow Cab, Inc.) by increasing the total number of taxicabs authorized under PUC No. 2378, by 3, to a total of 31.

That henceforth the full and complete authority under PUC No. 2378 shall be as follows, to-wit:

"(1) Transportation of passengers and their personal baggage from point to point in the City and County of Denver and from and to and to and from points within a radius of sixteen (16) miles of the corner of 16th and Champa Streets in the City and County of Denver, Colorado, subject to the following restrictions:

- A) No service to or from points which are west of Colorado State Highway No. 93, as presently constituted, north of a line drawn due west from Mt. Morrison, Colorado and south of a line drawn due west from Golden, Colorado.

(2) All operations under this certificate shall be limited to the use of thirty-one (31) cabs."

That Checker Cab, Inc., Denver, Colorado, be, and hereby is, authorized to extend operations under PUC No. 2450 (presently leased to Yellow Cab, Inc.) by increasing the total number of taxicabs authorized under PUC No. 2450, by 2, to a total of 24.

That henceforth the full and complete authority under PUC No. 2450 shall be as follows, to-wit:

"(1) Transportation of passengers by taxicab from point to point in the City of Englewood and between Englewood and other points within a radius of sixteen (16) miles of Englewood, Colorado, subject to the following restriction:

- A) No service shall be rendered except between the hours of 12:30 a.m. and 6:00 a.m. to any points south of the point of the northern terminus of the Littleton Bus Line (P.U.C. 50) which point is within five (5) blocks of the route over which said bus line operates, unless these passengers originate at or are destined to points outside the Town of Englewood, Colorado.
- (2) Transportation of passengers and their personal baggage from point to point within Littleton, Colorado and a ten (10) mile radius thereof, subject to the following restrictions:
 - A) Restricted against local service between Fort Logan and Englewood.
 - B) Restricted against service from point to point in Englewood and a one (1) mile radius thereof.
- (3) Transportation of passengers and their personal baggage by taxi cab from point to point in the City and County of Denver and between points in the City and County of Denver, Colorado, on one hand, and points and places within a radius of sixteen (16) miles of the City Limits of said City and County of Denver, on the other hand, subject to the following restriction:
 - A) This portion of certificate shall be restricted to an office and stands within the City and County of Denver, Colorado for the solicitation of business.
- (4) All operations under this certificate shall be limited to the use of twenty-four (24) cabs."

That the above are the maximum number of cabs that can be operated under the above Certificates of Public Convenience and Necessity.

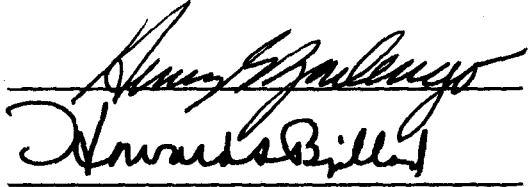
That Applicant shall file tariffs of rates, rules and regulations as required by the rules and regulations of this Commission within twenty days from date.

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 11th day of December, 1967
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

RE: MOTOR VEHICLE OPERATIONS UNDER)
CERTIFICATE NO. 6027)
BY: MR. BARNEY J. BREWER)
BOX 335)
BRECKENRIDGE, COLORADO 80424)
Respondent.)

CASE NO. 134-T
SUPPLEMENT ORDER

December 8, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

It appearing that the respondent herein has complied as required by law and the Rules and Regulations of the Commission and has shown good cause why the above captioned and numbered operating rights should not be revoked, the Commission states and finds that the herein entitled case should be dismissed as set forth in the Order following.

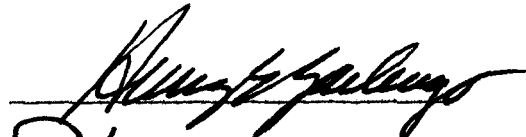
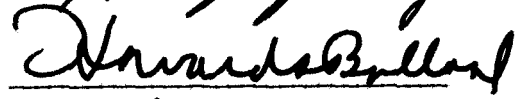

O R D E R

THE COMMISSION ORDERS:

That the above entitled case be, and the same hereby is, dismissed forthwith.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 8th day of December, 1967.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
WESTERN POWER & GAS COMPANY, INC.,)
A CORPORATION, 233 SOUTH 10TH STREET,)
LINCOLN, NEBRASKA, FOR AUTHORITY TO)
ISSUE UP TO 785,975 SHARES OF ITS)
COMMON STOCK OF THE PAR VALUE OF \$2.50)
PER SHARE.)

APPLICATION NO. 22933-Securities

December 12, 1967

Appearances: Harry S. Petersen, Esq., Pueblo,
Colorado, and
Melvin A. Hardies, Esq., Chicago,
Illinois, for Applicant;
M. R. Garrison, Jr., Denver,
Colorado, and
E. R. Thompson, Denver, Colorado,
of the Staff of the Commission.

S T A T E M E N T

BY THE COMMISSION:

Western Power & Gas Company, Inc. (Applicant) filed Application No. 22933-Securities with this Commission on November 21, 1967. By such application, Applicant seeks authority of this Commission to issue up to 785,975 shares of its common stock of the par value of \$2.50 per share.

Said application was set for hearing, after due notice to all interested parties at 9:00 o'clock A.M., on December 7, 1967, in Room 532, State Services Building, Denver, Colorado, and was then and there heard by the Commission and taken under advisement. No protests were filed with regard to this application, and no one appeared at the hearing opposing the authority sought by the application.

Applicant is a corporation organized and existing under the laws of the State of Kansas and duly qualified to do business as a foreign corporation in Colorado. Its principal office in Colorado is at 115 West Second Street, Pueblo; its general offices are at 233 South 10th Street, Lincoln, Nebraska.

Applicant is engaged in the business of owning and operating electric utility properties in Colorado and Kansas; gas utility properties in Nebraska, South Dakota and Kansas; and telephone and water properties in Kansas. Applicant also owns a majority of the common stock of Central Telephone Company (hereinafter called "Centel") and Lee Telephone Company. Centel in turn owns a majority of the common stock of Central Telephone Company of Illinois, LaCrosse Telephone Corporation, Southeastern Telephone Company, Virginia Telephone & Telegraph Company and Western Telephone Company. These subsidiaries are all engaged in the business of providing telephone service in various parts of the States of Nevada, Minnesota, Iowa, Missouri, Illinois, Wisconsin, Virginia, North Carolina and Florida.

Applicant's witness, Mr. Melvin A. Hardies, Assistant Secretary and Assistant Treasurer of Western Power & Gas Company, Inc., testified in summary, as follows:

Centel owns 75.4% of the common shares of Central Telephone Company of Illinois ("Centel of Illinois") constituting 68.1% of the total number of shares of that subsidiary. It is deemed advantageous by the boards of directors of Applicant and Centel that Centel increase its ownership of the common shares of Centel of Illinois to a number not less than 80% of all shares, preferred and common, of Centel of Illinois. Among other benefits, this will enable Centel to eliminate Federal income taxes on its cash dividend income from Centel of Illinois, a saving of not less than \$75,000 annually, at current tax rates. Since Applicant owns 95% of the common stock of Centel, at least that proportion of this savings will flow through to Applicant's consolidated earnings.

To enable Centel to acquire outstanding common shares of Centel of Illinois without issuing its own shares therefor (which would dilute Applicant's proportionate ownership of the common stock of Centel), it is proposed that Applicant make available to Centel up to 785,975 shares of Applicant's authorized and unissued common stock to be offered to the holders of the 785,975 common shares of Centel of Illinois (the minority

interest in that subsidiary which is, or after the payment December 20, 1967, of a 1½% share dividend may be, outstanding) for exchange on a share-for-share basis. To compensate Applicant for the issuance of such number of Applicant's common shares as shall be so exchanged, it is proposed that Centel issue to Applicant seven-tenths of a share of its authorized and unissued common stock for each share of Applicant's common stock so issued (a maximum of 550,182 Centel shares).

The boards of directors of Applicant, of Centel and Centel of Illinois have approved the proposed transaction. No action of the stockholders of Applicant or of Centel is required. A ruling of the Internal Revenue Service that the exchange, which will be made effective only if the holders of the necessary number of common shares of Centel of Illinois accept the exchange offer, will be tax-free to the exchanging shareholders of Centel of Illinois, to Centel and to Applicant has been applied for and is expected to be obtained. The proposed issuance of shares of Applicant requires the approval of this Commission and the Kansas Corporation Commission. The proposed issuance of shares of Centel to Applicant requires the approval of the North Carolina Utilities Commission. Applications for these purposes have been filed. The offering of shares of common stock of Applicant in exchange for common shares of Centel of Illinois must be registered with the Securities and Exchange Commission under the Securities Act of 1933 and a registration statement for this purpose has been filed. A copy of such registration statement as filed was identified as Exhibit E and admitted into evidence.

The book value per share of Applicant's common stock at September 30, 1967, based on the corporate and consolidated balance sheets at that date identified by the witness and admitted into evidence as Exhibit A, was \$6.70 on a corporate basis and \$8.01 on a consolidated basis. The book value per share of the common stock of Centel at the same date, based on its corporate and consolidated balance sheets at that date, identified by the witness and admitted into evidence as Exhibit C, was \$12.64 on a

corporate basis and \$14.61 on a consolidated basis. The earnings per share on Applicant's common stock for the twelve months ended September 30, 1967, as shown by the income statements for that period, identified by the witness and admitted into evidence as Exhibit B, based on the number of shares outstanding at the end of the period, were \$.82 on a corporate basis and \$1.18 on a consolidated basis. The earnings per share on Centel's common stock for the twelve months ended September 30, 1967, as shown by the income statements for that period, identified by the witness and admitted into evidence as Exhibit D, based on the number of shares outstanding at the end of the period, were \$1.34 on a corporate basis and \$1.61 on a consolidated basis.

The capitalization of Applicant at September 30, 1967, on a corporate basis, consisted of 39.8% long-term debt; 15.1% preferred stock; and 45.1% common stock equity, while the capitalization of Centel on a corporate basis consisted of 34.9% long-term debt; 9.4% preferred stock; and 55.7% common stock equity. On a consolidated basis, the capitalization of Applicant and subsidiaries was 50.4% long-term debt; 8.4% preferred stock; 11.3% minority interest in subsidiaries; and 29.9% common stock equity; and the capitalization of Centel and subsidiaries was 41.7% long-term debt; 6.2% preferred stock; 9.5% minority interest in subsidiaries; and 42.6% common stock equity.

The common stocks of Applicant and Centel are traded on the over-the-counter market and at November 16, 1967 (immediately prior to the announcement of the exchange proposal), according to The Wall Street Journal of the following date, the bid price for common stock of the Applicant was \$33.75 per share and the bid price for common stock of Centel was \$48.00 per share.

The ratio of .7 share of common stock of Centel for each share of common stock of the Applicant which may be issued upon the proposed exchange was arrived at upon the basis of the respective book values, capitalizations, earnings, market values and such other factors as the respective boards of directors of Applicant and Centel considered relevant.

If the proposed exchange is effected, Applicant will account for the transaction on its books as a "pooling of interests," under which the investment in Centel will be recorded at the underlying book value of the Centel shares received. Since such book value will be in excess of the par amount of the common shares of Applicant to be issued therefor, such common shares of Applicant, when issued, will be fully paid and nonassessable.

Except for purely incidental costs, such as the time of employees of Applicant spent on the matter, Centel will pay the expenses incurred in carrying out the proposed transaction, such as the costs of registration of Applicant's shares, payments to cooperating dealers and brokers, attorneys' fees, accountant's charges, etc. Theoretically, such expenses could be as much as \$444,500, of which almost \$393,000 is accounted for by possible payments of 50¢ per Centel of Illinois share exchanged to cooperating dealers. The probability is that expenses will be more like half that amount, since many shares will be exchanged without the intervention of a dealer.

In accordance with Chapter 115-1-4, Colorado Revised Statutes 1963, a serial number must be placed upon securities for proper and easy identification. Applicant, for administrative reasons, wishes to use "C.P.U.C. Identification No. 20828;" thus, in the order to follow, the use of such number is authorized.

F I N D I N G S

THE COMMISSION FINDS:

That Western Power & Gas Company, Inc. is a public utility as defined in Chapter 115-1-3, CRS, 1963.

That this Commission has jurisdiction of said Company and of the subject matter of the application herein.

That the Commission is fully advised in the premises.

That the foregoing Statement be, and it hereby is, adopted as part of the Findings herein.

That the proposed issue by Western Power & Gas Company, Inc. of up to 785,975 shares of its common stock of the par value of \$2.50 per share, for the purposes and on the terms hereinabove described, is not inconsistent with the public interest; that such issue is permitted by law and is consistent with the provisions of Chapter 115-1-4, CRS, 1963; and that the Order sought should be issued and made effective forthwith.

O R D E R

THE COMMISSION ORDERS:

That the issue by Western Power & Gas Company, Inc., of up to 785,975 shares of its common stock of the par value of \$2.50 per share, for the purposes and on the terms hereinabove described, be, and the same is hereby authorized and approved.

That the securities issued hereunder shall bear on the face thereof for proper and easy identification thereof a legend as follows:

C.P.U.C. Identification No. 20828

That within ninety (90) days after the final delivery of the shares of Applicant's common stock to be issued in exchange for shares of common stock of Central Telephone Company of Illinois and Applicant's receipt of shares of common stock of Central Telephone Company in consideration thereof, Applicant shall file with the Commission a verified report showing the issue of such securities and the costs and expenses incurred by the Applicant incident to such issue and the journal entries reflecting such transactions on the books of Western Power & Gas Company, Inc.

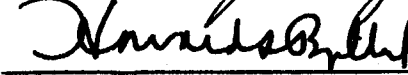
That nothing herein shall be construed to imply any recommendation or guarantee of or any obligation with respect to said issue of the aforementioned securities on the part of the State of Colorado.

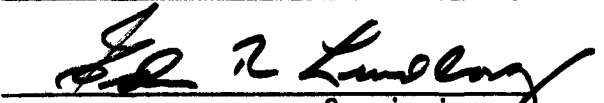
That this Commission retain jurisdiction of these proceedings to the end that it may make such further Order or Orders in the premises as it may deem to be proper and desirable.

That this Order shall become effective as of the day and date hereof. The authorization hereby granted shall, however, expire if not exercised prior to June 1, 1968.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO






_____ Commissioner

Dated at Denver, Colorado,
this 12th day of December, 1967.
gh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
R. E. Whitaker dba)
R. E. Whitaker Trucking)
P. O. Box 638)
Mills, Wyoming 82644)

AUTHORITY NO. M 11450
CASE NO. 2334-M-Ins.

December 12, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On November 28, 1967, in the above entitled Case, the Commission entered its Order revoking the above authority for failure to maintain effective insurance on file with the Commission.

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

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


O R D E R

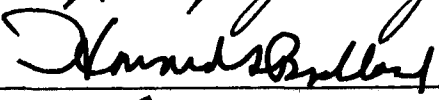
THE COMMISSION ORDERS:


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

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO






Commissioners

Dated at Denver, Colorado, this
12th day of December 1967 .

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
CANDELLARIO GALICIA, BEN J. GARCIA)
and TONY ALATORE ON BEHALF OF)
THEMSELVES AND OTHERS SIMILARLY)
SITUATED FOR AN ORDER AUTHORIZING)
UNION RURAL ELECTRIC ASSOCIATION,)
INC. TO RENDER STREET LIGHTING)
PURSUANT TO PUC TARIFF NO. 1-ELEC-)
TRIC IN AN UNINCORPORATED AREA IN)
WELD COUNTY, KNOWN AS WATTENBERG.)

APPLICATION NO. 22870

December 12, 1967

Appearances: Miller and Ruyle, by
Robert A. Ruyle, Esq., Greeley,
Colorado, for Applicants and
Union Rural Electric Associa-
tion, Inc;
J. M. McNulty, 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 Candellario Galicia, Ben J. Garcia and Tony Alatore, representing themselves and all other residents similarly situated for an Order authorizing Union Rural Electric Association, Inc. (Union) to provide street lighting service in an unincorporated subdivision known as Wattenberg, more particularly described in the following order.

The matter was set for hearing and was heard upon due notice to all interested parties on Tuesday, December 5, 1967, at 9:00 o'clock A.M. in the hearing room of the Commission, 532 State Services Building, Denver, Colorado. No Petitions for Intervention were filed prior to the hearing and no persons appeared at the hearing in opposition to the Application.

A Petition addressed to Union Rural Electric Association, Inc. was circulated among the residents of an area in which 75 customers now receive electric service. Of the 75 customers, signatures were obtained from 61, or a percentage of 81 per cent of the total number of customers. Said

Petition was identified by all of the Applicants, introduced and received in evidence as a part of Applicants' "Exhibit A". The Tariff of Union states, among other things, in providing for street lighting in unincorporated areas, street lighting will be installed upon receipt by the Association of a Petition from the majority of electric customers located within such area and upon an order or decision of the Public Utilities Commission of the State of Colorado.

The area with which this Application is concerned lies approximately three and one-half miles west of Brighton, Colorado and is located on the west side of the South Platte River. The area is depicted on the map of the Town of Wattenberg included as a part of Applicants' "Exhibit A" attached to the Application.

Mr. Robert R. Lessing, office manager of Union Rural Electric Association, Inc., was duly sworn upon oath and testified that Union would install eleven, 7,000 lumen, non-ornamental, mercury vapor lights in the unincorporated area of Wattenberg. He testified that the cost of service to each of Union's customers in the Wattenberg area would be 55¢ per customer per month. No contribution would be required of the electric customers of Union. The charges and services to be rendered by Union for street lighting in the unincorporated area of Wattenberg, if approved, would be provided under the terms and conditions of Union's PUC Tariff on file with the Commission.

The Applicant, Tony Alatore, was duly sworn upon oath and testified that he owned a grocery store in the unincorporated area of Wattenberg and had been one of the circulators of the Petition identified by the Applicant as part of Applicants' "Exhibit A" attached to the Application. He testified that, as a resident of the unincorporated area of Wattenberg, he believed the crime and vandalism in the area would be reduced by the installation of the proposed street lighting. He testified that while circulating the Petitions he had found no opposition to the proposed street lighting.

The Applicant, Ben J. Garcia, was duly sworn upon oath and testified in support of the Application. Mr. Garcia testified he was a resi-

dent of the unincorporated area of Wattenberg and was one of the circulators of the Petition identified as a part of Applicants' "Exhibit A" attached to the Application. Mr. Garcia testified that the residents in Wattenberg had a meeting to discuss the proposed street lighting and that at the time the Petition was circulated the rate and full explanation of the lighting was given to each signer. Mr. Garcia testified that the proposed street lighting would be of a definite benefit to the area and would assist in safety and law enforcement.

The Applicant, Candellario Galicia, was duly sworn upon oath and testified in support of the Application. Mr. Galicia testified he was a resident of the unincorporated area of Wattenberg and that he was one of the circulators of the Petition identified as a part of Applicants' "Exhibit A" attached to the Application. He testified that 61 out of 75 electric customers in the unincorporated area of Wattenberg had signed in favor of the proposed street lighting. He testified that the 55¢ per month rate to be charged to each consumer of electricity in the area would not be a burden on any of the residents.

Thereafter, Darwin Rutt, Deputy Sheriff, Weld County Sheriff's Office, was duly sworn upon oath. Deputy Sheriff Rutt appeared in support of the Application and testified that the lighting of the streets in the unincorporated area of Wattenberg would promote safety and deter crime. Deputy Rutt testified that the Sheriff's office favored street lighting for unincorporated areas in every instance and believed that it would be of a definite benefit to the Wattenberg area.

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 and of Union Rural Electric Association, Inc.

That the preservation of the public peace, health and safety requires the installation of a street lighting system in the unincorporated

area of Wattenberg hereinafter described in the Order to follow.

O R D E R

THE COMMISSION ORDERS:

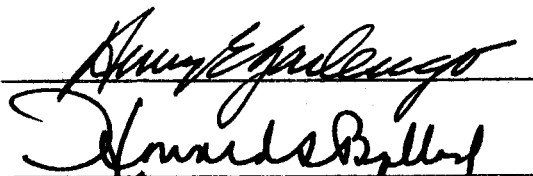

That Union Rural Electric Association, Inc. is hereby authorized and directed to install, operate and maintain eleven, non-ornamental, 7,000 lumen, mercury vapor street lights as a street lighting system in accordance with the provisions of its Tariff Colorado P.U.C. No. 1-Original Sheet 18-1, Original Sheets Nos. 27, 28, 29 and First Revised Sheet No. 30 now existing or as the same may be changed under the rules of this Commission or according to the law.

That the street lights, eleven in number, shall be installed in the area bounded as follows:

Beginning at the Northwest corner of the Northeast Quarter (NE $\frac{1}{4}$) of Section Twenty-Five (25), Township One (1) North, Range Sixty-Seven (67) West of the Sixth Principal Meridian, thence Easterly along the county road a distance of 1300 feet; thence South a distance of 1100 feet; thence in a Southwesterly direction a distance of 1100 feet more or less; thence due West a distance of 660 feet more or less to the North-South half section line; thence due North to the Northwest corner of the Northeast Quarter (NE $\frac{1}{4}$) being the point of beginning. All being located in Weld County, Colorado.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

Dated at Denver, Colorado,
this 12th day of December, 1967

et

(Decision No. 70536)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
THE CHICAGO, ROCK ISLAND AND PACIFIC)
RAILROAD COMPANY TO DISCONTINUE AND)
ABANDON THE STATION AGENCY AT ARRIBA)
IN LINCOLN COUNTY, COLORADO.)

APPLICATION NO. 22903

December 12, 1967

S T A T E M E N T

BY THE COMMISSION:

Pursuant to this Commission's Rules and Regulations Pertaining to Railroads and Express Companies Operating in the State of Colorado, Chicago, Rock Island and Pacific Railroad Company did on November 8, 1967, file a request seeking authority to close its railway station at Arriba, Lincoln County, Colorado, said closing to become effective on December 11, 1967.

Arriba, Colorado, is located on the main line of the Rock Island Railroad extending from Colorado Springs through Limon, Arriba, Burlington, Colorado, and eastward into Illinois and Missouri with terminals at Chicago and St. Louis. It is also located on U.S. Highway No. 24 at twenty-three miles east of Limon. By the 1960 census, population is 296, but additional people in the surrounding farm area are served from the town. Main trading center is at Limon. The area is a semi-arid plains region, with agriculture as the principal occupation; crops are wheat and other small grains.

Applicant states that the business handled at Arriba now consists of only carload shipments; there is no passenger service and no related income of L.C.L. or express service. The station is not required for operating purposes. Expenses for the Arriba Agency are about \$7,500 per year. Personal contact by the railroad with its shippers has disclosed no opposition to the proposed station closing.

In conformance with the Commission rules herein, a "Notice of the Change in Service of Chicago, Rock Island and Pacific Railroad Company" was posted in a conspicuous place at the Arriba Station more than thirty days prior to the proposed effective date of December 11, 1967. No protest in the matter has been received by the Commission.

Upon investigation of this matter by the Commission, it appears that carload movement of grain is the principal activity at the station. Following is a summary of the Arriba Station business and expense:

<u>Item</u>	<u>1965</u>	<u>1966</u>	<u>1967</u> (8 Mos.)
Freight:			
Total Carloads	172	27	34
Revenue	\$27,800	\$8,187	\$8,620 (Estimated)
Station Expense:			
Wages		\$5,813	\$4,044
Taxes, Utilities and Supplies		<u>1,695</u>	<u>1,170</u>
Total Station Expense		\$7,508	\$5,214

In other local inquiry it was learned that serious drought conditions in recent years resulted in almost complete crop failures for the local area. Meanwhile, limited crop production invited nonregulated truck competition at 25¢/hundred pounds compared to I.C.C. Rates of 54¢/hundred pounds for the rail carriers. With only minor need for service, it became apparent there was reason for the railroad to economize.

With removal of the Arriba agent, it is proposed that car orders may be placed by telephone through the agent at Limon (23 miles west). Telephone toll charge will be paid by Rock Island pertaining to car orders or other business of Arriba patrons.

It appears there has been very little local interest regarding the agency office. In the instant matter, no reduction in switching or carload rail service is proposed and no passenger service is involved. Relative to the handling of carload shipments, it has been common practice to handle routine billing operations at a station other than the point of origin or destination.

It is therefore the belief of the Commission that the proposed station closing is compatible with the public interest; that in the absence of any protests, 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 safe and economical railroad operation does not require the maintenance of an Agent at the Chicago, Rock Island and Pacific Railroad station of Arriba, Lincoln County, Colorado.

That public convenience and necessity can be adequately served by an alternate agency station in the immediate area.

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

O R D E R

THE COMMISSION ORDERS:

That the above Statement and Findings are hereby made a part of this Order by reference.

That Chicago, Rock Island and Pacific Railroad Company be, and hereby is, authorized to withdraw its agent at Arriba, Lincoln County, Colorado, and to thereafter maintain same as a prepay or non-agency station.

That reference shall be made to this decision in the affected tariff schedules to show closing of said station and as authority therefor.

That Chicago, Rock Island and Pacific Railroad Company shall accept collect telephone toll calls at its Limon Agency office from patrons in the Arriba area in connection with the ordering of cars; loading and moving arrangements; or with other service relative to rail shipments.

That this Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry G. ...
Donald B. ...

J. R. ...
Commissioners

Dated at Denver, Colorado
this 12th day of December, 1967.
gh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE MOTOR VEHICLE)
OPERATIONS OF DENVER-LIMON-)
BURLINGTON TRANSFER COMPANY (A)
CORPORATION), 3650 CHESTNUT PLACE,)
DENVER, COLORADO, UNDER PUC CERTI-)
FICATE NO. 699 AND 699-I.)

CASE NO. 5356
ORDER TO SHOW CAUSE
AND
NOTICE OF HEARING

December 12, 1967

S T A T E M E N T

BY THE COMMISSION:

The Commission is informed and believes and, upon such information and belief, makes the following Statements:

1. Denver-Limon-Burlington Transfer Company, whose address is 3650 Chestnut Place, Denver, Colorado, presently holds Certificate of Authority PUC No. 699 and PUC No. 699-I, authorizing operations as a common carrier by motor vehicle for hire within the State of Colorado.
2. Investigation has been conducted by the Rate Department of the Public Utilities Commission into the operation of Certificate of Authority PUC No. 699, particularly as it pertains to the handling of Collect on Delivery (C.O.D.) shipments, which investigation discloses that Denver-Limon-Burlington Transfer Company has been handling and collecting on C.O.D. shipments in violation of Rule 24 of the Rules and Regulations Governing Common Carriers by Motor Vehicle and also in violation of the provisions of said carrier's lawfully filed tariff.
3. Said investigation further reveals that Denver-Limon-Burlington Transfer Company, in the operation of its Certificate of Authority PUC No. 699, maintains agents on a percentage

basis, allows misuse of its equipment and has otherwise violated the rules and regulations of this Commission, as well as the statutes of the State of Colorado.

F I N D I N G S

THE COMMISSION FINDS:

That sufficient cause exists for the holding of a hearing to determine the facts of said matter, and to determine what Order or penalty, if any, should be entered by the Commission.

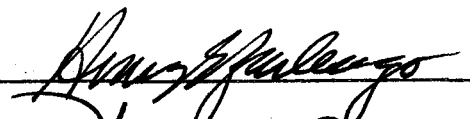
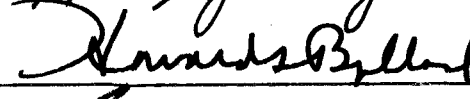
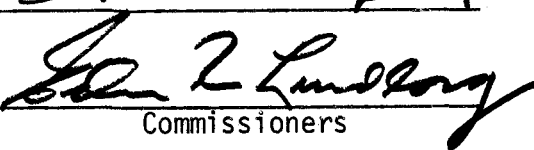
O R D E R

THE COMMISSION ORDERS:

That this Case be, and the same hereby is, set for hearing before the Commission at 10:00 o'clock A.M. on January 5, 1968, in the Hearing Room of the Commission, 532 State Services Building, 1525 Sherman Street, Denver, Colorado.

That Respondents, Denver-Limon-Burlington Transfer Company, be, and are hereby, directed to appear at said time and place as specifically set forth above, and to show cause why the Commission should not take such action and enter such Order as may be appropriate.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 12th day of December, 1967

et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: THE FAILURE OF CERTAIN CORPORATIONS,)
PARTNERSHIPS, AND/OR PERSONS TO COMPLETE)
ACTIONS INSTITUTED BEFORE THE COMMISSION)
FOR AUTHORITY TO OPERATE AS COMMON OR)
PRIVATE CARRIERS BY MOTOR VEHICLE FOR HIRE)
IN INTERSTATE COMMERCE ONLY OVER THE PUBLIC)
HIGHWAYS OF THE STATE OF COLORADO.)

December 12, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The files and records of the Commission disclose that the hereinafter stated corporations, partnerships, and/or persons as specifically set forth in the Order part of this Decision have paid to the Commission the required filing fee for authority to operate as a Common or Private Carrier by Motor Vehicle for hire in interstate commerce only over the public highways of the State of Colorado but have either (1) failed to file an application requesting such authority or (2) have failed, after filing an application for such authority, to file either a request for identification cards, the required certificate of insurance or a written designation for service of notices, orders or process -- all of which is required by law and the Commission's Rules and Regulations Governing Common or Private Carriers by Motor Vehicle.

The files and records of the Commission -- in addition to the above -- further disclose that all of said corporations, partnerships, and/or persons have previously been duly notified by the Commission of their failure to comply with one or more of the above specifically stated items.

The Commission states and finds that all actions heretofore instituted before the Commission by the corporations, partnerships, and/or

persons as listed in the Order part of this Decision should be dismissed.

O R D E R


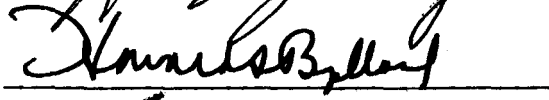
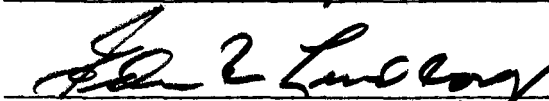
THE COMMISSION ORDERS:

That all actions heretofore instituted by the following corporations, partnerships, and/or persons before this Commission to obtain authority to operate as Common or Private Carriers by Motor Vehicle for hire in interstate commerce only over the public highways of the State of Colorado, be, and the same hereby are, dismissed.

E. L. Alexander, dba E. L. Alexander Trucking Co.	1244 - 20 $\frac{1}{4}$ Lane, Pueblo, Colo. 81001
LeRoy & Henry Bolejack, dba Colorado Livestock Supply	923-8th Street, Golden, Colo. 80401
Gonzales Bros. Produce	2550 Airline, Houston, Texas 77009
Bruce E. Holmes, dba Holmes Produce	3005 W. 45th St. N., Wichita, Kans. 67204
Paul Johnson, Inc.	340 W. Adams, Waterman, Ill. 60556
T. V. Murrell	Route 1, Earth, Texas 79031
Rotello Brothers, Inc.	303 Jones St., Navasota, Texas 77868
Voigt Bus Service, Inc.	Route 3, St. Cloud, Minn. 56301
T. D. Williams, dba Ted Williams	230 N. 9th Ave., Sterling, Colo. 80751

This Order shall become effective ten days from the date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 12th day of December, 1967.

1s

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

COLORADO BY-PRODUCTS COMPANY
4400 BRIGHTON BOULEVARD
DENVER, COLORADO

Complainant,

vs.

THE DENVER AND RIO GRANDE WESTERN
RAILROAD COMPANY
1531 STOUT STREET
DENVER, COLORADO

Respondent.

INFORMAL REPARATION DOCKET No. 1571
Denver and Rio Grande Western Railroad
Company Reparation Application No. 3
Authority To Waive Collection of \$604.61

December 12, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

An application having been duly filed to submit the matter for determination upon the pleadings and record, the Commission, after investigation of all the facts, finds that Complainant, Colorado By-Products Company received the following three carload shipments from shipper Gerald Young at Monte Vista, Colorado, forwarded over the lines of the Denver and Rio Grande Western Railroad Company, hereinafter referred to as Respondent:

Carload No. 1 was shipped March 13, 1967 on D&RGW Waybill No. 35989, utilizing D&RGW Car No. 67631. Included in the shipment were 4853 pounds of Wool and Deer pelts rated at \$2.68 per cwt.; 328 pounds of Deer Shearlings rated at \$2.28 per cwt.; and 9736 pounds of wool-in-grease rated at \$2.68 per cwt.

Carload No. 2 was shipped March 20, 1967, on D&RGW Waybill No. 36027, utilizing Northern Pacific Car No. 39031. The shipment consisted of 14,459 pounds of wool-in-grease rated at \$2.68 per cwt.

Carload No. 3 was shipped March 28, 1967 on D&RGW Waybill No. 36072, utilizing Northern Pacific Car No. 26801. The shipment consisted of 19,798 pounds of wool-in-grease rated at \$1.88 per cwt.

The Commission finds that prior to March 1, 1967, a rate of 94¢, minimum 10,000 pounds, was in effect on wool-in-grease, Item 450 D&RGW Tariff 7150-F; that on March 1, 1967, D&RGW Tariff 7150-F was cancelled, thereby eliminating Item 450 and the resulting rates; that on April 17, 1967, the rate of 94¢, minimum weight 10,000 pounds, was re-established by publication of Item 3355 of Amendment No. 12 to D&RGW Tariff No. 4900-L; and that during the interim period the legal rates were \$2.68 LCL and \$1.88 minimum carload 16,000 pounds, per authority rate base 234, Supplement 83 to WTL Tariff 1014, and Item 98110 of Uniform Freight Classification No. 8.

The respondent collected freight charges based on a rate of 94¢, minimum 10,000 pounds (on the wool-in-grease) and the applicable rates on the other commodities, for a total freight charge of \$553.55 instead of \$1,158.16, based on the legal tariff rates, thus creating undercharges of \$604.61.

The Commission further finds that the rates applied during the interim period were unreasonable and excessive and that the respondent, the Denver & Rio Grande Western Railroad Company should be authorized to waive collection of the existing undercharges amounting to \$604.61 on the aforesaid shipments.

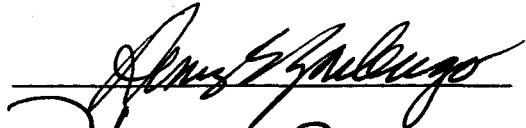
O R D E R

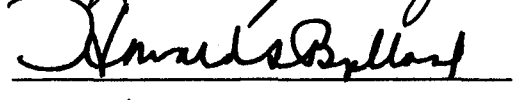
THE COMMISSION ORDERS:

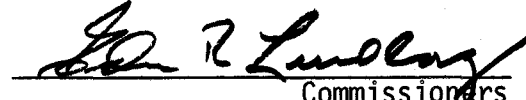
1. That the Statement and Findings of Fact herein, be, and hereby are, made a part hereof.
2. That Respondent, Denver and Rio Grande Western Railroad, be, and hereby is, authorized and directed to waive collection of the existing undercharges of \$604.61 from Complainant Colorado By-Products Company.

3. That this order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO







Commissioners

Dated at Denver, Colorado, this
12th day of December, 1967. av

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE: MOTOR VEHICLE OPERATIONS OF)
)
SCRANTON BROTHERS)
P. O. BOX 761)
LAMAR, COLORADO 81052)

PERMIT NO. M-4912

December 12, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

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

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

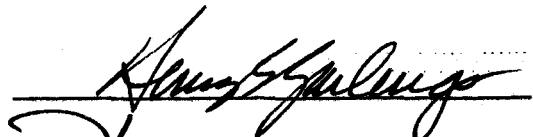
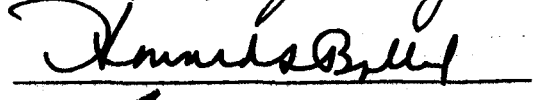
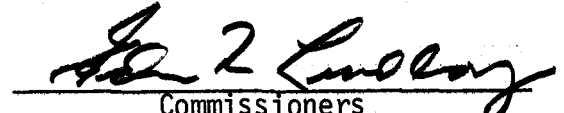
O R D E R

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective December 4, 1967.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 12th day of December 1967
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE: MOTOR VEHICLE OPERATIONS OF)

TOLLEFSON FURNITURE
2749 SOUTH BROADWAY
ENGLEWOOD, COLORADO 80110

PERMIT NO. M-8421

December 12, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

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

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


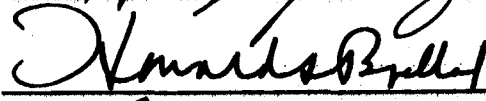

O R D E R

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective December 14, 1967.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 12th day of December 1967
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE: MOTOR VEHICLE OPERATIONS OF)
)
)
THE STANKER SUPPLY COMPANY)
175 FORDHAM CIRCLE)
PUEBLO, COLORADO 81001)
-----)

PERMIT NO. M-4646

December 12, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

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

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

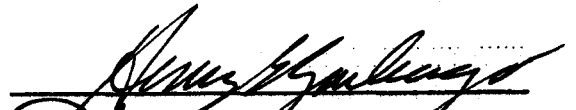
O R D E R


THE COMMISSION ORDERS:


That the above-entitled authority be, and the same hereby is, cancelled effective December 4, 1967.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO






Commissioners

Dated at Denver, Colorado,
this 12th day of December 1967
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE: MOTOR VEHICLE OPERATIONS OF)
ORVILLE FRANK HOLT)
1105 N. MISSION)
AMARILLO, TEXAS 79105)

PERMIT NO. M-8672

December 12, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

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

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

O R D E R

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective December 2, 1967.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Alvin G. ...
Howard ...
Ed ...
Commissioners

Dated at Denver, Colorado,
this 12th day of December 1967
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE: MOTOR VEHICLE OPERATIONS OF)
F. H. LOECHNER CO.)
7501 EAST COLFAX AVENUE)
DENVER, COLORADO 80208)

PERMIT NO. M-15007

December 12, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

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

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

ORDER

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective December 1, 1967

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry Gallegos
Donald Byler
Ed R. Lindsay
Commissioners

Dated at Denver, Colorado,
this 12th day of December 1967
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE: MOTOR VEHICLE OPERATIONS OF)
)
MIDLAND BRICK SALES COMPANY)
1706 CLAY STREET)
CHILLICOTHE, MISSOURI)

PERMIT NO. M-14713

December 12, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

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

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

O R D E R

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective December 6, 1967.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Sam E. Gabeugo
James B. Bell
Ed R. Lumborg
Commissioners

Dated at Denver, Colorado,
this 12th day of December 1967
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

DENVER-LARAMIE-WALDEN TRUCK LINE, INC.;)
DENVER-LOVELAND TRANSPORTATION, INC.;)
EDSON EXPRESS, INC.; AND OVERLAND)
MOTOR EXPRESS, INC., doing business as)
BOULDER-DENVER TRUCK LINE,)

Complainants,)

vs.)

MILLER BROTHERS, INC.,)

Respondent.)

CASE NO. 5314

December 12, 1967

STATEMENT AND FINDINGS OF FACT

On January 5, 1966, Denver-Laramie-Walden Truck Line, Inc.; Denver-Loveland Transportation, Inc.; Edson Express, Inc.; and Overland Motor Express, Inc., doing business as Boulder-Denver Truck Line, hereinafter referred to as Complainants, filed a complaint with this Commission against Miller Brothers, Inc., hereinafter referred to as Respondent.

On January 24, 1966, Answer to said complaint was filed with the Commission by the Respondent.

Ephraim Freightways, Inc. and the Contract Carriers Conference of the Colorado Motor Carriers' Association have been granted leave to intervene in the above captioned proceeding by decisions of the Commission, and the Staff of the Commission has filed a Notice of Participation in said proceeding.

The Commission states and finds that, inasmuch as discovery proceedings have been concluded, the case should now clearly be set for hearing as provided in the Order following.

O R D E R

THE COMMISSION ORDERS:

That Case No. 5314 be, and the same hereby is, set for hearing before the Commission at 10:00 o'clock A.M., January 15 through January 19,

1968, inclusive, at 532 State Services Building, 1525 Sherman Street, Denver, Colorado.

That on or before January 1, 1968, Complainants shall present and file with the Secretary of the Commission copies of any and all exhibits, except depositions, which they intend to introduce in evidence in the within case, and shall simultaneously furnish copies of said exhibits to John R. Barry, Attorney for Respondent, and that said exhibits shall be marked and numbered as follows:

"Complainants' Exhibit No. 1, 2, 3, etc.
Case No. 5314
Date Filed _____"


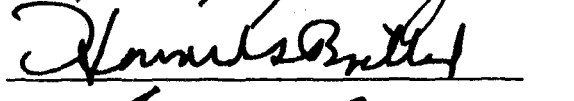

That on or before January 10, 1968, Respondent shall present and file with the Secretary of the Commission copies of any and all exhibits, except depositions, which it intends to introduce in evidence in the within case, and shall simultaneously furnish copies of said exhibits to John P. Thompson, Attorney for Complainants, and that said exhibits shall be marked and lettered as follows:

"Respondent's Exhibit No. A, B, C, etc.
Case No. 5314
Date Filed _____"

That all of said exhibits so filed as above provided shall be available for inspection by any interested party or parties at the office of the Secretary of the Commission.

That other persons, firms or corporations wishing to appear or intervene in the within case shall file with the Commission written appearances or Petitions for Leave to Intervene on or before January 2, 1968, and serve copies thereof on Attorneys for Complainants and Respondent.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 12th day of December, 1967
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
MARTIN AVIATION, INC., A COLORADO)
CORPORATION, FOR A CERTIFICATE OF)
PUBLIC CONVENIENCE AND NECESSITY)
AUTHORIZING OPERATION AS A COMMON)
CARRIER BY AIRPLANE.)

APPLICATION NO. 22887

December 12, 1967

Appearances: Ernest L. Martin, President of
Applicant corporation, Greeley,
Colorado, pro se.

PROCEDURE AND RECORD

On October 20, 1967, Martin Aviation, Inc., a Colorado corporation,
Route 4, Box 173M, Greeley, Colorado, filed the instant application (No. 22887)
for a Certificate of Public Convenience and Necessity to operate as a common
carrier by airplane.

On November 3, 1967, the Commission, pursuant to law, designated
Robert L. Pyle as an Examiner for the purpose of conducting the hearing on the
instant application. After due and proper notice, the Application was heard
by said Examiner in the Hearing Room of the Commission, 532 State Services
Building, 1525 Sherman Street, Denver, Colorado at 2 p.m. on December 4, 1967.
On December 5, 1967, the said Examiner, pursuant to the provisions of 1963 CRS
115-6-9 (2), transmitted to the Commission the record of the proceeding. The
record transmitted by the Hearing Examiner establishes that upon Motion by
Applicant to dismiss the application, the Motion to Dismiss was granted.

The Commission, pursuant to the provisions of 1963 CRS 115-6-9 (2),
now specifically adopts the record of such Examiner as hereinabove set forth,
and pursuant thereto,


O R D E R

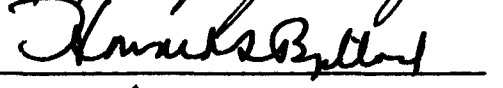
THE COMMISSION ORDERS:

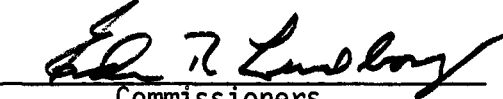
That Application No. 22887 be, and the same hereby is, dismissed.

This Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO







Commissioners

Dated at Denver, Colorado,
this 12th day of December, 1967
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
JUAN TREVINO AND CRUZ TREVINO, BOX)
33, LA SALLE, COLORADO, FOR AUTHOR-)
ITY TO EXTEND OPERATIONS UNDER)
PERMIT NO. B-6657.)

APPLICATION NO. 22883-PP-Extension

December 12, 1967

Appearances: Juan Trevino, LaSalle, Colo-
rado, pro se.

PROCEDURE AND RECORD

On October 25, 1967, Juan Trevino and Cruz Trevino, Box 33, LaSalle, Colorado, filed the instant application (No. 22883-PP-Extension) for an extension of their present Class "B" Permit to operate as a private carrier by motor vehicle for hire in intrastate commerce for the transportation of commodities as set forth in the application.

On November 17, 1967, the Commission, pursuant to law, designated Robert L. Pyle as an Examiner for the purpose of conducting the hearing on the instant application. After due and proper notice, the application was heard by said Examiner in Hearing Room "A" of the Commission, 534 State Services Building, 1525 Sherman Street, Denver, Colorado, at 2 p.m. on December 4, 1967. On December 5, 1967, the said Examiner, pursuant to the provisions of 1963 CRS 115-6-9 (2), transmitted to the Commission the record of the proceeding together with a written statement of his Findings of Fact and Conclusions. The record transmitted by the Hearing Examiner establishes that no one appeared to protest the granting of the application.

The Commission has now given careful consideration to the record of the proceeding as well as the Findings of Fact and Conclusions submitted by the Examiner. These Findings of Fact and Conclusions read as follows:

FINDINGS OF FACT

From the testimony, records and file herein, your Examiner finds as fact, that:

1. Applicants presently hold authority under Permit No. B-6657 which is described as follows:

"Transportation of onions, from dock of Gerye & Company, at Milliken, Colorado, to Denver, Colorado; hay, from farm to farm within a radius of fifty miles of Greeley, Colorado."

This authority is presently in good standing with the Commission.
2. The extension applied for herein would not conflict with the above described authority.
3. Applicants have duly and properly applied for an extension to Permit B-6657 for transportation of onions, potatoes, and hay from point to point within a radius of 50 miles of Greeley, Colorado.
4. Applicants have the following equipment:

1958 Ford 2-ton Truck
1956 GMC Tractor
1953 International Tractor

They have had 8 years of experience in related fields, and a net worth of \$1,000, all of which are ample and suitable for operation of the authority sought herein.
5. Applicants are familiar with the rules and regulations of the Public Utilities Commission and, if this application is granted, will abide by said rules and regulations as well as the safety requirements of the Commission. Further, Applicants have or will make adequate provision for insurance.
6. There is a present and special need for the service and, if this application is granted, Applicants will enter into special carriage contracts with customers to perform services thereunder.
7. The proposed operation will not impair the efficient public service of any authorized common carrier adequately serving the same territory over the same general route or routes.
8. The granting of the authority as applied for will be in the public interest and should be granted.

CONCLUSIONS

That the Commission make and enter its Order authorizing the Applicants, Juan Trevino and Cruz Trevino, to extend authority under Permit No. B-6657 and that henceforth the entire authority shall read as follows:

- "1. Transportation of onions, from the Dock of Gerye and Company at Milliken, Colorado to Denver, Colorado.

2. Transportation of onions, potatoes and hay from point to point within a radius of fifty (50) miles of Greeley, Colorado."

Pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission now specifically adopts the Findings of Fact and Conclusions of such Examiner as hereinabove set forth, and pursuant thereto,

ORDER


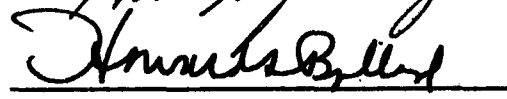
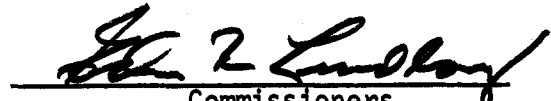
THE COMMISSION ORDERS:

That Juan Trevino and Cruz Trevino, Box 33, LaSalle, Colorado, be, and hereby are, authorized to extend operations under Permit No. B-6657, and that henceforth the full and complete authority under Permit No. B-6657 shall authorize the following:

- "1. Transportation of onions, from the Dock of Gerye and Company at Milliken, Colorado to Denver, Colorado.
2. Transportation of onions, potatoes and hay from point to point within a radius of fifty (50) miles of Greeley, Colorado."

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 December, 1967.
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
K. P. MOVING & STORAGE, INC., 3722)
CHESTNUT PLACE, DENVER, COLORADO,)
FOR AUTHORITY TO TRANSFER PUC NO.)
3741 TO COWBOY VAN LINES, INC., 3722)
CHESTNUT PLACE, DENVER, COLORADO.)

APPLICATION NO. 22876-Transfer

December 12, 1967

Appearances: Gerald G. Cunningham, Esq., Denver,
Colorado, for Transferor and
Transferee.

PROCEDURE AND RECORD

On October 19, 1967, K. P. Moving & Storage, Inc., 3722 Chestnut Place, Denver, Colorado, and Cowboy Van Lines, Inc., 3722 Chestnut Place, Denver, Colorado, filed the instant joint application (No. 22876-Transfer), seeking authority from the Commission to transfer Certificate of Public Convenience and Necessity No. 3741 from K. P. Moving & Storage, Inc. to Cowboy Van Lines, Inc.

On November 17, 1967, the Commission, pursuant to law, designated Robert L. Pyle as an Examiner for the purpose of conducting the hearing on the instant application. After due and proper notice, the Application was heard by said Examiner in Hearing Room "A" of the Commission, 534 State Services Building, 1525 Sherman Street, Denver, Colorado, at 10 a.m. on December 4, 1967. On December 6, 1967, the said Examiner, pursuant to the provisions of 1963 CRS 115-6-9 (2), transmitted to the Commission the record and exhibits of the proceeding together with a written statement of his Findings of Fact and Conclusions. The record transmitted by the Hearing Examiner establishes that no one appeared to protest the granting of the application.

The Commission has now given careful consideration to the record of the proceeding as well as the Findings of Fact and Conclusions submitted by the Examiner. These Findings of Fact and Conclusions read as follows:

FINDINGS OF FACT

From the testimony, records and file herein, your Examiner finds as fact, that:

1. Transferor herein, K. P. Moving & Storage, Inc., is the present owner and operator of PUC No. 3741, which has been continually operated and is presently in good standing before the Commission. Description of said authority is contained in Exhibit A herein.
2. Transferee herein, Cowboy Van Lines, Inc., does not hold previously granted authority from this Commission.
3. The parties have entered into an Agreement for the transfer of PUC No. 3741 and, pursuant to said Agreement, the consideration involved is \$18,054.72. There is a mortgage on said Certificate held by Joe Kellogg in the amount of \$15,554.72, which the buyer shall assume, and shall pay to the seller the sum of \$2,500 upon approval of this sale and transfer by the Public Utilities Commission.
4. The Applicants have duly and properly applied for the transfer.
5. Transferee, Cowboy Van Lines, Inc., is a Colorado corporation, duly organized and existing under the laws of the State of Colorado.
6. Transferee corporation has 10 Trucks, 5 Tractors and 7 Trailers (see Exhibit C), three years of experience in related fields, and a net worth of \$51,200, all of which are ample and suitable for operation of the authority sought herein.
7. Transferee corporation is familiar with the rules and regulations of the Public Utilities Commission and, if this application is granted, will abide by said rules and regulations, as well as safety requirements of the Commission and has or will make adequate provision for insurance.
8. If this transfer is approved, the Transferee corporation intends to and will engage in bona fide motor carrier operations under the operating rights set forth herein.
9. The transfer is compatible with the public interest and should be granted.

CONCLUSIONS

That the Commission make and enter its Order authorizing K. P. Moving & Storage, Inc. to transfer all of their rights, title and interest in and to Certificate PUC No. 3741 to Cowboy Van Lines, Inc., a Colorado corporation, and that henceforth the entire authority shall be described as follows:

"The conduct of a general transfer and cartage business from point to point in the City and County of Denver and a fifteen (15) mile radius thereof.

Restricted from serving the area west of Youngfield Street in Jefferson County, Colorado."

Pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission now specifically adopts the Findings of Fact and Conclusions of such Examiner as hereinabove set forth, and pursuant thereto,

O R D E R

THE COMMISSION ORDERS:

That K. P. Moving & Storage, Inc., 3722 Chestnut Place, Denver, Colorado, be, and hereby is, authorized to transfer all rights, title, and interest in and to PUC No. 3741 to Cowboy Van Lines, Inc., 3722 Chestnut Place, Denver, Colorado, subject to encumbrances, if any, against said authority approved by this Commission.

That henceforth the full and complete authority under PUC No. 3741 shall be as follows, to-wit:

"The conduct of a general transfer and cartage business from point to point in the City and County of Denver and a fifteen (15) mile radius thereof.

Restricted from serving the area west of Youngfield Street in Jefferson County, Colorado."

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

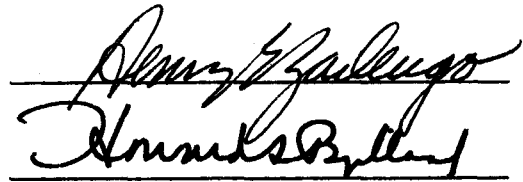
The tariff of rates, rules and regulations of transferor shall, upon proper adoption notice, become and remain those of transferee until

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

The right of Transferee to operate under this Order shall depend upon the prior filing of the Annual Report by transferor herein, covering the 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 December, 1967

et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
JACK LAYEL, ROUTE 1, BOX 317A, LONGMONT,)
COLORADO, FOR A CLASS "B" PERMIT TO) APPLICATION NO. 22891-PP
OPERATE AS A PRIVATE CARRIER BY MOTOR)
VEHICLE FOR HIRE.)

December 12, 1967

Appearances: Jack Layel, Longmont, Colorado
pro se.

PROCEDURE AND RECORD

On October 27, 1967, Jack Layel, Route 1, Box 317A, Longmont, Colorado, filed the instant application (No. 22891-PP) for a Class "B" permit to operate as a private carrier by motor vehicle for hire in intra-state commerce for the transportation of sand, gravel and related commodities as set forth in the application.

On November 17, 1967, the Commission, pursuant to law, designated Robert L. Pyle as an Examiner for the purpose of conducting the hearing on the instant application. After due and proper notice, the Application was heard by said Examiner in Hearing Room "A" of the Commission, 534 State Services Building, 1525 Sherman Street, Denver, Colorado, at 2 p.m. on December 4, 1967. On December 5, 1967, the said Examiner, pursuant to provisions of 1963 CRS 115-6-9 (2), transmitted to the Commission the record of the proceeding together with a written statement of his Findings of Fact and Conclusions. The record transmitted by the Hearing Examiner establishes that no one appeared to protest the granting of the application.

The Commission has now given careful consideration to the record of the proceeding as well as the Findings of Fact and Conclusions submitted by the Examiner. These Findings of Fact and Conclusions read as follows:

FINDINGS OF FACT

From the testimony, records and file herein, your Examiner finds as fact, that:

1. Applicant does not hold previously granted authority from this Commission.
2. Applicant has duly and properly applied for a Class "B" Permit for transportation of sand, gravel and related commodities, as listed in this application.
3. Applicant has a 1964 GMC Tandem Dump Truck, 11 years of experience in related fields, and a net worth of \$20,000, all of which are ample and suitable for operation of the authority applied for herein.
4. Applicant is familiar with the rules and regulations of the Public Utilities Commission and, if this application is granted, will abide by said rules and regulations as well as the safety requirements of the Commission. Further, Applicant has or will make adequate provision for insurance.
5. There is a present and special need for the service and, if this application is granted, Applicant will enter into special carriage contracts with customers to perform services thereunder.
6. The proposed operation will not impair the efficient public service of any authorized common carrier adequately serving the same territory over the same general route or routes.
7. The granting of the authority as applied for will be in the public interest and should be granted.

CONCLUSIONS

That the Commission make and enter its Order authorizing the Applicant, Jack Layel, to operate as a Class "B" private carrier by motor vehicle for hire with authority to transport the following designated commodities within the territory or area described:

"Transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of 50 miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, to homes and small construction jobs within a radius of 50 miles to said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of 50 miles of said jobs; insul-rock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of 50 miles of said pits and supply points; provided, however, that the transportation of road-surfacing materials shall be restricted against the use of tank vehicles."

Pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission now specifically adopts the Findings of Fact and Conclusions of such Examiner as hereinabove set forth, and pursuant thereto,

O R D E R

THE COMMISSION ORDERS:

That Jack Layel, Route 1, Box 317A, Longmont, Colorado, be, and hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire for:

"Transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of 50 miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, to homes and small construction jobs within a radius of 50 miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of 50 miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of 50 miles of said pits and supply points; provided, however, that the transportation of road-surfacing materials shall be restricted against the use of tank vehicles;"

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


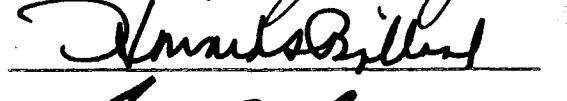
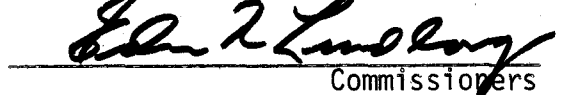
That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

That this Order is the permit herein provided for, but it shall not become effective until applicant has filed a statement of his customers, 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 12th day of December, 1967.
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BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
JAY HIGHLAND, 1209 CHESTER STREET,)	
AURORA, COLORADO, FOR AUTHORITY TO)	
TRANSFER PUC NO. 3507 TO GEORGE D.)	<u>APPLICATION NO. 22881-Transfer</u>
HOLLADAY, 151 SOUTH OGDEN STREET,)	
DENVER, COLORADO.)	

RE: MOTOR VEHICLE OPERATIONS OF)	
GEORGE D. HOLLADAY, 151 SOUTH OGDEN)	<u>PERMIT NO. B-5852</u>
STREET, DENVER, COLORADO.)	

December 12, 1967

Appearances: Thomas B. Masterson, Esq., Denver,
Colorado, for Transferor and
Transferee.

PROCEDURE AND RECORD

On October 20, 1967, Jay Highland, 1209 Chester Street, Aurora, Colorado, and George D. Holladay, 151 South Ogden Street, Denver, Colorado, filed the instant joint application (No. 22881-Transfer), seeking authority from the Commission to transfer Certificate of Public Convenience and Necessity No. 3507 from Jay Highland to George D. Holladay.

On November 17, 1967, the Commission, pursuant to law, designated Robert L. Pyle as an Examiner for the purpose of conducting the hearing on the instant application. After due and proper notice, the Application was heard by said Examiner in Hearing Room "A", 534 State Services Building, 1525 Sherman Street, Denver, Colorado, at 10 a.m. on December 4, 1967. On December 5, 1967, the said Examiner, pursuant to the provisions of 1963 CRS 115-6-9 (2), transmitted to the Commission the record and exhibits of the proceeding together with a written statement of his Findings of Fact and Conclusions. The record transmitted by the Hearing Examiner establishes that no one appeared to protest the granting of the application.

The Commission has now given careful consideration to the record of the proceeding as well as the Findings of Fact and Conclusions submitted by the Examiner. These Findings of Fact and Conclusions read as follows:

FINDINGS OF FACT

From the testimony, records and file herein, your Examiner finds as fact, that:

1. Transferor herein, Jay Highland, is the present owner and operator of PUC No. 3507, which he has in the past continually operated and which presently is in good standing before the Commission. Description of said authority is contained in Exhibit A herein.
2. Transferee herein, George D. Holladay, presently holds authority under Permit B-5852, described in the Letter of Authority attached. The authority held under Permit No. B-5852 should be cancelled and revoked as duplicating authority, in the event this application is granted, and all operating authority should be under PUC No. 3507.
3. The parties have entered into an Agreement and, pursuant to said Agreement, the consideration to be paid for this transfer is \$250. The certificate is free and clear of any debts, encumbrances or obligations.
4. Applicants have duly and properly applied for the transfer.
5. Transferee has the following equipment:

1. Hale 20-yard Packer
- 1960 International Dump Truck
- 1961 International Dump Truck
- 1966 Ford Dump Truck

He has had one year of experience in related fields, and a net worth of \$5,605.06, all of which are ample and suitable for operation of the authority sought herein.

6. Transferee is familiar with the rules and regulations of the Public Utilities Commission and, if this application is granted, will abide by said rules and regulations, as well as safety requirements of the Commission and has or will make adequate provision for insurance.
7. If this transfer is approved, the Transferee intends to and will engage in bona fide motor carrier operations under the operating rights set forth herein.
8. The transfer is compatible with the public interest and should be granted.

CONCLUSIONS

That the Commission make and enter its Order authorizing Jay Highland to transfer all of his rights, title and interest in and to Certificate PUC No. 3507 to George D. Holladay.

That Permit No. B-5852, held by George D. Holladay, be cancelled and revoked as duplicating authority.

That henceforth the entire description of PUC No. 3507 shall read as follows:

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

Pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission now specifically adopts the Findings of Fact and Conclusions of such Examiner as hereinabove set forth, and pursuant thereto,

O R D E R

THE COMMISSION ORDERS:

That Jay Highland, 1209 Chester Street, Aurora, Colorado, be, and hereby is, authorized, to transfer all rights, title, and interest in and to PUC No. 3507 to George D. Holladay, 151 South Ogden Street, Denver, Colorado, subject to encumbrances, if any, against said authority approved by this Commission.

That Permit No. B-5852 be, and hereby is, cancelled.

That the operating rights granted herein for Certificate of Public Convenience and Necessity No. 3507 shall henceforth be described as follows, to-wit:

"Transportation of ashes, trash and waste materials, from points in the City and County of Denver, to regularly-designated and approved dumps and disposal places in the Counties of Adams, Arapahoe, Denver and Jefferson, State of Colorado."

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Gaskins
Howard Byler

Ed R. Lucory
Commissioners

Dated at Denver, Colorado,
this 12th day of December, Colorado
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
GORDON PINYAN)
928 SO. LOGAN)
DENVER, COLORADO 80209)

PERMIT NO. B-6954

December 12, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

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

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

O R D E R

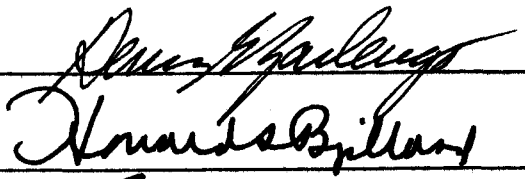

THE COMMISSION ORDERS:

That suspension of the motor vehicle operations under the above-entitled authority be, and the same hereby is, authorized by the Commission from December 17, 1967 to and including June 17, 1968.

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

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

Dated at Denver, Colorado,
this 12th day of December 1967

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE: MOTOR VEHICLE OPERATIONS OF)
MICHAEL FABRIZIO)
6840 YORK STREET)
DENVER, COLORADO 80229)

PUC NO. 7001-I

December 12, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

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

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


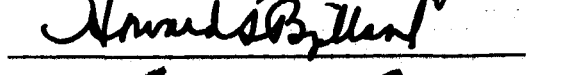
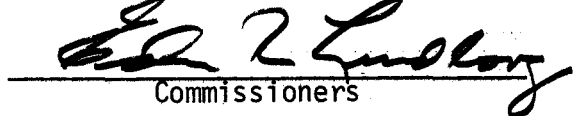
O R D E R

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective November 12, 1967.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 12th day of December 1967

et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
ELBERT TRANSFER CO., A COLORADO)
CORPORATION, BOX 574, ELBERT, COLO-)
RADO, FOR AUTHORITY TO EXTEND)
OPERATIONS UNDER PUC NO. 322.)

APPLICATION NO. 22754-Extension

December 18, 1967

Appearances: John P. Thompson, Esq., Denver,
Colorado, for Applicant;
Joseph F. Nigro, Esq., Denver,
Colorado, for Weicker Transfer
& Storage Company, Protestant;
Edward T. Lyons, Jr., Esq., Denver,
Colorado, for Red Ball Motor
Freight, Inc., Protestant.

PROCEDURE AND RECORD

On August 15, 1967, Elbert Transfer Co., a Colorado corporation, Box 574, Elbert, Colorado, filed the instant application (No. 22754-Extension) seeking an extension of authority under Certificate of Public Convenience and Necessity No. 322 issued by this Commission. On September 11, 1967 a protest to the instant application was filed by Weicker Transfer & Storage Company. On September 19, 1967 a Protest and/or Petition to Intervene was filed by Red Ball Motor Freight, Inc.

On August 18, 1967, the Commission, pursuant to law, designated Robert L. Pyle as an Examiner for the purpose of conducting the hearing on the instant application. After due and proper notice, the application was heard by said Examiner in Room 409, County Office Building, 27 E. Vermijo Street, Colorado Springs, Colorado, at 10 a.m. on September 28, 1967. On December 7, 1967, the said Examiner, pursuant to the provisions of 1963 CRS 115-6-9 (2), transmitted to the Commission the record and exhibits of the proceeding together with a written statement of his Findings of Fact and Conclusions.

A Motion to strike the protest of Red Ball Motor Freight, Inc. was denied by said Examiner. A Motion to dismiss the application on the grounds that it does not follow the rules of procedure was denied by said Examiner. A Motion to strike the protest of Weicker Transfer & Storage Company was denied by said Examiner. The ruling of the Hearing Examiner denying the three above-mentioned Motions is hereby specifically approved and confirmed by the Commission. Notice was taken of Decision No. 2165, dated May 3, 1929; Decision No. 46681 dated October 17, 1956; Decision No. 57655 dated December 7, 1961; Decision No. 59776 dated December 12, 1962 along with Application No. 18781; and Decision No. 67655 dated June 28, 1966. Notice was also taken of authorities granted under PUC No. 322 & I, PUC No. 8 & I, and PUC No. 341.

The Commission has now given careful consideration to the record of the proceeding as well as the Findings of Fact and Conclusions submitted by the Examiner. These Findings of Fact and Conclusions read as follows:

FINDINGS OF FACT

From the testimony, records and file herein, your Examiner finds as fact, that:

1. Applicant is a Colorado corporation, duly organized and existing under the laws of the State of Colorado.
2. Applicant is the record holder of certificate of authority PUC No. 322 & I, which it has continually operated in the past and which is presently in good standing with the Commission. Description of this authority is attached hereto.
3. By this application, Elbert Transfer Co. seeks to extend its authority so as to authorize the operation of an office under PUC No. 322 within one mile of the junction of U.S. Highway 24 and Colorado Highway 94, which is in El Paso County.
4. Pursuant to its authority under PUC No. 322, the Applicant is presently authorized to transport certain commodities in certain areas, with El Paso County being a base county.
5. The authority under PUC No. 322 contains certain restrictions, one of which is "that an office shall be maintained only at Elbert, Colorado in Elbert County," which is not in the base county.
6. The application does not seek to abandon the present office at Elbert, Colorado, and Applicant intends to continue operation of its authority within the Elbert office; however, the application does seek to maintain a second office in El Paso County, as referred to above.

7. By restricting the Applicant to only one office at Elbert, Colorado, and especially since that one office is outside the base county, it causes inconvenience, dead-head mileage, long distance telephone calls to obtain service, and increases the cost of operation.
8. By the granting of this extension, Applicant could give better and more economical service to customers.
9. Protestant, Red Ball Motor Freight, Inc., holds Certificate of Authority, PUC No. 8 & I, which generally provides for transportation of freight and express in the area where Applicant seeks to maintain an office.
10. Protestant, Weicker Transfer & Storage Company, holds Certificate of Authority, PUC No. 341, which generally provides for service in the City of Colorado Springs in El Paso County, with occasional service throughout the State.
11. The evidence presented in opposition to this application is too general, indefinite and uncertain so as to cause a denial of the application on any grounds set forth by Protestants and, in fact, the granting of the application would not materially affect the Protestants.
12. In the State of Colorado there are a total of 57 occasional carriers and only 4 of these authorities are restricted to offices outside of base counties.
13. Applicant's practice of soliciting business and other methods of operating the authority are not of themselves a sufficient basis to find misuse or illegal operations when viewed in the light of overall operations as conducted by this Applicant and, in the instant case, is not a material misuse of the authority.
14. Applicant corporation has duly and properly applied for this authority.
15. Applicant's equipment, net worth and experience are all ample and suitable for the purposes of this extension and, as far as this particular application is concerned, need not be set forth herein with exactness.
16. Applicant corporation is familiar with the rules and regulations of the Public Utilities Commission and, if this application is granted, will abide by said rules and regulations as well as the safety requirements of the Commission. Further, Applicant has made adequate provision for insurance.
17. There is a present and special need for an additional office in El Paso County by this Applicant, and the present or future public convenience and necessity requires or will require that Elbert Transfer Co. be allowed to operate an office under its Certificate of Authority, PUC No. 322, within one mile of the junction of the U.S. Highway 24 and Colorado Highway 94 in El Paso County.
18. Times and circumstances continually change and, even though the office restriction as contained in the authority herein in question was at some time in the past essential from the standpoint of regulation of motor carriers, no good reason now exists to maintain said restriction.

19. The authority under PUC No. 322 is confusing, hard to interpret, and should be redescribed.
20. The granting of the authority, as described in "Conclusions" below, will be in the public interest and should be granted.

CONCLUSIONS

That the Commission make and enter its Order granting the application of Elbert Transfer Co. and that Elbert Transfer Co. in its operation of Certificate of Authority PUC No. 322 & I be authorized to operate an additional office within one mile of the junction of U.S. Highway 24 and Colorado Highway 94 in El Paso County, State of Colorado, and that henceforth the entire authority shall read as follows:

- "1. Transfer, moving and general cartage business from point to point in the County of El Paso, and to and from said points, from and to points in the State of Colorado, subject to the following terms and conditions:

For the transportation of commodities other than household goods between points served singly or in combination by scheduled carriers, the rates charged shall be as much as twenty (20%) percent higher in all cases than those charged by scheduled carriers.

2. Transportation of freight, including emigrant moveables (excluding milk or dairy products, furniture and household goods) between points within a twenty-five (25) mile radius of Kiowa, Colorado; to and from, from and to points in the State of Colorado.
3. Transportation of horses in less than truckload lots between ranches in Kiowa, Lincoln and Crowley Counties and Denver, Colorado for customers residing within a radius of twenty-five (25) miles of Kiowa, Colorado.

Authority granted under this certificate shall be subject to the following restrictions:

- (a) Restricted against transportation of freight in competition with scheduled common carriers serving said twenty-five (25) mile radius of Kiowa, Colorado.
 - (b) Restricted to offices at (1) Elbert, Colorado, and (2) within one (1) mile of the junction of U.S. Highway 24 and Colorado Highway 94 in El Paso County, Colorado, for the purpose of developing business.
4. INTERSTATE AUTHORITY: Between all points in Colorado and the Colorado State Boundary Lines where all highways cross same in interstate commerce, only, subject to the provisions of the Federal Motor Carrier Act of 1935, as amended."

Pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission now specifically adopts the Findings of Fact and Conclusions of such Examiner as hereinabove set forth, and pursuant thereto,

O R D E R

THE COMMISSION ORDERS:

That Elbert Transfer Co., a Colorado corporation, Box 574, Elbert, Colorado, be, and hereby is, authorized to extend operations under Certificate of Public Convenience and Necessity No. 322 and PUC No. 322-I.

That henceforth the full and complete authority under PUC No. 322 and PUC No. 322-I shall be as follows, to-wit:

- "1. Transfer, moving and general cartage business from point to point in the County of El Paso, and to and from said points, from and to points in the State of Colorado, subject to the following terms and conditions:

For the transportation of commodities other than household goods between points served singly or in combination by scheduled carriers, the rates charged shall be as much as twenty (20%) percent higher in all cases than those charged by scheduled carriers.

2. Transportation of freight, including emigrant moveables (excluding milk or dairy products, furniture and household goods) between points within a twenty-five (25) mile radius of Kiowa, Colorado; to and from, from and to points in the State of Colorado.
3. Transportation of horses in less than truckload lots between ranches in Kiowa, Lincoln and Crowley Counties and Denver, Colorado for customers residing within a radius of twenty-five (25) miles of Kiowa, Colorado.

Authority granted under this certificate shall be subject to the following restrictions:

- (a) Restricted against transportation of freight in competition with scheduled common carriers serving said twenty-five (25) mile radius of Kiowa, Colorado.
 - (b) Restricted to offices at (1) Elbert, Colorado, and (2) within one (1) mile of the junction of U.S. Highway 24 and Colorado Highway 94 in El Paso County, Colorado, for the purpose of developing business.
4. INTERSTATE AUTHORITY: Between all points in Colorado and the Colorado State Boundary Lines where all highways cross same in interstate commerce, only, subject to the provisions of the Federal Motor Carrier Act of 1935, as amended."

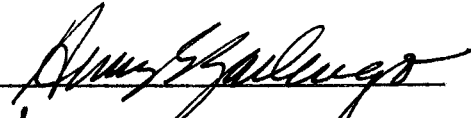
That Applicant shall file tariffs of rates, rules and regulations as required by the rules and regulations of this Commission within twenty days from date.

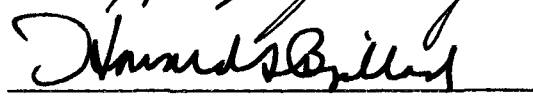
That Applicant shall operate its carrier system in accordance with the Order of the Commission except when prevented by Act of God, the public enemy, or extreme conditions.

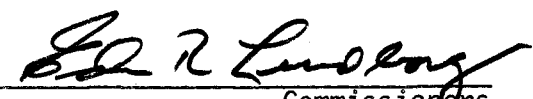
That this Order is subject to compliance by Applicant with all present and future laws and rules and regulations of the Commission.

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 18th day of December, 1967.
gh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

RE: MOTOR VEHICLE OPERATIONS UNDER)
CERTIFICATE NO. 3458 & I)
BY: WESTERN TRANSFER & STORAGE CO., INC.)
2980 HURON STREET)
DENVER, COLORADO 80214)
Respondent.)

CASE NO. 137-T
NOTICE OF HEARING
AND
ORDER TO SHOW CAUSE

December 15, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore the above named respondent was issued the above captioned and numbered operating rights to engage in the business of a motor vehicle carrier. The files and records of the Commission disclose that said respondent has violated the law and the Rules and Regulations of the Commission by failing and neglecting to file Annual Report for calendar year of 1966 as required, and that said respondent is now conducting motor vehicle operations under said operating rights in violation of said law, Rules and Regulations.

The Commission states and finds that unless the above named respondent files with the Commission the above stated matter or shows cause why the above captioned and numbered operating rights should not be revoked for failing to comply therewith on or before the date set for the hearing of this case, the Commission will (1) enter an order without further notice revoking said respondent's operating rights for said violation and (2) determine what other appropriate orders and penalties should be entered.

O R D E R

THE COMMISSION ORDERS:

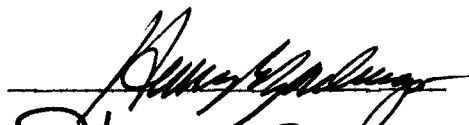
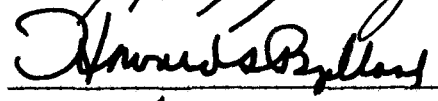
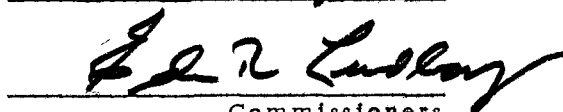
That this case be, and the same hereby is, set down for hearing in Room 529, State Services Building, 1525 Sherman Street, Denver, Colorado, at 10:00 o'clock A. M., on January 8, 1968, at which time and place proper evidence may be presented.

That, unless respondent shall have filed the matter as herein and above set forth or show cause why the above captioned and numbered operating rights should not be revoked for the herein described violation on or before the date and time for the hearing as specifically set forth above, the operating rights of the respondent shall be revoked; and

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

(SEAL)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 15th day of December, 1967.

dh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

RE: MOTOR VEHICLE OPERATIONS UNDER)
CERTIFICATE NO. 3141)
BY: RYBERG CONSTRUCTION COMPANY)
5635 WELLINGTON PARKWAY)
ARVADA, COLORADO 80002)
Respondent.)

CASE NO. 138-T
NOTICE OF HEARING
AND
ORDER TO SHOW CAUSE

December 15, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore the above named respondent was issued the above captioned and numbered operating rights to engage in the business of a motor vehicle carrier. The files and records of the Commission disclose that said respondent has violated the law and the Rules and Regulations of the Commission by failing and neglecting to file Annual Report for calendar year of 1966 as required, and that said respondent is now conducting motor vehicle operations under said operating rights in violation of said law, Rules and Regulations.

The Commission states and finds that unless the above named respondent files with the Commission the above stated matter or shows cause why the above captioned and numbered operating rights should not be revoked for failing to comply therewith on or before the date set for the hearing of this case, the Commission will (1) enter an order without further notice revoking said respondent's operating rights for said violation and (2) determine what other appropriate orders and penalties should be entered.

O R D E R

THE COMMISSION ORDERS:

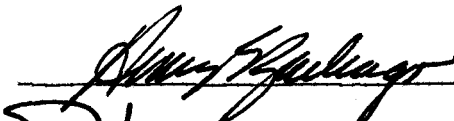
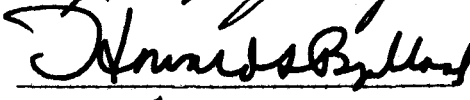

That this case be, and the same hereby is, set down for hearing in Room 529, State Services Building, 1525 Sherman Street, Denver, Colorado, at 10:00 o'clock A. M., on January 8, 1968, at which time and place proper evidence may be presented.

That, unless respondent shall have filed the matter as herein and above set forth or show cause why the above captioned and numbered operating rights should not be revoked for the herein described violation on or before the date and time for the hearing as specifically set forth above, the operating rights of the respondent shall be revoked; and

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

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 15th day of December, 1967.

dh.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * * *

RE: MOTOR VEHICLE OPERATIONS UNDER)
CERTIFICATE NO. 3382)
BY: BURCH WAREHOUSE & TRANSFER CO., INC.)
200 SOUTH SANTA FE AVENUE)
PUEBLO, COLORADO 81001)
Respondent.)

CASE NO. 139-T
NOTICE OF HEARING
AND
ORDER TO SHOW CAUSE

December 15, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore the above named respondent was issued the above captioned and numbered operating rights to engage in the business of a motor vehicle carrier. The files and records of the Commission disclose that said respondent has violated the law and the Rules and Regulations of the Commission by failing and neglecting to file Annual Report for calendar year of 1966 as required, and that said respondent is now conducting motor vehicle operations under said operating rights in violation of said law, Rules and Regulations.

The Commission states and finds that unless the above named respondent files with the Commission the above stated matter or shows cause why the above captioned and numbered operating rights should not be revoked for failing to comply therewith on or before the date set for the hearing of this case, the Commission will (1) enter an order without further notice revoking said respondent's operating rights for said violation and (2) determine what other appropriate orders and penalties should be entered.

O R D E R

THE COMMISSION ORDERS:

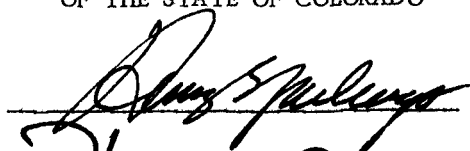
That this case be, and the same hereby is, set down for hearing in Room 529, State Services Building, 1525 Sherman Street, Denver, Colorado, at 10:00 o'clock A. M., on January 8, 1968, at which time and place proper evidence may be presented.


That, unless respondent shall have filed the matter as herein and above set forth or show cause why the above captioned and numbered operating rights should not be revoked for the herein described violation on or before the date and time for the hearing as specifically set forth above, the operating rights of the respondent shall be revoked; and

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

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO







Commissioner

Dated at Denver, Colorado,
this 15th day of December, 1967.

dh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

RE: MOTOR VEHICLE OPERATIONS UNDER)
CERTIFICATE NO. 616)
BY: MR. E. C. ERNI)
P. O. BOX 827)
BOULDER, COLORADO)
Respondent.)

CASE NO. 140-T
NOTICE OF HEARING
AND
ORDER TO SHOW CAUSE

December 15, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore the above named respondent was issued the above captioned and numbered operating rights to engage in the business of a motor vehicle carrier. The files and records of the Commission disclose that said respondent has violated the law and the Rules and Regulations of the Commission by failing and neglecting to file Annual Report for calendar year of 1966 as required, and that said respondent is now conducting motor vehicle operations under said operating rights in violation of said law, Rules and Regulations.

The Commission states and finds that unless the above named respondent files with the Commission the above stated matter or shows cause why the above captioned and numbered operating rights should not be revoked for failing to comply therewith on or before the date set for the hearing of this case, the Commission will (1) enter an order without further notice revoking said respondent's operating rights for said violation and (2) determine what other appropriate orders and penalties should be entered.

O R D E R

THE COMMISSION ORDERS:

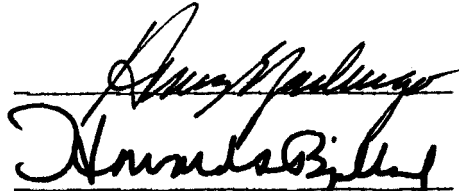

That this case be, and the same hereby is, set down for hearing in Room 529, State Services Building, 1525 Sherman Street, Denver, Colorado, at 10:00 o'clock A. M., on January 8, 1968, at which time and place proper evidence may be presented.

That, unless respondent shall have filed the matter as herein and above set forth or show cause why the above captioned and numbered operating rights should not be revoked for the herein described violation on or before the date and time for the hearing as specifically set forth above, the operating rights of the respondent shall be revoked; and

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

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioner

Dated at Denver, Colorado,
this 15th day of December, 1967.

dh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: THE FAILURE OF CERTAIN CORPO-)
RATIONS, PARTNERSHIPS, AND/OR)
PERSONS TO COMPLETE ACTIONS INSTITU-)
TED BEFORE THE COMMISSION FOR)
AUTHORITY TO OPERATE AS COMMERCIAL)
CARRIERS BY MOTOR VEHICLE (NOT FOR)
HIRE) OVER THE PUBLIC HIGHWAYS OF)
THE STATE OF COLORADO.)

December 18, 1967

STATEMENT AND FINDINGS OF FACT

The files and records of the Commission disclose that the herein-
after stated corporations, partnerships, and/or persons as specifically set
forth in the Order part of this Decision have paid to the Commission the
required filing fee for authority to operate as a Commercial Carrier by
motor vehicle (not for hire) over the public highways of the State of Colo-
rado but have either (1) failed to file an application requesting such auth-
ority or (2) have failed, after filing an application for such authority, to
file either a request for identification cards or the required certificate
of insurance -- all of which is required by law and the Commission's Rules
and Regulations Governing Commercial Carriers by Motor Vehicle.

The files and records of the Commission -- in addition to the
above -- further disclose that all of said corporations, partnerships,
and/or persons have previously been duly notified by the Commission of their
failure to comply with one or more of the above specifically stated items.

The Commission states and finds that all actions heretofore in-
stituted before the Commission by the corporations, partnerships, and/or
persons as listed in the Order part of this Decision should be dismissed.

O R D E R

THE COMMISSION ORDERS:

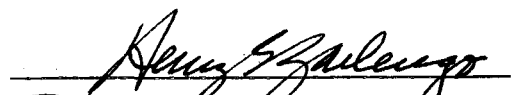
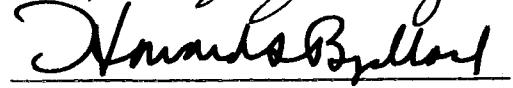
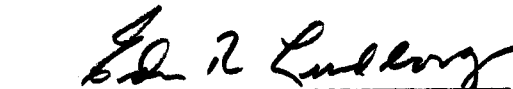
That all actions heretofore instituted by the following corpora-
tions, partnerships, and/or persons before this Commission to obtain auth-

ority to operate as a Commercial Carrier by Motor Vehicle (not for hire)
over the public highways of the State of Colorado, be, and the same hereby
are, dismissed:

Baddington Lumber	#2 Santa Fe, Denver 80223
Ivan Bowman dba Bowman Construction	Box 262, Rangely 81648
Bonds Building Materials	110 Santa Fe, Fowler 81039
O. J. Neuhaus dba Bug's Farm Supply	445 Main Street, Wray 80758
David W. Barbour dba Charles Chips	P.O. Box 466, Monument 80132
Harold E. McInturff & Clara Nichol dba Clara's Second Hand Shop	P. O. Box 744, Rifle 81650
Clark Engineering Co.	1335 So. State, Orem, Utah 84057
Clifton Lumber & Hardware	3261 F. Road, Clifton 81520
LeRoy & Henry Bolejack dba Colorado Livestock Supply	923 8th Street, Golden 80401
Joseph C. Giesler & Carl Nicely, Jr., dba Crown Mobile Homes	5321 Amarillo Blvd., E., Amarillo, Tex. 79105
Alfred Dick	Rt. 4, Box 112, Bowie, Texas 76230
W. I. Dickinson	2524 E. Main, Farmington, New Mex. 87401
Charles Ehrsam	3421 So. Grant, Englewood 80110
Elmer's Glass	Box 703, Glenwood Springs 81601
Roy Garza	1310 W. Malone, San Antonio, Tex. 78225
Adolfo Hernandez	611½ No. 6th., Carrizo Springs, Tex. 78834
Darrell L. Medders & Wayne Keller dba K B M Used Brick & Surplus Co.	2811 W. Cucharras, Colorado Springs 80904
Robert Kline	545 E. 31st, Durango 81301
Lesly Luther dba Lesly Motor Co.	Box 913, Hereford, Texas 79045
W. C. Magers	1116 Sims St., Florence, Ala. 35630
Filemon Martinez	1313 Nevada, Pueblo 81004
Mortensen Coal Yard	Jaroso, Colorado 81138
T. V. Murrell	Route 1, Earth, Texas 79031
Carl Gustafsson dba Natcol Plastics	32074 Dunlap Blvd., Yucaipa, Calif. 92399
Ronald H. & Thomas L. Hollie, dba Hollie Vowell & Sons, dba Nielson Oil Co.	Box 385, Blanding, Utah 84401
Ronald L. Persons	Hay Springs, Nebr. 69347
Andy Raestle	Box 175, Mancos 81328
Ray Lumber Co.	4450 W. Camelback Rd., Phoenix, Ariz. 85031
Garlin J. Robison dba Robison Canning & Nursery Co.	Box 3, Procter, Oklahoma 74457
Danny Ryan	809 Dallas, Artesia, New Mex. 88210
Erwin Schubach dba Schubach's Foreign Cars	7103 E. Sprague, Spokane, Wn. 99206
B. L. Spicer	607 Williams, Colorado Springs 80900
Otis Daniel Stout	Rte 5, Guthrie, Okla. 73044
Anthony Baratono dba Tom's Toasted Peanuts	617 Pine St., Trinidad 81082
W. H. Vandergrift	908 Devonshire, Hemet, Calif. 92343
P. H. Webster	Channing, Tex. 79018
Wells Aluminum, Inc.	808 County Road, Monett, Missouri 65708
Robert L. Willford	Box 255, LaPorte 80535

This Order shall become effective 10 days from the date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 18th day of December, 1967

et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

	* * *	
RE: MOTOR VEHICLE OPERATIONS OF)	
H. J. KIRBY)	
Box 193)	
Sidney, Nebraska	)	<u>PUC NO. 6883-I</u>

December 28, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

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

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

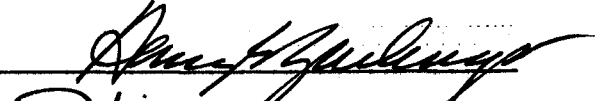
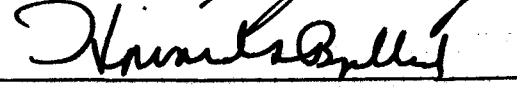
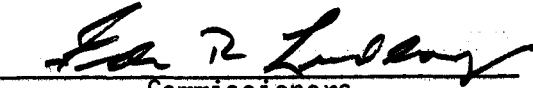
O R D E R

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective December 18, 1967.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




 Commissioners

Dated at Denver, Colorado,
this 28th day of December 1967
1s

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
GEORGE E. OLIVER)
ROUTE 2, BOX 210)
MONTROSE, COLORADO 81401)

PERMIT NO. B-6629

December 28, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

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

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

ORDER

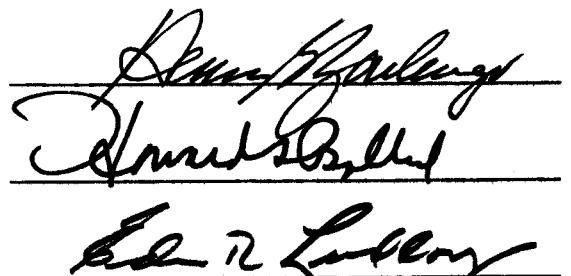
THE COMMISSION ORDERS:

That suspension of the motor vehicle operations under the above-entitled authority be, and the same hereby is, authorized by the Commission from December 19, 1967 to and including June 19, 1968.

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

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

Dated at Denver, Colorado,
this 28th day of December 1967
1s

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

	* * *	
RE: MOTOR VEHICLE OPERATIONS OF)	
PETER STANKO, JR.)	
STEAMBOAT SPRINGS, COLORADO 80477	)	<u>PERMIT M-2409</u>
)	

December 28, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

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

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

O R D E R

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective December 14, 1967.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

August G. Guebergo

Howard B. Bell

Ed R. Lamborn

Commissioners

Dated at Denver, Colorado,
this 28th day of December 1967
Is

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE: MOTOR VEHICLE OPERATIONS OF	*	*	*)	
H. J. KIRBY)	
P. O. BOX 193)	
SIDNEY, NEBRASKA				)	<u>PERMIT NO. M-4940</u>

December 28, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

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

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

O R D E R

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective December 14, 1967.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Alvin H. Gault

Donald B. Bull

John R. Lundberg
Commissioners

Dated at Denver, Colorado,
this 28th day of December 1967
1s

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE: MOTOR VEHICLE OPERATIONS OF	*	*	*)	
LOWELL O. HEATH)	
BOX 515)	
FLEMING, COLORADO 80728				)	<u>PERMIT NO. M-10771</u>

December 28, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

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

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




O R D E R

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective December 21, 1967.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




 Commissioners

Dated at Denver, Colorado,
this 28th day of December 1967
1s

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

	* * *	
RE: MOTOR VEHICLE OPERATIONS OF)	
MAX'S AUTO SALVAGE)	
BOX 533, FAIRVIEW ADDITION)	
STEAMBOAT SPRINGS, COLORADO 80477	)	<u>PERMIT NO. M-10886</u>

December 28, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

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

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


O R D E R

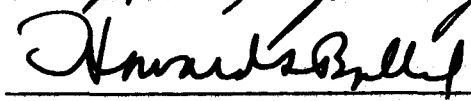
THE COMMISSION ORDERS:


That the above-entitled authority be, and the same hereby is, cancelled effective December 11, 1967.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO






Commissioners

Dated at Denver, Colorado,
this 28th day of December 1967
1s

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

	* * *	
RE: MOTOR VEHICLE OPERATIONS OF)	
AVERY W. GORDON, DOING BUSINESS AS)	
"GORDON EQUIPMENT COMPANY", 6149	)	<u>PERMIT NO. M-5847</u>
FEDERAL STREET, DETROIT, MICHIGAN 48209)	
)	

December 28, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

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

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

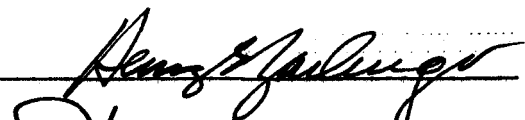
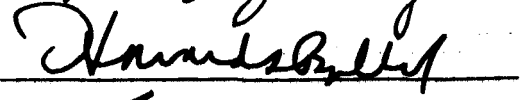

O R D E R

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective December 7, 1967.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




 Commissioners

Dated at Denver, Colorado,
this 28th day of December 1967
1s

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
)
Pep-So Corporation)
1523 1/2 - 19th Street)
Denver, Colorado 80202)

AUTHORITY NO. M-9666
CASE NO. 2378-M-Ins.

December 19, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On November 28, 1967 , in the above entitled Case, the Commission entered its Order revoking the above authority for failure to maintain effective insurance on file with the Commission.

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

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

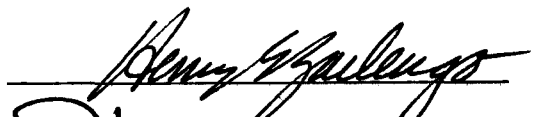
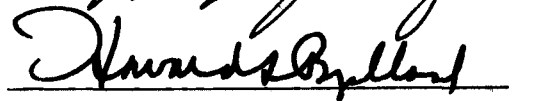

O R D E R

THE COMMISSION ORDERS:

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

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado, this
19th day of December 1967 .

(Decision No. 70569)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
MATEO SANFILIPO, DOING BUSINESS AS)
"CITY CAB COMPANY," UNION DEPOT,)
PUEBLO, COLORADO, FOR A CERTIFICATE)
OF PUBLIC CONVENIENCE AND NECESSITY)
AUTHORIZING EXTENSION OF OPERATIONS)
UNDER PUC NO. 2282 AND PUC NO. 2282-I.)
- - - - -

APPLICATION NO. 22930-Extension

- - - - -
December 18, 1967
- - - - -

STATEMENT AND FINDINGS OF FACT

By the above-styled application, Applicant herein sought a certificate of public convenience and necessity, authorizing extension of operations under PUC No. 2282 and PUC No. 2282-I.

The Commission has received a communication from Gaspar F. Perricone, Attorney for the Applicant, requesting that said application be dismissed.

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

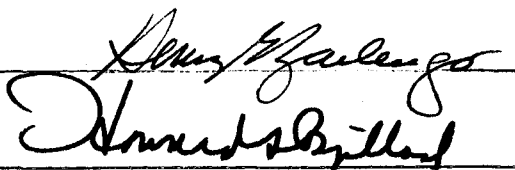
O R D E R

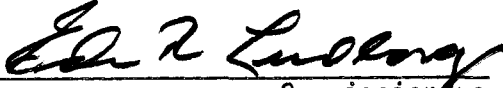
THE COMMISSION ORDERS:

That Application No. 22930-Extension be, and the same hereby is, dismissed without prejudice.

This Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO





Commissioners

Dated at Denver, Colorado
this 18th day of December, 1967.

gh

(Decision No. 70570)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE AIR CARRIER OPERATIONS OF)
AVCO SALES, INC., HOLYOKE,)
COLORADO.)

PUC NO. AC-42

December 18, 1967

STATEMENT AND FINDINGS OF FACT

The Commission has received a written request from James Scholl, General Manager of Avco Sales, Inc. of Holyoke, Colorado, requesting that PUC No. AC-42 be suspended for a period of six months.

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


O R D E R

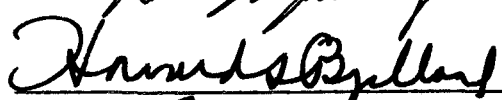
THE COMMISSION ORDERS:

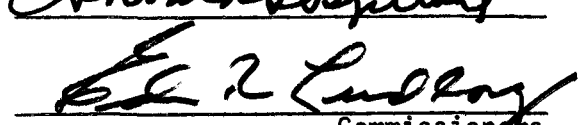
That the common carrier operations by airplane under PUC No. AC-42, be, and the same hereby are, authorized to be suspended from October 25, 1967 to and including April 25, 1968.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO







Commissioners

Dated at Denver, Colorado
this 18th day of December, 1967.
gh

(Decision No. 70571)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE AIR CARRIER OPERATIONS OF)
LAZY 8 AVIATION, INC., BOULDER)
MUNICIPAL AIRPORT, BOULDER,)
COLORADO.)

PUC NO. AC-23

December 18, 1967

STATEMENT AND FINDINGS OF FACT

The Commission has received a communication from Vaughn L. Cole, President of Cole's Aviation of Boulder, Inc., requesting authority to change the corporate name from Lazy 8 Aviation, Inc. to Cole's Aviation of Boulder, Inc., in the conduct of operations under PUC No. AC-23.

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

O R D E R

THE COMMISSION ORDERS:

That Lazy 8 Aviation, Inc. be, and hereby is, authorized to change its corporate name to Cole's Aviation of Boulder, Inc., in the conduct of operations under PUC No. AC-23, and that the Secretary of the Commission be, and hereby is, directed to change the records of the Commission to reflect the same.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Alvin S. Galloway

Howard S. Billard

Ed. J. Lusk
Commissioners

Dated at Denver, Colorado
this 18th day of December, 1967.
gh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
ROBERT E. WRENFROW, DOING BUSINESS)
AS "ABC DISPOSAL SERVICE," 4291)
GARLAND, WHEATRIDGE, COLORADO.)

PUC NO. 3549

December 20, 1967

STATEMENT AND FINDINGS OF FACT

Robert E. Wrenfrow, doing business as "ABC Disposal Service," Wheatridge, Colorado, (Debtor), owner and operator of PUC No. 3549, herein seeks authority to encumber said certificate to The First National Bank in Golden (Secured Party), to secure payment of the indebtedness in the sum of \$7,435.80, in accordance with the certain terms and conditions as set forth in copies of the Financing Statement and Security Agreement and Note, dated December 14, 1967, and properly filed with the Commission, as executed by and between said Robert E. Wrenfrow and The First National Bank in Golden in accordance with the statutory provisions of the Uniform Commercial Code.

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

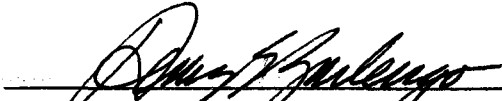
O R D E R

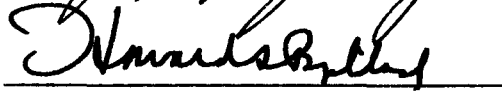
THE COMMISSION ORDERS:

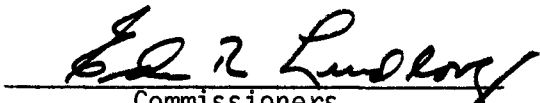
That Debtor, Robert E. Wrenfrow, doing business as "ABC Disposal Service," Wheatridge, Colorado, be, and hereby is, authorized to encumber all right, title and interest in and to PUC No. 3549 to Secured Party, The First National Bank in Golden, to secure payment of the indebtedness in the sum of \$7,435.80, as set forth in the Statement preceding, which is made a part of this Order by reference.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO







Commissioners

Dated at Denver, Colorado,
this 20th day of December, 1967
et

(Decision No. 70573)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
ELDON F. GILBREATH, DOING BUSINESS AS)
"GILBREATH TRUCK LINES," SOUTH STAR)
ROUTE, KING MOUNTAIN ROCK CO., LYONS,)
COLORADO, FOR A CLASS "B" PERMIT TO)
OPERATE AS A PRIVATE CARRIER BY)
MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 22756-PP
SUPPLEMENTAL ORDER

December 19, 1967

Appearances: Eldon F. Gilbreath, Lyons,
Colorado, pro se.

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On September 19, 1967, the Commission entered its Decision No. 70112 in the above-styled application, granting to applicant herein the right to operate as a Class "B" private carrier by motor vehicle for hire.

Said applicant has failed to comply with the requirements set forth in said Decision No. 70112, viz., has failed to file a Tariff.

The Commission states and finds that inasmuch as applicant has not fulfilled requirements set forth in Decision No. 70112, operating rights granted thereby should be revoked, as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

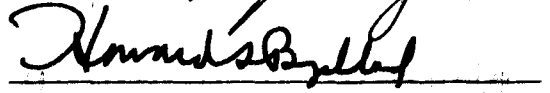
That operating rights granted to Eldon F. Gilbreath, doing business as "Gilbreath Truck Lines," Lyons, Colorado, by Decision No. 70112, dated September 19, 1967, be, and the same hereby are, revoked,

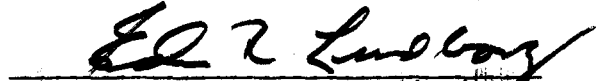
for failure of applicant to comply with requirements set forth in said
Decision No. 70112.

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 December, 1967.

1s

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF	)	PUC NO. 1345
HARRY B. HAWKS, RURAL ROUTE 4,	)	<u>PERMIT NOS. B-1365, B-1365-I, B-3076,</u>
BOX 431, MONTROSE, COLORADO.	)	<u>PERMIT NO. B-4769, B-4769-I, B-4929</u>

December 19, 1967

STATEMENT AND FINDINGS OF FACT

On November 7, 1966, the Commission entered Decision No. 68523, approving encumbrance of PUC No. 1345, Permit Nos. B-1365, B-1365-I, B-3076, B-4769, B-4769-I, and B-4929 by Harry B. Hawks, Montrose, Colorado, to The Montrose National Bank, Montrose, Colorado, to secure payment of the sum of \$29,328.54.

The Commission is now in receipt of a communication from said Montrose National Bank stating that said encumbrance has been paid off by renewal and requesting release of Chattel Mortgage dated October 28, 1966, and approval of Chattel Mortgage dated October 27, 1967, in the amount of \$25,625.82, in accordance with the terms and conditions set forth in said Chattel Mortgage.

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

O. R. D. E. R

THE COMMISSION ORDERS:

That Mortgage of the above-mentioned operating rights authorized by Decision No. 68523, dated November 7, 1966, be, and the same hereby is, released, as requested by the Mortgagee herein insofar as it concerns this Commission.

That Harry B. Hawks, Montrose, Colorado, be, and hereby is, authorized to mortgage all right, title and interest in and to PUC No. 1345,

Permit Nos. B-1365, B-1365-I, B-3076, B-4769, B-4769-I, and B-4929, to The Montrose National Bank, Montrose, Colorado, to secure payment of the sum of \$25,625.82, in accordance with the terms and conditions set forth in Chattel Mortgage dated October 27, 1967, 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

Amos G. Hall

Donald B. Bell

Ed R. Ludlow
Commissioners

Dated at Denver, Colorado,
this 19th day of December, 1967
et

(Decision No. 70575)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
JOHN I. GRIFFITH, DOING BUSINESS)
AS "KEEP-EM-KLEEN," 1025 WEST 8TH)
STREET, LOVELAND, COLORADO, FOR A)
CERTIFICATE OF PUBLIC CONVENIENCE)
AND NECESSITY TO OPERATE AS A)
COMMON CARRIER BY MOTOR VEHICLE)
FOR HIRE.)

APPLICATION NO. 22640-Amended
SUPPLEMENTAL ORDER

December 19, 1967

Appearances: F. Ray DeGood, Esq., Loveland,
Colorado, for Applicant;
William Andrew Wilson, Esq., Denver,
Colorado, for Wayne Bridwell, doing
business as "Bridwell Trash Hauling,"
James P. Donnell, Eddie Gallegos,
Richard Mondragon, doing business as
"Dick's Trash Hauling Service," all
of Fort Collins, Colorado, Protestants.

STATEMENT AND FINDINGS OF FACT

On October 16, 1967, the Commission entered Decision No. 70249 authorizing John I. Griffith, doing business as "Keep-Em-Kleen," Loveland, Colorado, to operate as a common carrier by motor vehicle for hire.

The Commission has received a communication from said John I. Griffith requesting authority to change his trade name to "Keep-Em-Kleen Sanitary Service," in the conduct of operations authorized by said Decision No. 70249.

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

O R D E R


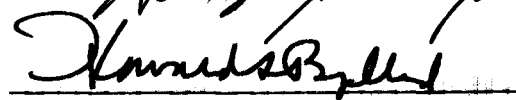
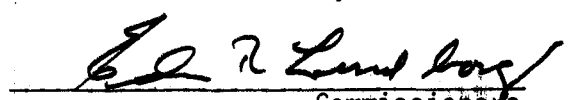
THE COMMISSION ORDERS:

That John I. Griffith, be, and hereby is, authorized to conduct operations under the trade name and style of John I. Griffith, doing business

as "Keep-Em-Kleen Sanitary Service," in the conduct of operations authorized by Decision No. 70249 dated October 16, 1967, and that the Secretary of the Commission be, and hereby is, directed to change the records of the Commission to reflect the same.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 19th day of December, 1967.
1s

(Decision No. 70576)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
LYMAN HASS, BOX 63, SIMLA, COLORADO,)
FOR AUTHORITY TO TRANSFER PERMIT)
NO. B-3109 TO JOHN R. MIKITA, P.O.)
BOX 112, RAMAH, COLORADO.)

APPLICATION NO. 22515-PP-Transfer
SUPPLEMENTAL ORDER

December 19, 1967

Appearances: Edward C. Hastings, Esq., Denver,
Colorado, for Transferor and
Transferee.

STATEMENT AND FINDINGS OF FACT

Heretofore, by Decision No. 69631, dated June 8, 1967, the Commission authorized Lyman Hass, Simla, Colorado, to transfer Permit No. B-3109 to John R. Mikita, Ramah, Colorado.

The requirements which are a condition precedent to transfer of said permit upon our records were never complied with, and the records of the Commission show that said operating rights are the property of Lyman Hass, Simla, Colorado.

The Commission states and finds that Decision No. 69631, dated June 8, 1967, entered by the Commission in Application No. 22515-PP-Transfer, should be set aside and the records of the Commission show that Lyman Hass, Simla, Colorado, is the owner of said Permit No. B-3109.

O R D E R


THE COMMISSION ORDERS:

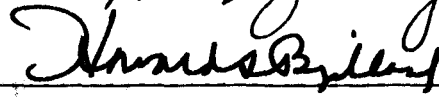
That Decision No. 69631, dated June 8, 1967, authorizing the transfer of Permit No. B-3109, be, and the same hereby is, vacated, set aside, and held for naught, and that the Secretary of the Commission

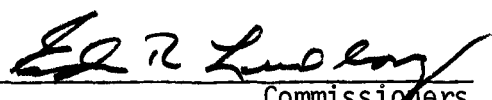
is hereby directed to change the records of the Commission to show that Lyman Hass, Simla, Colorado, is the owner of said Permit No. B-3109.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO







Commissioners

Dated at Denver, Colorado,
this 19th day of December, 1967.
1s

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
GEORGE H. REESE, DOING BUSINESS AS)
"STOCKMAN'S HAY & GRAIN CENTER," 800)
SOUTH 8TH STREET, COLORADO SPRINGS,)
COLORADO, FOR AUTHORITY TO TRANSFER)
INTERSTATE OPERATING RIGHTS TO)
GEORGE H. REESE AND JANICE C. REESE,)
DOING BUSINESS AS "NATION-WIDE HORSE)
VAN TRANSPORTATION," 929 WEST CHEYENNE)
ROAD, COLORADO SPRINGS, COLORADO.)

PUC NO. 5057-I - Transfer

December 19, 1967

STATEMENT AND FINDINGS OF FACT

George H. Reese, doing business as "Stockman's Hay & Grain Center," Colorado Springs, Colorado, heretofore was granted a certificate of public convenience and necessity, being PUC No. 5057-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 said PUC No. 5057-I to George H. Reese and Janice C. Reese, doing business as "Nation-Wide Horse Van Transportation," Colorado Springs, 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

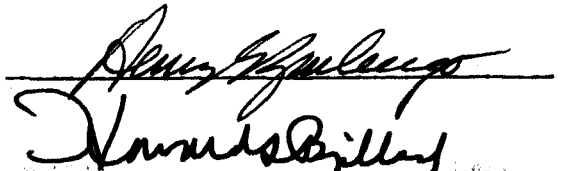
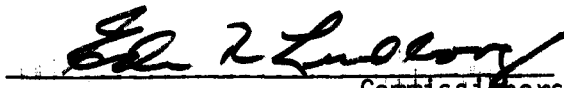
THE COMMISSION ORDERS:

That George H. Reese, doing business as "Stockman's Hay & Grain Center," Colorado Springs, Colorado, be, and hereby is, authorized to

transfer all his right, title and interest in and to PUC No. 5057-I --
with authority as set forth in the Statement preceding, which is made a
part hereof by reference -- to George H. Reese and Janice C. Reese, doing
business as "Nation-Wide Horse Van Transportation," Colorado Springs,
Colorado, subject to encumbrances against said operating rights, if any,
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 19th day of December, 1967.
ls

(Decision No. 70578)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
THE CHICAGO, ROCK ISLAND AND PACIFIC)
RAILROAD COMPANY TO CONSOLIDATE THE)
OPERATIONS OF ITS AGENCY STATIONS AT)
FLAGLER-SEIBERT AND STRATTON, KIT)
CARSON COUNTY, COLORADO.)

APPLICATION NO. 22904

December 19, 1967

S T A T E M E N T

BY THE COMMISSION:

Pursuant to the Rules and Regulations of this Commission, Pertaining to Railroads and Express Companies, the above Applicant, by its attorneys, did on November 8, 1967, file an application requesting authority for the consolidation of station duties whereby the regular agent at Stratton, Colorado, will offer service "as needed" each working day to the stations of Flagler and Seibert, Kit Carson County, Colorado, said changes to be effective on December 11, 1967.

The Towns of Flagler and Seibert are small communities about eleven miles apart on the main line of the Rock Island Railroad, having populations of approximately 700 and 200, respectively. These communities are also located on U.S. Highway 24, which is an asphalt paved and all-weather highway. The Flagler station is 26 miles west from Stratton, and Seibert is located at 15 miles west from Stratton, Colorado. At present, the railroad maintains an agent-operator at Flagler for the combined stations of Flagler and Seibert.

In the instant application, it is shown that there is not sufficient station work at Stratton or in the Flagler-Seibert combination to justify the full-time services of the separate agents. Meanwhile, there is need on the system for trained operator-agents and it is proposed that a more efficient use of man-power can be made by utilizing Stratton as a

Base station, with the Agent to then serve the Flagler and Seibert stations as would be necessary, according to customer calls for assistance or billing needs. Telephone service is available at the affected locations, the Rock Island will pay telephone toll charges necessary for calls pertaining to railroad business when it is necessary for patrons to call the agent. It is proposed the Stratton Agent would then go to the patron's place of business to handle the necessary transactions.

Present train operations in the area consist of east and west through-freight service, with a local freight and switcher service to meet seasonal needs for grain harvest and sugar beet movements and remaining car supply demands.

In further compliance with rules of the Commission, public notice of the proposed change of service was given by a posting of the new service schedule at each station on November 8, 1967. In addition, the local grain elevator shippers were also informed of the proposed change.

Other investigation by the Commission and further review of the application indicates the following:

Basic economy of the areas served by all stations is agricultural with rail shipments consisting of feeds, fertilizer, wheat and small grains, in addition to sugar beet movement out of Stratton. In recent years, serious drouth conditions have limited crop production and current prospects have not been good. Review of carload business at the various stations is shown as follows.

<u>Station</u>	<u>C A R L O A D S</u>		
	<u>1965</u>	<u>1966</u>	<u>1967</u> (8 Mos.)
Flagler)	228	166	151
Seibert) Combined	<u>39</u>	<u>92</u>	(combined above)
Total	<u>267</u>	<u>258</u>	<u>151</u>
Average per Month	22	21	19
Stratton	856	480	217
Vona	<u>305</u>	<u>50</u>	(combined above)
Total	<u>1161</u>	<u>530</u>	<u>217</u>
Average per Month	97	44	27

(Vona is a Blind Siding at 8 miles west from Stratton, having two elevators and population of 130.)

Review of the Commission files indicates that after railroad explanation to its patrons and posting of public notice of proposed change in hours of service, there have been no protests received by the Commission. In the instant matter, no reduction in switching or carload rail service is proposed and no passenger service is involved. It is to be noted that the continuing decline in car-loadings reflects the serious drouth conditions of recent years. It must therefore be concluded there is no proposal to reduce the railroad services, but rather to perform the necessary station work in a more efficient manner by utilizing improved highways and telephone services.

Meanwhile, operating experience during the times when the Agent is off duty has shown that train operations can also be safely maintained. With discontinuance of passenger and L.C.L. service there is no longer need for the station waiting room or warehouse facilities. The depot buildings are in Fair state of repair, but with continued non-use there are new problems of maintenance, vandalism and fire hazards, so that requested building removals are also understandable.

It is therefore the belief of the Commission that the proposed combination of station functions is compatible with present conditions and the public interest; that in the absence of any protests, the Commission determined to hear, and has heard, said matter forthwith; and without further notice upon the records and files herein.

F I N D I N G S

THE COMMISSION FINDS:

That safe and economical railroad operation does not require the maintenance of a separate railroad agent for the combined stations of Flagler and Seibert, Colorado.

That the public convenience and necessity can be adequately served by one agent working out of the Stratton Agency office, and subject to call during regular working hours to go to Flagler or Seibert as required to transact railroad business.

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

That the authority as sought in the instant application should be granted.

O R D E R

THE COMMISSION ORDERS:

That Applicant, The Chicago, Rock Island and Pacific Railroad Company be, and is hereby, authorized to withdraw the services of a separate railroad agent at the combined stations of Flagler and Seibert, Kit Carson County, Colorado, effective on December 11, 1967.

That necessary services for Flagler and Seibert patrons shall be provided by the agent working out of the Stratton Agency office, who will be subject to call during regular working hours to go to Flagler or Seibert as required to transact railroad business.

That Rock Island Railroad will pay telephone toll charges to the Stratton Agency Station for calls from the Flagler or Seibert trade area relative to railroad business.

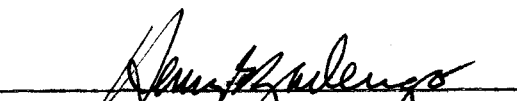
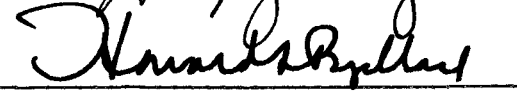
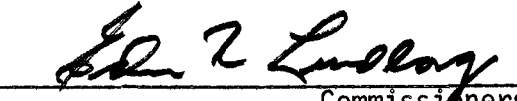
That in times of seasonal rush or excessive station activity, the working hours may be adjusted and/or extra manpower brought in and withdrawn as required, to meet the public needs.

That present station buildings and related outbuildings at Flagler and Seibert may be removed or dismantled pending future need for adequate replacement structures.

That the Commission hereby retains jurisdiction to make such further Order, or Orders, as may be required in the instant matter.

This Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado
this 19th day of December, 1967.
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BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
ROBERT K. JOHNSON, DOING BUSINESS AS)
"MANITOU EXPRESS COMPANY," 614 SOUTH)
29TH STREET, COLORADO SPRINGS, COLO-)
RADO, TO TRANSFER PUC NO. 189 AND)
PUC NO. 189-I TO ALAN W. REISE, 614)
SOUTH 29TH STREET, COLORADO SPRINGS,)
COLORADO.)

APPLICATION NO. 22915-Transfer

December 19, 1967

Appearances: Louis Johnson, Esq., Colorado
Springs, Colorado, for Transferor
and Transferee.

PROCEDURE AND RECORD

On November 13, 1967, Robert K. Johnson, doing business as "Manitou Express Company," 614 South 29th Street, Colorado Springs, Colorado, and Alan W. Reise, 614 South 29th Street, Colorado Springs, Colorado, filed the instant joint application (No. 22915-Transfer), seeking authority from the Commission to transfer Certificates of Public Convenience and Necessity No. PUC No. 189 and PUC No. 189-I from Robert K. Johnson to Alan W. Reise.

On November 17, 1967, the Commission, pursuant to law, designated Robert L. Pyle as an Examiner for the purpose of conducting the hearing on the instant application. After due and proper notice, the Application was heard by said Examiner in Hearing Room A of the Commission, 534 State Services Building, 1525 Sherman Street, Denver, Colorado, at 10 a.m. on December 7, 1967. On December 12, 1967, the said Examiner, pursuant to the provisions of 1963 CRS 115-6-9 (2), transmitted to the Commission the record of the proceeding together with a written statement of his Findings of Fact and Conclusions. The record transmitted by the Hearing Examiner establishes that no one appeared to protest the granting of the application.

The Commission has now given careful consideration to the record of the proceeding as well as the Findings of Fact and Conclusions submitted by the Examiner. These Findings of Fact and Conclusions read as follows:

FINDINGS OF FACT

From the testimony, records and file herein, your Examiner finds as fact, that:

1. The Transferor herein, Robert K. Johnson, doing business as "Manitou Express Company," is the present owner and operator of PUC No. 189 and PUC No. 189-I which he has in the past continually operated and which presently is in good standing before the Commission. Said Certificates, by Decision No. 49491, is described as follows:

"Operation as a motor vehicle line-haul common carrier, for the transportation of freight, express and baggage between Manitou Springs and Colorado Springs, Colorado; general commodities over a regular route, between Colorado Springs, Colorado, and Manitou Springs, Colorado, over U.S. Highway 24, and return over the same route, no intermediate points, in interstate commerce, only, subject to the provisions of the Federal Motor Carrier Act of 1935, as amended; all of the foregoing authority to include pick up and delivery in Colorado Springs of commodities having a prior or subsequent movement over this route; motor vehicle common carrier call and demand service, for the transportation of household goods and new and used office furniture and equipment between points within the corporate limits of Colorado Springs, Colorado."
2. The transferee herein, Alan W. Reise, does not hold previously granted authority from this Commission.
3. The parties have entered into an Agreement for the transfer of Certificate PUC No. 189 and Certificate PUC No. 189-I and, pursuant to said Agreement, the consideration for the transfer is \$105,000 including equipment, and the Certificates are free and clear of any debts, encumbrances or obligations.
4. The Applicants have duly and properly applied for the transfer.
5. Transferee has had one year of experience in related fields and the equipment to be transferred in Agreement and his experience are ample and suitable for the operation of this authority.
6. Transferee has a net worth of \$50,000 and, therefore, the financial standing of the Transferee has been satisfactorily established.
7. The Transferee is familiar with the rules and regulations of the Public Utilities Commission and, if this application is granted, will abide by said rules and regulations, as well as safety requirements of the Commission and have or will make adequate provision for insurance.

8. If this transfer is approved, the Transferee intends to and will engage in bona fide motor carrier operations under the operating rights set forth herein.
9. The transfer is compatible with the public interest and should be granted.

CONCLUSIONS

That the Commission make and enter its Order authorizing Robert K. Johnson, doing business as "Manitou Express Company," to transfer all of his rights, title and interest in and to Certificate PUC No. 189 and Certificate PUC No. 189-I, and that said authority shall henceforth be described as follows:

- "(1) Transportation of freight and express on schedule between Manitou Springs and Colorado Springs, Colorado.
- (2) Transportation of household goods and new and used office furniture and equipment from point to point within Colorado Springs, Colorado.
- (3) INTERSTATE AUTHORITY: Between all points in Colorado and the Colorado State Boundary Lines where all highways cross same in interstate commerce, only, subject to the provisions of the Federal Motor Carrier Act of 1935, as amended."

Pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission now specifically adopts the Findings of Fact and Conclusions of such Examiner as hereinabove set forth, and pursuant thereto,

O R D E R

THE COMMISSION ORDERS:

That Robert K. Johnson, doing business as "Manitou Express Company," 614 South 29th Street, Colorado Springs, Colorado, be, and hereby is, authorized to transfer all rights, title, and interest in and to PUC No. 189 and PUC No. 189-I to Alan W. Reise, 614 South 29th Street, Colorado Springs, Colorado, subject to encumbrances, if any, against said authority approved by this Commission.

That henceforth the full and complete authority under PUC No. 189 and PUC No. 189-I shall be as follows, to-wit:

- "(1) Transportation of freight and express on schedule between Manitou Springs and Colorado Springs, Colorado.
- (2) Transportation of household goods and new and used office furniture and equipment from point to point within Colorado Springs, Colorado.

- (3) INTERSTATE AUTHORITY: Between all points in Colorado and the Colorado State Boundary Lines where all highways cross same in interstate commerce, only, subject to the provisions of the Federal Motor Carrier Act of 1935, as amended."


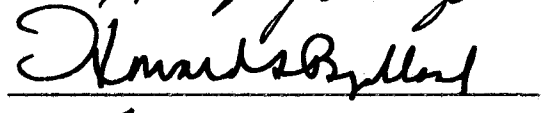
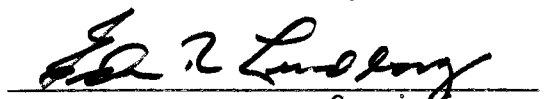
That said transfer shall become effective only if and when, but not before, said transferor and transferee, in writing, have advised the Commission that said certificate has been formally assigned, and that said parties have accepted, and in the future will comply with, the conditions and requirements 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 of the annual report by transferor herein, covering the 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 December, 1967.
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(Decision No. 70580)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION)
OF LEE E. CARDENAS, 607 NORTH)
STREET, BOULDER, COLORADO, FOR)
AUTHORITY TO EXTEND OPERATIONS)
UNDER PUC NO. 4317.)

APPLICATION NO. 22899-Extension

December 19, 1967

Appearances: Stanley Black, Esq., Boulder,
Colorado, for Applicant.

PROCEDURE AND RECORD

On November 3, 1967, Lee E. Cardenas, 607 North Street, Boulder, Colorado, filed the instant application (No. 22899-Extension) seeking authority to extend operations under PUC No. 4317 as set forth in the application. On November 9, 1967, the Staff of the Commission issued temporary authority to so operate under the authority sought to Lee E. Cardenas.

On November 17, 1967, the Commission, pursuant to law, designated Robert L. Pyle as an Examiner for the purpose of conducting the hearing on the instant application. After due and proper notice, the Application was heard by said Examiner in Hearing Room "A" of the Commission, 534 State Services Building, 1525 Sherman Street, Denver, Colorado, at 2 p.m. on December 11, 1967. On December 12, 1967, the said Examiner, pursuant to the provisions of 1963 CRS 115-6-9 (2), transmitted to the Commission the record of the proceeding together with a written statement of his Findings of Fact and Conclusions. The record transmitted by the Hearing Examiner establishes that no one appeared to protest the granting of the application.

The Commission has now given careful consideration to the record of the proceeding as well as the Findings of Fact and Conclusions submitted by the Examiner. These Findings of Fact and Conclusions read as follows:

FINDINGS OF FACT

From the testimony, records and file herein, your Examiner finds as fact, that:

1. Applicant presently holds Certificate of Authority PUC No. 4317, described as follows:
"Transportation of ashes and trash in the City of Boulder, Colorado, to regularly-designated and approved dumps and disposal places."
This authority has been continually operated by the Applicant and is presently in good standing before the Commission.
2. Applicant has duly and properly applied for an extension to PUC No. 4317 to include transportation of ashes and trash from an area within five miles of the City of Boulder, Colorado, to regularly designated and approved dumps and disposal places.
3. The extension applied for herein would not conflict with the authority contained in PUC No. 4317.
4. Applicant has a 1½-ton Truck and a ½-ton Pickup, 4 years of experience in related fields, and a net worth of \$33,230, all of which are ample and suitable for operation of the authority requested herein.
5. Applicant is familiar with the rules and regulations of the Public Utilities Commission and, if this application is granted, will abide by said rules and regulations as well as the safety requirements of the Commission. Further, Applicant has or will make adequate provision for insurance.
6. There is a present and special need for the service and the granting of the authority will be in the public interest; service to be rendered primarily in the mountain areas west of Boulder.
7. There is presently no service available in the area and the present and future public convenience and necessity requires or will require the proposed authority.
8. The authority should be granted.

CONCLUSIONS

That the Commission make and enter its Order authorizing the Applicant, Lee E. Cardenas, to extend his authority under PUC No. 4317, and that henceforth the authority shall be described as follows:

"Transportation of ashes and trash in the City of Boulder, Colorado and a five (5) mile radius thereof to designated and approved dumps and disposal sites within Boulder County, Colorado."

Pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission now specifically adopts the Findings of Fact and Conclusions of such Examiner as hereinabove set forth, and pursuant thereto,

O R D E R

THE COMMISSION ORDERS:

That Lee E. Cardenas, 607 North Street, Boulder, Colorado, be, and hereby is, authorized to extend operations under Certificate of Public Convenience and Necessity No. 4317.

That henceforth the full and complete authority under PUC No. 4317 shall be as follows, to-wit:

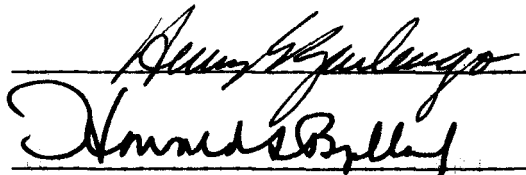
"Transportation of ashes and trash in the City of Boulder, Colorado and a five (5) mile radius thereof to designated and approved dumps and disposal sites within Boulder County, Colorado."

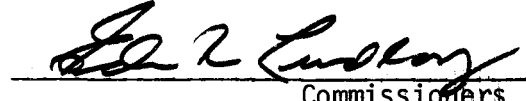
That applicant shall operate his carrier system in accordance with the Order of the Commission, except when prevented by Act of God, the public enemy or extreme conditions.

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 19th day of December, 1967.
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BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION)
OF RANGEVIEW, INC., GARFIELD,)
COLORADO, FOR A CERTIFICATE OF)
PUBLIC CONVENIENCE AND NECESSITY)
TO OPERATE AS A COMMON CARRIER)
BY MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 22647

December 19, 1967

Appearances: Robert W. Nevens, Esq., Salida,
Colorado, for Applicant.

PROCEDURE AND RECORD

On June 8, 1967, Rangeview, Inc., Garfield, Colorado, filed the instant application (No. 22647) for a Certificate of Public Convenience and Necessity to operate as a common carrier by motor vehicle for hire for transportation of persons upon sightseeing tours in Chaffee, Gunnison, and Saguache Counties in the State of Colorado. On November 2, 1967, a protest to the instant application was received from W. F. Armstrong of Salida, Colorado. On November 15, 1967 a protest was filed by Stanley D. McKay, Evelyn McKay and Davis S. McKay of Marble, Colorado, doing business as "Crystal River Tours," to the instant application.

On October 18, 1967, the Commission, pursuant to law, designated William D. Mitchell as an Examiner for the purpose of conducting the hearing on the instant application. After due and proper notice, the Application was heard by said Examiner in the Auditorium, County Office Building, 27 East Vermijo Street, Colorado Springs, Colorado, at 10 a.m. on November 27, 1967. On December 8, 1967, the said Examiner, pursuant to the provisions of 1963 CRS 115-6-9 (2), transmitted to the Commission the record of the proceeding together with a written statement of his Findings of Fact and Conclusions.

The record transmitted by the Hearing Examiner establishes that prior to the hearing Applicant and Protestants reached agreement on a restrictive amendment to the application providing that all service into Gunnison County shall originate and terminate in Chaffee County. This agreement being restrictive in nature was granted and approved by the Hearing Examiner and upon such approval, the Protestants withdrew their respective protests. The ruling of the Hearing Examiner granting and approving the agreement is hereby specifically approved and confirmed by the Commission.

The Commission has now given careful consideration to the record of the proceeding as well as the Findings of Fact and Conclusions submitted by the Examiner. These Findings of Fact and Conclusions read as follows:

FINDINGS OF FACT

From the testimony, records and file herein, your Examiner finds as fact, that:

1. Applicant holds no previously granted authority from this Commission.
2. Applicant has duly and properly applied for a Certificate of Public Convenience and Necessity to operate as a common carrier by motor vehicle for hire for the transportation of persons upon sightseeing tours in Chaffee, Gunnison, and Saguache Counties in the State of Colorado.
3. By agreement between Applicant and Protestants, a restrictive amendment to the application was made providing that all sightseeing tours' points of origin and destination be limited to Chaffee County.
4. Applicant has a 1965 Jeep, 9-passenger Cadillac Limousine, 1958, and other equipment would be purchased as needed, 10 years of experience in related fields, and a net worth of \$50,000, all of which are ample and suitable for operation of the authority applied for herein.
5. Applicant has controlling interest in Monarch Winter Sports, Inc. which company operates a ski area, restaurant and lounge at Garfield, Colorado in the Monarch Pass area.
6. There is a need for special purpose four wheel drive vehicles for sight-seeing service in the Monarch Pass area.
7. Applicant is familiar with the rules and regulations of the Public Utilities Commission and, if this application is granted, will abide by said rules and regulations, as well as the safety requirements of the Commission. Further, Applicant has made adequate provision for insurance.

8. There is a present and special need for the service and the granting of the authority as applied for, subject to the restrictive amendment, will be in the public interest.
9. The present or future public convenience and necessity requires or will require such service; there have been many requests for sightseeing tours as there is presently no service available for this type of sightseeing tours into the rugged country in this area. At the present time, there are horseback tours only.
10. The authority should be granted, as described in the "Conclusions" following.

CONCLUSIONS

That the Commission make and enter its Order authorizing the Applicant, Rangeview, Inc., a Colorado corporation, to operate as a common carrier by motor vehicle for hire with authority to be designated as follows:

"Transportation of passengers in sightseeing service in Chaffee, Gunnison and Saguache Counties in the State of Colorado; all service into Gunnison County shall originate and terminate in Chaffee County, Colorado."

Pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission now specifically adopts the Findings of Fact and Conclusions of such Examiner as hereinabove set forth, and pursuant thereto,

O R D E R

THE COMMISSION ORDERS:

That Rangeview, Inc., Garfield, Colorado, be, and hereby is, authorized to operate as a common carrier by motor vehicle for hire for

"Transportation of passengers in sightseeing service in Chaffee, Gunnison and Saguache Counties in the State of Colorado; all service into Gunnison County shall originate and terminate in Chaffee County, 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.

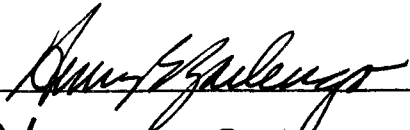
That applicant shall operate its carrier system in accordance

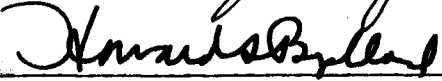
with the Order of the Commission, except when prevented by Act of God,
the public enemy or extreme conditions.


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 19th day of December, 1967.
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BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION)
OF LEE E. CARDENAS, 607 NORTH)
STREET, BOULDER, COLORADO, FOR)
A CLASS "B" PERMIT TO OPERATE AS)
A PRIVATE CARRIER BY MOTOR)
VEHICLE FOR HIRE.)

APPLICATION NO. 22886-PP

December 19, 1967

Appearances: Stanley Black, Esq., Boulder
Colorado, for Applicant.

PROCEDURE AND RECORD

On October 27, 1967, Lee E. Cardenas, 607 North Street, Boulder, Colorado, filed the instant application (No. 22886-PP) for a Class "B" permit to operate as a private carrier by motor vehicle for hire in intra-state commerce for the transportation of sand, gravel and related commodities as set forth in the application.

On November 17, 1967, the Commission, pursuant to law, designated Robert L. Pyle as an Examiner for the purpose of conducting the hearing on the instant application. After due and proper notice, the Application was heard by said Examiner in Hearing Room "A" of the Commission, 534 State Services Building, 1525 Sherman Street, Denver, Colorado, at 2 p.m. on December 11, 1967. On December 11, 1967, the said Examiner, pursuant to the provisions of 1963 CRS 115-6-9 (2), transmitted to the Commission the record of the proceeding together with a written statement of his Findings of Fact and Conclusions. The record transmitted by the Hearing Examiner establishes that no one appeared to protest the granting of the application.

The Commission has now given careful consideration to the record of the proceeding as well as the Findings of Fact and Conclusions submitted by the Examiner. These Findings of Fact and Conclusions read as follows:

FINDINGS OF FACT

From the testimony, records and file herein, your Examiner finds as fact, that:

1. Applicant presently holds authority from this Commission designated as PUC No. 4317, described as follows:

"Transportation of ashes and trash in the City of Boulder, Colorado, to regularly-designated and approved dumps and disposal places."

Under Application No. 22899-Extension, Applicant is presently seeking to extend authority under PUC No. 4317.
2. Applicant has duly and properly applied for a Class "B" Permit for transportation of sand, gravel and related commodities, as listed in this application.
3. Applicant has a 1½-ton Truck and a ½-ton Pickup, 4 years of experience in related fields, and a net worth of \$33,230, all of which are ample and suitable for operation of the authority requested herein.
4. Applicant is familiar with the rules and regulations of the Public Utilities Commission and, if this application is granted, will abide by said rules and regulations as well as the safety requirements of the Commission. Further, Applicant has or will make adequate provision for insurance.
5. There is a present and special need for the service and, if this application is granted, Applicant will enter into special carriage contracts with customers to perform services thereunder.
6. The proposed operation will not impair the efficient public service of any authorized common carrier adequately serving the same territory over the same general route or routes.
7. The granting of the authority as applied for will be in the public interest and should be granted.

CONCLUSIONS

That the Commission make and enter its Order authorizing the Applicant, Lee E. Cardenas, to operate as a Class "B" private carrier by motor vehicle for hire with authority to transport the following designated commodities within the territory or area described:

"Transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of 50 miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, to homes and small construction jobs within a radius of 50 miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within

a radius of 50 miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of 50 miles of said pits and supply points; provided, however, that the transportation of road-surfacing materials shall be restricted against the use of tank vehicles."

Pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission now specifically adopts the Findings of Fact and Conclusions of such Examiner as hereinabove set forth, and pursuant thereto,

O R D E R

THE COMMISSION ORDERS:

That Lee E. Cardenas, 607 North Street, Boulder, Colorado, be, and hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire for

"Transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of 50 miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, to homes and small construction jobs within a radius of 50 miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of 50 miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of 50 miles of said pits and supply points; provided, however, that the transportation of road-surfacing materials shall be restricted against the use of tank vehicles;"

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.

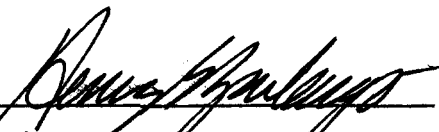
That this Order is the permit herein provided for, but it shall not become effective until applicant has filed a statement of his customers, the necessary tariffs, required insurance, and has secured authority sheets.

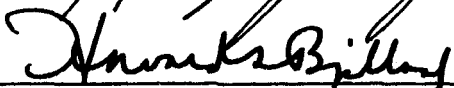
That the right of applicant to operate hereunder shall depend upon his compliance with all present and future laws and rules and

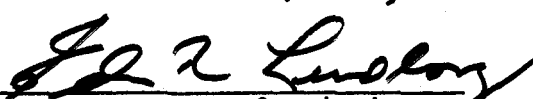
regulations of the Commission.

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 19th day of December, 1967.
1s

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
HENRY HERMAN JANZEN, 1542 SOUTH)
LEYDEN STREET, DENVER, COLORADO, FOR)
A CLASS "B" PERMIT TO OPERATE AS A)
PRIVATE CARRIER BY MOTOR VEHICLE FOR)
HIRE.)

APPLICATION NO. 22916-PP

December 20, 1967

Appearances: Henry H. Janzen, Denver,
Colorado, pro se.

PROCEDURE AND RECORD

On November 13, 1967, Henry Herman Janzen, 1542 South Leyden Street, Denver, Colorado, filed the instant application (No. 22916-PP) for a Class "B" permit to operate as a private carrier by motor vehicle for hire in intrastate commerce for the transportation of sand, gravel, and related commodities as set forth in the application.

On November 17, 1967, the Commission, pursuant to law, designated Robert L. Pyle as an Examiner for the purpose of conducting the hearing on the instant application. After due and proper notice, the Application was heard by said Examiner in the Hearing Room of the Commission, 532 State Services Building, 1525 Sherman Street, Denver, Colorado, at 10 a.m. on December 15, 1967. On December 15, 1967, the said Examiner, pursuant to the provisions of 1963 CRS 115-6-9 (2), transmitted to the Commission the record of the proceeding together with a written statement of his Findings of Fact and Conclusions. The record transmitted by the Hearing Examiner establishes that no one appeared to protest the granting of the application.

The Commission has now given careful consideration to the record of the proceeding as well as the Findings of Fact and Conclusions submitted by the Examiner. These Findings of Fact and Conclusions read as follows:

FINDINGS OF FACT

From the testimony, records and file herein, your Examiner finds as fact, that:

1. Applicant does not hold previously granted authority from this Commission.
2. Applicant has duly and properly applied for a Class "B" Permit for transportation of sand, gravel and related commodities, as listed in this application.
3. Applicant has a 1959 GMC Dump Truck, 10 years of experience in related fields and a net worth of \$15,000, all of which are ample and suitable for operation of the authority sought herein.
4. Applicant is familiar with the rules and regulations of the Public Utilities Commission and, if this application is granted, will abide by said rules and regulations as well as the safety requirements of the Commission. Further, Applicant has or will make adequate provision for insurance.
5. There is a present and special need for the service and, if this application is granted, Applicant will enter into special carriage contracts with customers to perform services thereunder.
6. The proposed operation will not impair the efficient public service of any authorized common carrier adequately serving the same territory over the same general route or routes.
7. The granting of the authority as applied for will be in the public interest and should be granted.

CONCLUSIONS

That the Commission make and enter its Order authorizing the Applicant, Henry Herman Janzen, to operate as a Class "B" private carrier by motor vehicle for hire with authority to transport the following designated commodities within the area or territory described:

"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, to homes and small construction jobs within a radius of 100 miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of 100 miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of 100 miles of said pits and supply points; provided, however, that the transportation of road-surfacing materials shall be restricted against the use of tank vehicles."

Pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission now specifically adopts the Findings of Fact and Conclusions of such Examiner as hereinabove set forth, and pursuant thereto,

O R D E R

THE COMMISSION ORDERS:

That Henry Herman Janzen, 1542 South Leyden Street, Denver, Colorado, be, and hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire for

"Transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of 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, to homes and small construction jobs within a radius of 100 miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of 100 miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of 100 miles of said pits and supply points; provided, however, that the transportation of road-surfacing materials shall be restricted against the use of tank vehicles;"

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


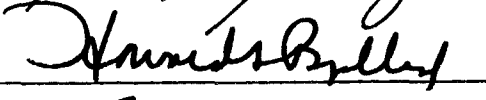

That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 20th day of December, 1967
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
EDDIE L. STOKER AND JERALD L. STOKER)
DOING BUSINESS AS "STOKERS CUSTOM)
HAY SERVICE," 59 SOUTH 11TH,)
BRIGHTON, COLORADO, FOR A CLASS "B")
PERMIT TO OPERATE AS A PRIVATE)
CARRIER BY MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 22911-PP

December 20, 1967

Appearances: Eddie L. Stoker and Jerald L.
Stoker, Brighton, Colorado,
pro se.

PROCEDURE AND RECORD

On November 8, 1967, Eddie L. Stoker and Jerald L. Stoker, doing business as "Stokers Custom Hay Service," 59 South 11th, Brighton, Colorado, filed the instant application (No. 22911-PP) for a Class "B" permit to operate as a private carrier by motor vehicle for hire in intrastate commerce for the transportation of baled hay and straw, as set forth in the application.

On November 17, 1967, the Commission, pursuant to law, designated Robert L. Pyle as an Examiner for the purpose of conducting the hearing on the instant application. After due and proper notice, the Application was heard by said Examiner in the Hearing Room of the Commission, 532 State Services Building, 1525 Sherman Street, Denver, Colorado, at 10 a.m. on December 15, 1967. On December 15, 1967, the said Examiner, pursuant to the provisions of 1963 CRS 115-6-9 (2), transmitted to the Commission the record of the proceeding together with a written statement of his Findings of Fact and Conclusions. The record transmitted by the Hearing Examiner establishes that no one appeared to protest the granting of the application.

The Commission has now given careful consideration to the record of the proceeding as well as the Findings of Fact and Conclusions submitted by the Examiner. These Findings of Fact and Conclusions read as follows:

FINDINGS OF FACT

From the testimony, records and file herein, your Examiner finds as fact, that:

1. Applicants do not hold previously granted authority from this Commission at the present time.
2. Applicants have duly and properly applied for a Class "B" Permit for transportation of baled hay and straw, as listed in this application.
3. Applicants request that, if this application is granted, said operating rights be known as "Permit B-6363," being the number of a Permit formerly held by them.
4. Applicants have a 1963 GMC 26' Bobtail Tandem Truck, and a 1963 GMC Tractor with 40' Tandem Trailer, 20 years of experience in related fields, and a net worth of \$30,000, all of which are ample and suitable for operation of the authority sought herein.
5. Applicants are familiar with the rules and regulations of the Public Utilities Commission and, if this application is granted, will abide by said rules and regulations as well as the safety requirements of the Commission. Further, Applicants have or will make adequate provision for insurance.
6. There is a present and special need for the service and, if this application is granted, Applicants will enter into special carriage contracts with customers to perform services thereunder.
7. The proposed operation will not impair the efficient public service of any authorized common carrier adequately serving the same territory over the same general route or routes.
8. The granting of the authority as applied for will be in the public interest and should be granted.

CONCLUSIONS

That the Commission make and enter its Order authorizing the Applicants, Eddie L. Stoker and Jerald L. Stoker, doing business as "Stokers Custom Hay Service," to operate as a Class "B" private carrier by motor vehicle for hire with authority to transport the following designated commodities within the area or territory described:

"Transportation of baled hay and straw from point to point within Adams, Boulder, Weld, Morgan and Logan Counties, Colorado, and from points in said Counties to all points in the State of Colorado."

That said operating rights shall be known as "PERMIT NO. B-6363," being the number of a permit formerly held by Applicants.

Pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission now specifically adopts the Findings of Fact and Conclusions of such Examiner as hereinabove set forth, and pursuant thereto,

O R D E R

THE COMMISSION ORDERS:

That Eddie L. Stoker and Jerald L. Stoker, doing business as "Stokers Custom Hay Service," 59 South 11th, Brighton, Colorado, be, and hereby are, authorized to operate as a Class "B" private carrier by motor vehicle for hire for

"Transportation of baled hay and straw from point to point within Adams, Boulder, Weld, Morgan and Logan Counties, Colorado, and from points in said Counties to all points in the State of Colorado;"

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

That said operating rights granted herein shall be known as "Permit No. B-6363," the number of a permit formerly held by Applicants.

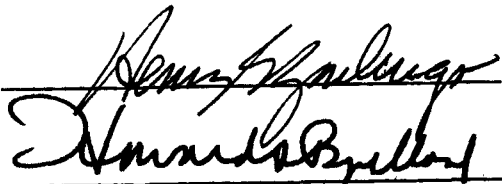
That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

That this Order is the permit herein provided for, but it shall not become effective until Applicants have filed a statement of their customers, the necessary tariffs, required insurance, and have secured authority sheets.

That right of Applicant 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 20th day of December, 1967

et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION)
OF RONALD L. SHAFFER AND DONALD)
L. SHAFFER, DOING BUSINESS AS)
"SHAFFER BROTHERS CUSTOM FARMING,")
BOX 171, 317 UNION AVENUE, LA SALLE,)
COLORADO, FOR A CLASS "B" PERMIT TO)
OPERATE AS A PRIVATE CARRIER BY)
MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 22907-PP

December 20, 1967

Appearances: Ronald L. Shaffer, LaSalle,
Colorado, pro se.

PROCEDURE AND RECORD

On November 9, 1967, Ronald L. Shaffer and Donald L. Shaffer, doing business as "Shaffer Brothers Custom Farming," Box 171, 317 Union Avenue, LaSalle, Colorado, filed the instant application (No. 22907-PP) for a Class "B" permit to operate as a private carrier by motor vehicle for hire in intrastate commerce for the transportation of commodities as set forth in the application. On November 9, 1967, the Staff of the Commission issued temporary authority to the Applicant to so operate.

On November 17, 1967, the Commission, pursuant to law, designated Robert L. Pyle as an Examiner for the purpose of conducting the hearing on the instant application. After due and proper notice, the Application was heard by said Examiner in the Hearing Room of the Commission, 532 State Services Building, 1525 Sherman Street, Denver, Colorado, at 10 a.m. on December 15, 1967. On December 15, 1967, the said Examiner, pursuant to the provisions of 1963 CRS 115-6-9 (2), transmitted to the Commission the record of the proceeding together with a written statement of his Findings of Fact and Conclusions. The record transmitted by the Hearing Examiner establishes that no one appeared to protest the granting of the application.

The Commission has now given careful consideration to the record of the proceeding as well as the Findings of Fact and Conclusions submitted by the Examiner. These Findings of Fact and Conclusions read as follows:

FINDINGS OF FACT

From the testimony, records and file herein, your Examiner finds as fact, that:

1. The Applicants do not hold previously granted authority from this Commission.
2. Applicants have duly and properly applied for a Class "B" Permit for:

"Transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of 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, to homes and small construction jobs within a radius of 100 miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of 100 miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of 100 miles of said pits and supply points; provided, however, that the transportation of road-surfacing materials shall be restricted against the use of tank vehicles; also transportation of farm products (excluding livestock, butk milk, and dairy products) from point to point in Weld, Larimer, Morgan, Logan, Adams, and Boulder Counties, State of Colorado."

3. Applicants have the following equipment:

- 1 - 1956 Ford Truck
- 1 - Manure Spreader
- 1 - 1966 Atona Swather
- 1 - 1967 Allis Chalmers Corn Culler
- 1 - 1957 Dodge 4-Ton Truck
- 1 - 1967 Chevrolet
- 1 - 1967 Case Tractor and Plow

and one and one-half years' experience in related fields, all of which are ample and suitable for the operation of this authority.

4. Applicants have a net worth of \$60,000 and, therefore, the financial standing of the Applicants has been satisfactorily established.
5. Applicants are familiar with the rules and regulations of the Public Utilities Commission and, if this application is granted, will abide by said rules and regulations as well as the safety requirements of the Commission. Further, Applicants have or will make adequate provision for insurance.

6. There is a present and special need for the service and, if this application is granted, Applicants will enter into special carriage contracts with customers to perform services thereunder.
7. The proposed operation will not impair the efficient public service of any authorized common carrier adequately serving the same territory over the same general route or routes.
8. If this application is approved, the Applicants intend to and will engage in bona fide motor carrier operations under the operating rights set forth herein.
9. The granting of the authority as applied for will be in the public interest and should be granted.

CONCLUSIONS

That the Commission make and enter its Order authorizing the Applicants, Ronald L. Shaffer and Donald L. Shaffer, doing business as "Shaffer Brothers Custom Farming," to operate as a Class "B" private carrier by motor vehicle for hire with authority to transport the following designated commodities within the territory or area described:

"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, to homes and small construction jobs within a radius of 100 miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of 100 miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of 100 miles of said pits and supply points; provided, however, that the transportation of road-surfacing materials shall be restricted against the use of tank vehicles; also transportation of farm products (excluding livestock, bulk milk, and dairy products) from point to point in Weld, Larimer, Morgan, Logan, Adams, and Boulder Counties, State of Colorado."

Pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission now specifically adopts the Findings of Fact and Conclusions of such Examiner as hereinabove set forth, and pursuant thereto,

O R D E R

THE COMMISSION ORDERS:

That Ronald L. Shaffer and Donald L. Shaffer, doing business as "Shaffer Brothers Custom Farming," Box 171, 317 Union Avenue, LaSalle, Colorado, be, and hereby are, authorized to operate as a Class "B" private

carrier by motor vehicle for

"Transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of 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, to homes and small construction jobs within a radius of 100 miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of 100 miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of 100 miles of said pits and supply points; provided, however, that the transportation of road-surfacing materials shall be restricted against the use of tank vehicles; also transportation of farm products (excluding livestock, bulk milk, and dairy products) from point to point in Weld, Larimer, Morgan, Logan, Adams, and Boulder Counties, State of Colorado."

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


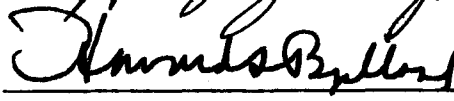

That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 20th day of December, 1967

et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
DONALD M. JOHNSON AND BARBARA J.)
JOHNSON, DOING BUSINESS AS "B & D)
TRUCKING CO.," ROUTE 4, BOX 172,)
LONGMONT, COLORADO, FOR A CLASS "B")
PERMIT TO OPERATE AS A PRIVATE CAR-)
RIER BY MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 22912-PP

December 20, 1967

Appearances: Donald M. Johnson and Barbara
J. Johnson, Longmont,
Colorado, pro se.

PROCEDURE AND RECORD

On November 8, 1967, Donald M. Johnson and Barbara J. Johnson, doing business as "B & D Trucking Co.," Route 4, Box 172, Longmont, Colorado, filed the instant application (No. 22912-PP) for a Class "B" permit to operate as a private carrier by motor vehicle for hire in intrastate commerce for the transportation of sand, gravel and related commodities as set forth in the application.

On November 17, 1967, the Commission, pursuant to law, designated Robert L. Pyle as an Examiner for the purpose of conducting the hearing on the instant application. After due and proper notice, the Application was heard by said Examiner in the Hearing Room of the Commission, 532 State Services Building, 1525 Sherman Street, Denver, Colorado, at 10 a.m. on December 15, 1967. On December 15, 1967, the said Examiner, pursuant to the provisions of 1963 CRS 115-6-9 (2), transmitted to the Commission the record of the proceeding together with a written statement of his Findings of Fact and Conclusions. The record transmitted by the Hearing Examiner establishes that no one appeared to protest the granting of the application.

The Commission has now given careful consideration to the record of the proceeding as well as the Findings of Fact and Conclusions submitted by the Examiner. These Findings of Fact and Conclusions read as follows:

FINDINGS OF FACT

From the testimony, records and file herein, your Examiner finds as fact, that:

1. Applicants hold no previously granted authority from this Commission, other than an "M" Permit.
2. Applicants have duly and properly applied for a Class "B" Permit for transportation of sand, gravel and related commodities, as listed in this application.
3. Applicants have a 1959 GMC Tandem Truck, 16 years of experience in related fields, and a net worth of \$8,000, all of which are ample and suitable for operation of the authority applied for herein.
4. Applicants are familiar with the rules and regulations of the Public Utilities Commission and, if this application is granted, will abide by said rules and regulations as well as the safety requirements of the Commission. Further, Applicants have or will make adequate provision for insurance.
5. There is a present and special need for the service and, if this application is granted, Applicants will enter into special carriage contracts with customers to perform services thereunder.
6. The proposed operation will not impair the efficient public service of any authorized common carrier adequately serving the same territory over the same general route or routes.
7. The granting of the authority as applied for will be in the public interest and should be granted.

CONCLUSIONS

That the Commission make and enter its Order authorizing the Applicants, Donald M. Johnson and Barbara J. Johnson, doing business as "B & D Trucking Co.," to operate as a Class "B" private carrier by motor vehicle for hire with authority to transport the following designated commodities within the territory or area described:

"Transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of 50 miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, to homes and small construction jobs within a radius of 50 miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of 50 miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of 50 miles of said pits and supply points; provided, however, that the transportation of road-surfacing materials shall be restricted against the use of tank vehicles."

Pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission now specifically adopts the Findings of Fact and Conclusions of such Examiner as hereinabove set forth, and pursuant thereto,

ORDER

THE COMMISSION ORDERS:

That Donald M. Johnson and Barbara J. Johnson, doing business as "B & D Trucking Co.," Route 4, Box 172, Longmont, Colorado, be, and hereby are, authorized to operate as a Class "B" private carrier by motor vehicle for hire for

"Transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of 50 miles of said pits and supply points; sand and gravel, from pits and supply points in the State of Colorado, to railroad loading points, to homes and small construction jobs within a radius of 50 miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of 50 miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of 50 miles of said pits and supply points; provided, however, that the transportation of road-surfacing materials shall be restricted against the use of tank vehicles;"

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

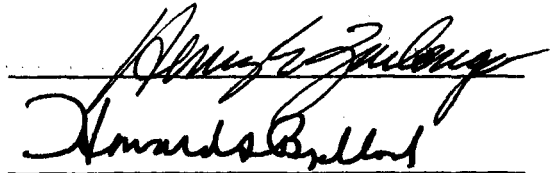
That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.


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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO





Commissioners

Dated at Denver, Colorado,
this 20th day of December, 1967
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE EXPIRATION DATES APPLICABLE TO
ITEMS 1216 (BAGS, GUNNY, IXTLE,
JUTE OR SISAL, ETC.); 2425 (PERLITE
ROCK, Fines); AND 2227 (MEAT, FRESH,
LOOSE, ETC.)

CASE No. 1585

December 21, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On November 27, 1967, J. R. Smith, Chief of Tariff Bureau, Colorado Motor Carriers' Association, Agent, filed various pages to its Local and Joint Freight Tariff No. 12-A, Colorado PUC No. 11* (*The Motor Truck Common Carriers' Association, Agent, Series) as set forth in Appendix "A" attached hereto. The expiration date applicable to item 1216 is being eliminated; in item 2425, extended from December 31, 1967 to December 31, 1968, for portions applicable; and item 2227, extended from January 19, 1968 to January 19, 1969, as applicable.

In support of these changes, the Commission is in receipt of communications dated October 3, 1967, by Wally Fletchinger, General Traffic Manager, Rio Grande Motor Way, Inc., and December 7, 1967, by William W. Shipp, Manager of Traffic, North Eastern Motor Freight, Inc., from the publishing agent.

Mr. Fletchinger states, in conjunction with the traffic on bags to the San Luis Valley points, that: -

"I do not foresee where in the future either of these moves would stop and I believe that we would be justified in eliminating any reference to an expiration date in this item."

Also, on the transportation of Perlite Rock, fines, from Antonito, Colorado

to Alamosa, Durango, Grand Junction and Monte Vista, he desires to have the expiration date continued for another year. It is stated that:

"The rates cover a move from a newly established perlite plant at Antonito and we have not had the time as yet to determine the extent of the traffic to be moved under these dates."

Mr. Shipp states, for the movement from Sterling to Denver on meat, fresh, loose and, also, from Fort Morgan to Denver, that: --

"This is a fairly new service that the shipper has requested us to perform and the shipper definitely has a need for this service. Due to the fact that some of the national meat companies are leaving the Denver area, the shipper in Sterling area feels that they will have a larger volume in this area and they will have to offer more services.

"Due to the limited volume we have had in the past, we have still not been able to place accurate cost studies on this service and we would like more time to study it in order to determine if any rate revisions are necessary."

Since the changes, as proposed by 11th Revised Page No. 191-B, Item 1216, 14th Revised Page No. 230, Item 2425 and 3rd Revised Page No. 222-B, Item 2227, Appendix "A" attached hereto appear to represent just, fair and reasonable changes, the Commission states and finds that an order should be entered prescribing the same, under the provisions of Rule 18-C (1) (a) of the Commission's Rules of Practice and Procedure.

O R D E R

THE COMMISSION ORDERS:

1. That the Statement and Findings and Appendix "A" be, and hereby are, made a part hereof.
2. That the changes as set forth in Appendix "A", attached hereto, shall be the prescribed rates, rules and regulations of the Commission.
3. That all motor vehicle common carriers who are affected by the changes prescribed herein shall publish or cause to be published tariffs reflecting the changes prescribed herein.
4. That all 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. That on and after December 30, 1967, except as noted, 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. That on and after December 30, 1967, except as noted, 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.

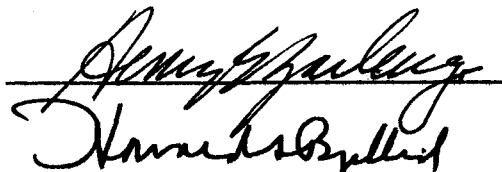
7. That this order shall not be construed so as to compel a private carrier by motor vehicle to be or become a motor vehicle common carrier or to subject any such private carrier by motor vehicle to the laws and liabilities applicable to a motor vehicle common carrier.

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

9. 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


James B. Bullitt


Ed R. Lundberg
Commissioners

Dated at Denver, Colorado, this
21st day of December, 1967. av

APPENDIX "A"

Colorado Motor Carriers' Association, Agent
 Local and Joint Freight Tariff No. 12-A
 COLORADO PUC No. 11*

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

Effective December 30, 1967

SECTION No. 2					
Commodity Rates					
(For application, see Page No. 190 of Tariff)					
Rates are in cents per 100 pounds (Unless otherwise stated)					
Item No.	Commodity	From	To	Rates	Route No.
	Commodities in the same item may be shipped in straight or mixed truck loads.				

11th Revised Page No. 191-B

1216	Bags, gunny, ixtle, jute or Sisal, new or old, NOI, Lined with cotton cloth or paper or not lined; Bags, cotton or clayed or other than clayed, NOI; Bags, woven paper fabric; Bags, paper, NOI.	Denver	COLORADO	⑤	⑥	⑦
			Alamosa	152	134	108
			Antonito	162	141	115
			Center	162	141	115
			Del Norte	162	141	115
			La Jara	160	138	113
			Monte Vista	160	138	113

⑤ Minimum weight 2,500 pounds. ⑦ Minimum weight 10,000 pounds.
 ⑥ Minimum weight 5,000 pounds. (Subject to item 770)
 ⑧ Expiration date is hereby eliminated.

14th Revised Page No. 230

2425	Perlite Rock, Fines, in bags, minimum shipment 20 tons. Subject to loading by consignor and unloading by consignee.	Antonito, Colorado	Colorado Springs	\$6.44 per ton of 2,000 pounds		
			Denver			
			Alamosa	Ⓓ	21	'87
			Durango	Ⓓ	52	'
			Grand Junction	Ⓓ	77	'
			Monte Vista	Ⓓ	26	'

Ⓓ EXPIRES WITH DECEMBER 31, 1968, UNLESS SOONER CANCELED, CHANGED OR EXTENDED.

Decision No. 70587
 December 21, 1967

SECTION No. 2

Commodity Rates

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

Rates are in cents per 100 pounds (unless otherwise stated)

Item No.	Commodity	From	To	Rates	Route No.
----------	-----------	------	----	-------	-----------

3rd Revised Page No. 222-B

	Meat, fresh, loose, subject to loading by consignor and unloading by consignee.	Sterling	COLORADO Denver	(3) 35 (4) 32 (5) 29	
	(3) Minimum weight 30,000 pounds.				32
	(4) Minimum weight 35,000 pounds.				
	(5) Minimum weight 41,000 pounds. (Subject to Item 770)				
	NOTE 1: When line haul transportation service is performed by North Eastern Motor Freight, Inc., distribution of fresh meats will be performed in Denver, Colorado, at a rate of 78¢ per 100 pounds, Subject to a minimum charge of \$2.10 per shipment.				
	EXPIRES WITH JANUARY 19, (R) 1969, UNLESS SOONER CANCELED, CHANGED OR EXTENDED.				
2227	Flour, Blood; Meal, Blood, Bone or Meat; Tankage, Feeding, NOI, or scraps, meat, dried, subject to loading by consignee and unloading by consignee.	Sterling	Denver	26	
	Minimum weight 50,000 pounds.				32
	Meat, fresh, loose, subject to loading by consignor and unloading by consignee.	Ft. Morgan	Denver	(3) 31 (4) 29 (5) 26	
	(3) Minimum weight 30,000 pounds.				
	(4) Minimum weight 35,000 pounds.				
	(5) Minimum weight 40,000 pounds. (Subject to Item 770)				
	EXPIRES WITH JANUARY 19, (R) 1969, UNLESS SOONER CANCELED, CHANGED OR EXTENDED.				
	Tankage, minimum weight 50,000 pounds.	Ft. Morgan	Denver	21	32
	Meat, fresh, minimum weight 40,000 pounds. Subject to Note 1.	Sterling	Denver	26	
	Note 1: Proportioned rate. Applies only for the purpose of constructing rates on traffic destined to points in California.				

(R) denotes reduction.

Route No. 32 - North Eastern Motor Freight, Inc., - direct
 Route No. 87 - Rio Grande Motor Way, Inc., - direct

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
HOMER R. McPHERSON, DOING BUSINESS)
AS "MAC'S EXPRESS," 1255 MADISON,)
DENVER, COLORADO, FOR AUTHORITY TO)
TRANSFER PUC NO. 3401 TO R. L. KINNEY)
& CO., DOING BUSINESS AS "ROCKY MOUN-)
TAIN EXPRESS CO.," 5150 EAST 39TH)
AVENUE, DENVER, COLORADO.)

APPLICATION NO. 22824-Transfer

December 20, 1967

Appearances: W. F. Robinson, Esq., Denver,
Colorado, for Transferor;
Stevens P. Kinney II, Esq., Denver,
Colorado, for Transferee.

PROCEDURE AND RECORD

On September 25, 1967, Homer R. McPherson, doing business as "Mac's Express," 1255 Madison, Denver, Colorado, and R. L. Kinney & Co., doing business as "Rocky Mountain Express Co.," 5150 East 39th Avenue, Denver, Colorado, filed the instant joint application (No. 22834-Transfer), seeking authority from the Commission to transfer Certificate of Public Convenience and Necessity No. 3401 from Homer R. McPherson to R. L. Kinney & Co.

On October 18, 1967, the Commission, pursuant to law, designated Robert L. Pyle as an Examiner for the purpose of conducting the hearing on the instant application. After due and proper notice, the Application was heard by said Examiner in the Hearing Room of the Commission, 532 State Services Building, 1525 Sherman Street, Denver, Colorado at 10 a.m. on November 10, 1967. On December 14, 1967, the said Examiner, pursuant to the provisions of 1963 CRS 115-6-9 (2), transmitted to the Commission the record of the proceeding together with a written statement of his Findings of Fact and Conclusions. The record transmitted by the Hearing Examiner establishes that no one appeared to protest the granting of the application.

The Commission has now given careful consideration to the record of the proceeding as well as the Findings of Fact and Conclusions submitted by the Examiner. These Findings of Fact and Conclusions read as follows:

FINDINGS OF FACT

From the testimony, records and file herein, your Examiner finds as fact, that:

1. Transferor herein, Homer R. McPherson, doing business as "Mac's Express," is the present owner and operator of PUC No. 3401, description of which is attached. The authority has been continually operated in the past and is presently in good standing before the Commission.
2. Transferee corporation presently holds authority under Permit B-6913, description of which is attached hereto.
3. If this application is granted, there will be no duplication of authority involved herein.
4. Transferee is a Colorado corporation, duly organized and existing under the laws of the State of Colorado.
5. The parties have entered into an Agreement for the transfer of PUC No. 3401 and, pursuant to said Agreement, the consideration for the transfer is \$3,500 (for the entire business) and the Certificate is free and clear of any debts, encumbrances or obligations.
6. Applicants have duly and properly applied for the transfer.
7. Transferee corporation has a 1955 Chevrolet Pickup Truck and Express gear, 1½ years of experience in related fields, and a net worth of \$12,021.07 as of August 31, 1967, all of which are ample and suitable for operation of the authority sought herein.
8. Transferee corporation is familiar with the rules and regulations of the Public Utilities Commission and, if this application is granted, will abide by said rules and regulations, as well as safety requirements of the Commission and has or will make adequate provision for insurance.
9. If this transfer is approved, the Transferee corporation intends to and will engage in bona fide motor carrier operations under the operating rights set forth herein.
10. The description of the authority is ambiguous and impossible to interpret in its present form.
11. The authority is intended, understood by the parties, and has operated in the past, as encompassing the City and County of Denver, and the commodities should be described as "general commodities."
12. The specific reference to "baggage, trunks, appliances, used household goods, and furniture" is surplusage and should be deleted from the description of the authority.

13. The transfer is compatible with the public interest and should be granted.

CONCLUSIONS

That the Commission make and enter its Order authorizing Homer R. McPherson, doing business as "Mac's Express," to transfer all of his rights, title and interest in and to Certificate PUC No. 3401 to R. L. Kinney & Co., doing business as "Rocky Mountain Express Co.," and that the authority shall henceforth be described as follows:

"Transportation of general commodities, from point to point within the City and County of Denver, except:

1. Commodities which, because of size or weight, require special equipment;
2. Household goods and used furniture requiring large van-type equipment;
3. Package delivery as a business."

Pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission now specifically adopts the Findings of Fact and Conclusions of such Examiner as hereinabove set forth, and pursuant thereto,

O R D E R

THE COMMISSION ORDERS:

That Homer R. McPherson, doing business as "Mac's Express," 1255 Madison, Denver, Colorado, be, and hereby is, authorized to transfer all rights, title, and interest in and to PUC No. 3401 to R. L. Kinney & Co., doing business as "Rocky Mountain Express Co.," 5150 East 39th Avenue, Denver, Colorado, subject to encumbrances, if any, against said authority approved by this Commission.

That henceforth the full and complete authority under PUC No. 3401 shall be as follows, to-wit:

"Transportation of general commodities, from point to point within the City and County of Denver, except:

1. Commodities which, because of size or weight, require special equipment;
2. Household goods and used furniture requiring large van-type equipment;
3. Package delivery as a business."

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

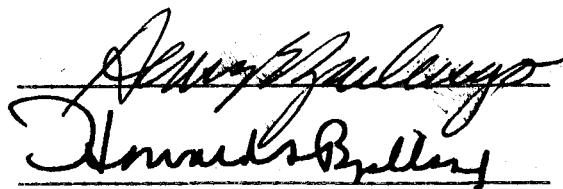
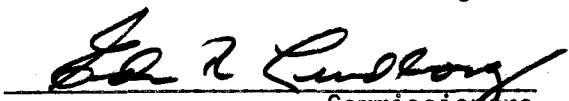
of this Order, to be by them, or either of them, kept and performed. Failure to file said written acceptance of the terms of this Order within thirty (30) days from the effective date of this Order shall automatically revoke the authority herein granted to make the transfer, without further order on the part of the Commission, 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 of the annual report by transferor herein, covering the operations under said certificate up to the time of transfer of said certificate.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

Dated at Denver, Colorado
this 20th day of December, 1967.
gh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
BILLY L. CAMPBELL)
P.O. Box 1042)
North Platte, Nebraska 69101)

AUTHORITY NO. PUC 5515-I
CASE NO. 687-H-Ins.

December 19, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On September 26, 1967, in the above entitled Case, the Commission entered its Order revoking the above authority for failure to maintain effective insurance on file with the Commission.

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

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


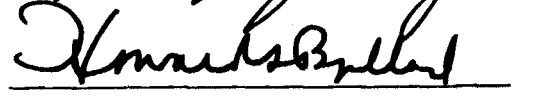

O R D E R

THE COMMISSION ORDERS:

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

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado, this
19th day of December, 1967 .

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
)
Billy L. Campbell)
P. O. Box 1042)
North Platte, Nebraska 69101)
)
)
)

AUTHORITY NO. M-11845
CASE NO. 2155-M-Ins.

December 20, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On September 12, 1967, in the above entitled Case, the Commission entered its Order revoking the above authority for failure to maintain effective insurance on file with the Commission.

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

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

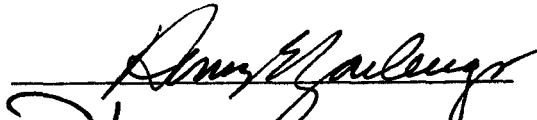
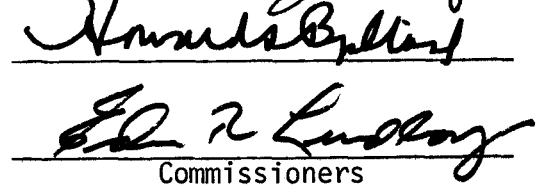
O R D E R

THE COMMISSION ORDERS:

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

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

Dated at Denver, Colorado, this
20th day of December 1967 .

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
GEORGE PATRICK KAUFFMANN, BOX 102,)
SILVER HEIGHTS, CASTLE ROCK, COLORADO,)
FOR A CERTIFICATE OF PUBLIC CONVEN-)
IENCE AND NECESSITY TO OPERATE AS A)
COMMON CARRIER BY MOTOR VEHICLE FOR)
HIRE.)

APPLICATION NO. 22895

December 20, 1967

Appearances: George Patrick Kauffmann, Castle
Rock, Colorado, pro se;
Walter M. Simon, Esq., Denver,
Colorado, for Yellow Cab, Inc. and
Checker Cab, Inc., Protestants.

PROCEDURE AND RECORD

On October 31, 1967, George Patrick Kauffmann, Box 102, Silver Heights, Castle Rock, Colorado, filed the instant application (No. 22895) for a Certificate of Public Convenience and Necessity to operate as a common carrier by motor vehicle for hire as set forth in the application and requesting that in the event the authority sought herein is granted that said operating rights be known as PUC No. 6733, the number of a certificate formerly held by him. On November 2, 1967, the Staff of the Commission granted temporary authority to so operate to the applicant. On November 28, 1967, a protest to the instant application was received from Denver-Colorado Springs-Pueblo Motorway, Inc. and on November 30, 1967 Yellow Cab, Inc. and Checker Cab, Inc. filed a joint protest to the instant application.

On November 17, 1967, the Commission, pursuant to law, designated Robert L. Pyle as an Examiner for the purpose of conducting the hearing on the instant application. After due and proper notice, the Application was heard by said Examiner in Hearing Room "A" of the Commission, 534 State Services Building, 1525 Sherman Street, Denver, Colorado, at 10 a.m. on December 7, 1967. On December 15, 1967, the said Examiner, pursuant to the

provisions of 1963 CRS 115-6-9 (2), transmitted to the Commission the record of the proceeding together with a written statement of his Findings of Fact and Conclusions.

The record transmitted by the Examiner to the Commission establishes that at the hearing a motion was made that the authority be restricted against picking up passengers anywhere in the Denver Metropolitan area. This motion being restrictive in nature was granted and approved by the Hearing Examiner and upon such approval, the Protestants withdrew their respective protests. The ruling of the Hearing Examiner granting and approving the said motion is hereby specifically approved and confirmed by the Commission.

The Commission has now given careful consideration to the record of the proceeding as well as the Findings of Fact and Conclusions submitted by the Examiner. These Findings of Fact and Conclusions read as follows.

FINDINGS OF FACT

From the testimony, records and file herein, your Examiner finds as fact, that:

1. Applicant does not hold previously granted authority from this Commission.
2. Applicant has duly and properly applied for a Certificate of Public Convenience and Necessity to operate as a common carrier by motor vehicle for hire as listed in this application.
3. Applicant requests, in the event the authority herein sought is granted, that said operating rights be known as "PUC No. 6733," being the number of a certificate formerly held by him.
4. Applicant has a 1964 Chevrolet, 1½ years of experience in related fields and a net worth of \$7,000, all of which are ample and suitable for operation of the authority sought herein.
5. Applicant is familiar with the rules and regulations of the Public Utilities Commission and, if this application is granted, will abide by said rules and regulations as well as the safety requirements of the Commission. Further, Applicant has or will make adequate provision for insurance.
6. There is a present and special need for the service and the granting of the authority as applied for will be in the public interest.
7. There is presently no such service available in this area and the present and future public convenience and necessity requires or will require the proposed authority.
8. The authority should be granted.

CONCLUSIONS

That the Commission make and enter its Order authorizing the Applicant, George Patrick Kauffmann, to operate as a common carrier by motor vehicle for hire with authority to be designated as follows:

"Transportation of passengers and/or their baggage and packages, on call and demand, in taxi cab service, in the Counties of Douglas and Elbert, State of Colorado, with a central location and headquarters at the City of Castle Rock, Colorado, with the right to include the transportation of passengers and/or their baggage and packages to a destination of sixty (60) miles from the city limits of the City of Castle Rock, Colorado, as well as general taxi cab service in said Counties, said operation to be limited to two (2) taxi cabs with a capacity of each automobile not to exceed five (5) adult passengers;

restricted, however, against picking up passengers anywhere in the Denver Metropolitan area."

That said operating rights be known as "PUC No. 6733," being the number of a Certificate formerly held by Applicant.

Pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission now specifically adopts the Findings of Fact and Conclusions of such Examiner as hereinabove set forth, and pursuant thereto,

ORDER

THE COMMISSION ORDERS:

That George Patrick Kauffmann, Box 102, Silver Heights, Castle Rock, Colorado, be, and hereby is, authorized to operate as a common carrier by motor vehicle for hire for

"Transportation of passengers and/or their baggage and packages, on call and demand, in taxi cab service, in the Counties of Douglas and Elbert, State of Colorado, with a central location and headquarters at the City of Castle Rock, Colorado, with the right to include the transportation of passengers and/or their baggage and packages to a destination of sixty (60) miles from the city limits of the City of Castle Rock, Colorado, as well as general taxi cab service in said Counties, said operation to be limited to two (2) taxi cabs with a capacity of each automobile not to exceed five (5) adult passengers;

restricted, however, against picking up passengers anywhere in the Denver Metropolitan area;"

and this ORDER shall be deemed to be, and be a CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY therefor.

That said operating rights granted herein shall be known as PUC No. 6733, the number of a Certificate formerly held by Applicant.


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.

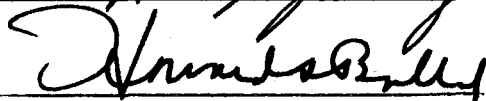
That Applicant shall operate his carrier system in accordance with the Order of the Commission except when prevented by Act of God, the public enemy, or extreme conditions.

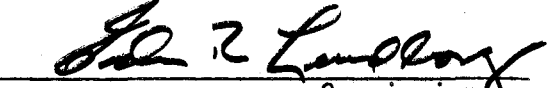
That this Order is subject to compliance by Applicant with all present and future laws and rules and regulations of the Commission.

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 20th day of December, 1967.
gh

(Decision No. 70592)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
SAM J. BACA, 2615 CARLSBAD,)
COLORADO SPRINGS, COLORADO.)

PUC NO. 2746

December 20, 1967

STATEMENT AND FINDINGS OF FACT

Sam J. Baca, (Debtor), owner and operator of PUC No. 2746, herein seeks authority to encumber said certificate to Friedman & Son, Inc. (Secured Party) to secure payment of the indebtedness in the sum of \$4,597.12, in accordance with the certain terms and conditions as set forth in copies of the Financing Statement and Security Agreement and Note, dated December 6, 1966, and properly filed with the Commission, as executed by and between said Sam J. Baca and Friedman & Son in accordance with the statutory provisions of the Uniform Commercial Code.

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

O R D E R

THE COMMISSION ORDERS:

That Debtor, Sam J. Baca, be, and hereby is, authorized to encumber all right, title and interest in and to PUC No. 2746 to Secured Party, Friedman & Son, Inc., to secure payment of the indebtedness in the sum of \$4,597.12, as set forth in the Statement proceeding, which is made a part of this Order by reference.

This Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Samuel G. ...
Howard ...
Ed ...

Dated at Denver, Colorado,
this 20th day of December, 1967.

bk

(Decision No. 70593)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
OVERLAND MOTOR EXPRESS, INC., DOING)
BUSINESS AS "BOULDER-DENVER TRUCK LINE,")
P. O. BOX 271, BOULDER, COLORADO, FOR)
AUTHORITY TO EXTEND OPERATIONS UNDER)
PUC NO. 3058.)

APPLICATION NO. 22556-Extension
SUPPLEMENTAL ORDER

December 20, 1967

Appearances: John P. Thompson, Esq., Denver,
Colorado, for Applicant;
Walter M. Simon, Esq., Denver,
Colorado, for Boulder-Yellow Cab,
Inc., Protestant;
Edward T. Lyons, Jr., Esq., Denver,
Colorado, for Edson Express, Inc.,
Protestant;
William T. Secor, Esq., Longmont,
Colorado, for Golden Transfer Company,
Denver-Loveland Transportation, Inc.,
Sorenson Truck Service, Raymond L.
and Patricia M. Pherson, doing busi-
ness as "Pherson Trucking Company," and
City Storage and Transfer, Inc.,
Protestants;
Raymond B. Danks, Esq., Denver, Colorado,
for Acme Delivery Service, Inc., not as
Protestant but as its interests may appear.

STATEMENT AND FINDINGS OF FACT

On November 21, 1967, the Commission entered Decision No. 70438
in the above-entitled matter.

On December 11, 1967, "Application for Rehearing," was filed
with the Commission by Protestant, Edson Express, Inc., by Edward T. Lyons,
Jr., Attorney.

The Commission has carefully considered Application for Rehearing
filed herein, and each and every allegation thereof, and is of the opinion,
and finds that said Application should be denied.

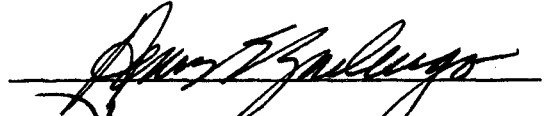
ORDER


THE COMMISSION ORDERS:


That Application for Rehearing filed with the Commission by Protestant, Edson Express, Inc., be, and the same hereby is, denied.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO







Commissioners

Dated at Denver, Colorado
this 20th day of December, 1967.
gh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
EDSON EXPRESS, INC., P. O. BOX 925,)
LONGMONT, COLORADO, FOR AUTHORITY TO)
EXTEND OPERATIONS UNDER PUC NO. 40.)

APPLICATION NO. 22578-Extension
SUPPLEMENTAL ORDER

December 20, 1967

Appearances: Edward T. Lyons, Jr., Esq., Denver, Colorado, for Edson Express, Inc.;
John P. Thompson, Esq., Denver, Colorado, for Boulder-Denver Truck Line, Protestant;
Walter M. Simon, Esq., Denver, Colorado, for Boulder-Yellow Cab, Inc., Protestant;
William T. Secor, Esq., Longmont, Colorado, for Golden Transfer Company, Denver-Loveland Transportation, Inc., Sorenson Truck Service, Pherson Trucking Company, and City Storage and Transfer, Inc., Protestants;
John H. Lewis, Esq., Denver, Colorado, for Colorado Cartage, Inc., Protestant; and
Joseph F. Nigro, Esq., Denver, Colorado, for Acme Delivery Service, Inc., not as a protestant but as its interests may appear.

STATEMENT AND FINDINGS OF FACT

On November 21, 1967, the Commission entered Decision No. 70439, in the above-entitled matter.

On December 11, 1967, "Application for Rehearing," was filed with this Commission by Protestant, Overland Motor Express, Inc., doing business as "Boulder-Denver Truck Line," by John P. Thompson, Attorney. Also, on December 11, 1967, "Reply to Application for Rehearing," was filed with the Commission by Applicant, Edson Express, Inc., by Edward T. Lyons, Jr., Attorney.

The Commission has carefully considered Application for Rehearing and Reply filed herein, and each and every allegation thereof, and is of the opinion and finds taht said Application for Rehearing should be denied.

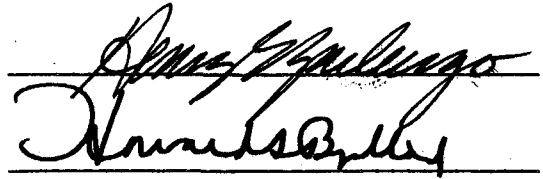
O R D E R

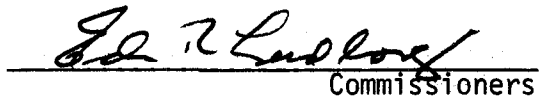
THE COMMISSION ORDERS:

That Application for Rehearing filed with the Commission by Protestant Overland Motor Express, Inc., doing business as "Boulder-Denver Truck Line," be, and the same hereby is, denied.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO





Commissioners

Dated at Denver, Colorado
this 20th day of December, 1967.
gh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
C. H. PHILLIPS AND JAMES E. PHILLIPS)
DOING BUSINESS AS "PHILLIPS TRUCK-)
ING," 95 STATE STREET, ALAMOSA,)
COLORADO, FOR AUTHORITY TO EXTEND)
OPERATIONS UNDER PERMIT NO. B-3016.)

APPLICATION NO. 22819-PP-Extension

December 21, 1967

Appearances: Truman Stockton, Esq., Denver,
Colorado, for Transferors;
Joseph F. Nigro, Esq., Denver,
Colorado, for G & G Trucking Co.
and Gibson Truck Lines, Protestants;
Edward T. Lyons, Jr., Esq., Denver,
Colorado, for Groendyke Transport,
Inc., H. M. Popp Truck Line, Inc.,
dba Petco, Inc., a division of H. M.
Popp Truck Line, Ruan Transport
Corporation and Ward Transport, Inc.,
Protestants.

PROCEDURE AND RECORD

On September 22, 1967, C. H. Phillips and James E. Phillips, doing business as "Phillips Trucking," 95 State Street, Alamosa, Colorado, filed the instant application (No. 22819-PP-Extension of their present Class "B" permit to operate as a private carrier by motor vehicle for hire in intra-state commerce for the transportation of commodities as set forth in the application. On November 2, 1967, a protest on behalf of Groendyke Transport, Inc., H. M. Popp Truck Line, Inc., dba Petco, Inc., a Division of H. M. Popp Truck Line, Ruan Transport Corporation and Ward Transport, Inc. to the instant application was filed. On November 9, 1967 a protest was filed by G & G Trucking Co. to the instant application.

On October 18, 1967, the Commission, pursuant to law, designated Robert L. Pyle as an Examiner for the purpose of conducting the hearing on the instant application. After due and proper notice, the application was heard by said Examiner in the Hearing Room of the Commission, 532 State

Services Building, 1525 Sherman Street, Denver, Colorado, at 10 a.m. on November 16, 1967. On December 15, 1967, the said Examiner, pursuant to the provisions of 1963 CRS 115-6-9 (2), transmitted to the Commission the record and exhibits of the proceeding together with a written statement of his Findings of Fact and Conclusions.

The Commission has now given careful consideration to the record and exhibits of the proceeding as well as the Findings of Fact and Conclusions submitted by the Examiner. These Findings of Fact and Conclusions read as follows:

FINDINGS OF FACT

From the testimony, records and file herein, your Examiner finds as fact, that:

1. Applicants herein presently hold authority under Permit No. B-3016, description of which is attached hereto. This authority has been under surveillance by the Enforcement Division over the past several months.
2. Applicants have applied for an extension to the authority under Permit No. B-3016 to authorize the transportation of petroleum products, in bulk, in tank vehicles, from La Junta, Fountain and Denver, Colorado, and points within five miles of each, to points in Alamosa, Conejos and Rio Grande Counties, Colorado, for the account of Alamosa Co-op only.
3. Applicants have duly and properly applied for said extension to Permit No. B-3016.
4. Applicants have sufficient equipment (see Exhibit 3), ample experience and net worth (see Exhibits No. 1 and 2), all of which are ample and suitable for operation of the authority sought herein.
5. Applicants are familiar with the rules and regulations of the Public Utilities Commission; however, and as a specific finding of fact, Applicants have in the past failed to abide by said rules and regulations.
6. Applicants have or will make adequate provision for insurance.
7. The proposed operation would impair the efficient public service of protestant common carriers who are adequately serving the same territory over the same general route or routes.
8. Protestants, by reason of their following Certificates, hold conflicting authority:

G & G Trucking Co.	PUC No. 353
Gibson Truck Lines	PUC No. 1646
Ruan Transport Corp	PUC No. 1515 & I

Ward Transport Inc. PUC No. 1497 & I
Groendyke Transport Inc. PUC No. 1873 & I
Petco, Inc., Division of
H. M. popp PUC No. 6742 & I

9. Protestants presently render a transportation service which is entirely suitable and adequate in the area which Applicants propose to serve under this extension as applied for.
10. Applicants, by their actions, have made flagrant abuse of this authority and are operating the motor vehicles contrary to the rules and regulations of this Commission as well as the statutes of the State of Colorado and were doing so at the time of this hearing.
11. There is no particular present or future need for the service herein applied for and the granting of this extension would not be in the best interests of the transportation industry or the public.
12. The application should be denied.

CONCLUSIONS

That the Commission make and enter its Order denying the application. Pursuant to the provisions of 1963 CRS 115-6-9(2), the Commission now specifically adopts the Findings of Fact and Conclusions of such Examiner as hereinabove set forth, and pursuant thereto,


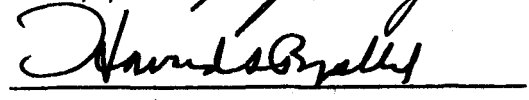
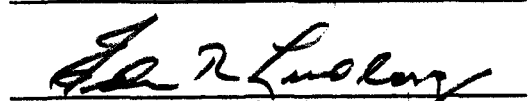
O R D E R

THE COMMISSION ORDERS:

That Application No. 22819-PP-Extension should be, and hereby is, denied.

This Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 21st day of December, 1967

et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)
CERTIFICATE NO. 641 & I)
By: BEMAN MOTORS TRANSPORTATION, INC.)
EAST HIGHWAY 50)
ROCKY FORD, COLORADO 81067)
Respondent)

CASE No. 116-T
SUPPLEMENTAL ORDER

December 20, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

It appearing that the above named respondent has failed to file annual report as required by law and the Rules and Regulations of the Commission and, in addition, has failed -- after receiving proper notice -- to appear before the Commission on the date as previously ordered by the Commission to show cause why the above captioned and numbered operating rights should not be revoked and cancelled, the Commission states and finds that the herein involved operating rights should be revoked and cancelled as set forth in the Order following.

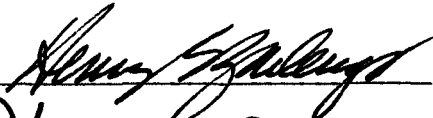

O R D E R

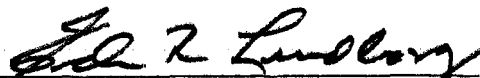
THE COMMISSION ORDERS:

That the above captioned and numbered operating rights be, and the same hereby are, revoked and cancelled, effective five days from the date of this Order.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado, this
20th day of December, 1967. av

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION)	
OF L. J. ASHFORD, JR., DOING BUSINESS)	
AS "ASHFORD AVIATION," AND/OR ASHFORD)	
AVIATION, INC., MUNICIPAL AIRPORT,	)	<u>APPLICATION NO. 22875-Transfer</u>
LONGMONT, COLORADO, FOR AUTHORITY TO)	
TRANSFER PUC NO. AC-36 TO LONGMONT)	
AVIATION, INC., MUNICIPAL AIRPORT,)	
LONGMONT, COLORADO.)	

December 21, 1967

Appearances: Wm. O. Perry, Esq., Denver, Colorado,
for Transferor;
Robert M. Perry, President of Longmont
Aviation, Inc., the Transferee;
Ray Wilson, Denver, Colorado,
of the Staff of the Commission.

PROCEDURE AND RECORD

On October 18, 1967, L. J. Ashford, Jr., doing business as "Ashford Aviation," and/or Ashford Aviation, Inc., Municipal Airport, Longmont, Colorado, and Longmont Aviation, Inc., Municipal Airport, Longmont, Colorado, filed the instant joint application (No. 22875-Transfer) seeking authority from the Commission to transfer Certificate of Public Convenience and Necessity No. AC-36 from L. J. Ashford, Jr. to Longmont Aviation, Inc.

On November 3, 1967, the Commission, pursuant to law, designated Robert L. Pyle as an Examiner for the purpose of conducting the hearing on the instant application. After due and proper notice, the Application was heard by said Examiner in Hearing Room "A" of the Commission, 534 State Services Building, 1525 Sherman Street, Denver, Colorado, at 10 a.m. on December 7, 1967. On December 15, 1967, the said Examiner, pursuant to the provisions of 1963 CRS 115-6-9 (2) transmitted to the Commission the record of the proceeding together with a written statement of his Findings of Fact and Conclusions. The

record transmitted by the Hearing Examiner establishes that no one appeared to protest the granting of the application.

The Commission has now given careful consideration to the record of the proceeding as well as the Findings of Fact and Conclusions submitted by the Examiner. These Findings of Fact and Conclusions read as follows:

FINDINGS OF FACT

From the testimony, records and file herein, your Examiner finds as fact, that:

1. Transferor herein is the present owner and operator of PUC No. AC-36, which he has in the past continually operated and which presently is in good standing before the Commission. Description of said authority is attached hereto.
2. Transferee, Longmont Aviation, Inc., is a Colorado corporation duly organized and existing under the laws of the State of Colorado.
3. Transferee corporation holds no previously granted authority from this Commission.
4. Applicants have duly and properly applied for the transfer.
5. Applicants have entered into an Agreement for the transfer of PUC No. AC-36, the consideration for the transfer is \$2,500, and the Certificate is free and clear of any debts, encumbrances or obligations.
6. Transferee corporation has the following equipment:
 - 1964 Mooney Super 21
 - 1967 Piper PA 28
 - 1966 Cessna Skylane

The corporation has 24 years of experience and has a net worth of \$29,000, all of which are ample and suitable for operation of the authority applied for herein.

7. Transferee corporation is familiar with the rules and regulations of the Public Utilities Commission and, if this application is granted, will abide by said rules and regulations, as well as safety requirements of the Commission and has or will make adequate provision for insurance.
8. If this transfer is approved, Transferee corporation intends to and will engage in bona fide air carrier operations under the operating rights set forth herein.
9. The transfer is compatible with the public interest and should be granted.

CONCLUSIONS

That the Commission make and enter its Order authorizing L. J. Ashford, Jr., doing business as "Ashford Aviation," and/or Ashford Aviation, Inc., to transfer all of his rights, title and interest in and to Certifi-

PUC No. AC-36 to Longmont Aviation, Inc., a Colorado corporation; description of said authority to remain in its present form.

Pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission now specifically adopts the Findings of Fact and Conclusions of such Examiner as hereinabove set forth, and pursuant thereto,

O R D E R

THE COMMISSION ORDERS:

That L. J. Ashford, Jr., doing business as "Ashford Aviation," and/or Ashford Aviation, Inc., Longmont, Colorado, be, and hereby is, authorized to transfer all rights, title, and interest in and to PUC No. AC-36 to Longmont Aviation, Inc., Longmont, Colorado, subject to encumbrances, if any, against said authority approved by this Commission.

That henceforth the full and complete authority under PUC No. AC-36 shall be as follows, to-wit:

"Transportation, by airplane, of passengers and property, not on schedule, from Longmont, Colorado, on the one hand, to all points within the State of Colorado, and from any point within the State of Colorado to Longmont, Colorado, base of operations to be restricted to Longmont, Colorado, and airports within a radius of ten miles thereof.

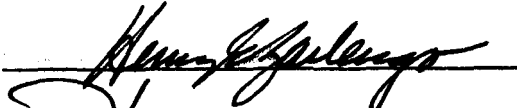
Tariffs and rates for transportation of passengers between points served by air carriers operating on schedule over fixed routes, and in competition therewith, shall be sufficiently in excess of the per-passenger effective rates of said fixed-route carriers by air so operating on schedule between said points to be non-competitive therewith."


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.

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 December, 1967

et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
ROSS AUCTION HOUSE, INC.)
123 South Cascade)
Colorado Springs, Colo. 80902)

AUTHORITY NO. PUC 3438
CASE NO. 763-H-Ins.

December 22, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On November 28, 1967, in the above entitled Case, the Commission entered its Order revoking the above authority for failure to maintain effective insurance on file with the Commission.

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

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

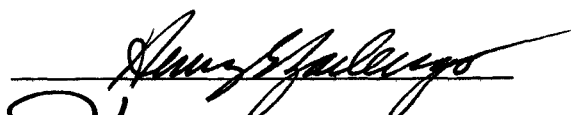
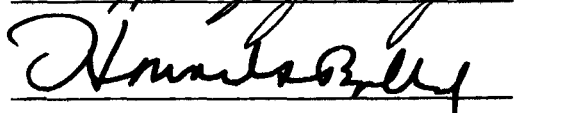

O R D E R

THE COMMISSION ORDERS:

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

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado, this
22nd day of December, 1967 .

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
WILLIAM J. SHAFFER, JR., 8600 CEDAR)
LANE, WESTMINSTER, COLORADO, FOR A)
CLASS "B" PERMIT TO OPERATE AS A)
PRIVATE CARRIER BY MOTOR VEHICLE FOR)
HIRE.)

APPLICATION NO. 22910-PP

December 22, 1967

Appearances: William J. Shaffer, Jr., West-
minster, Colorado, pro se.

PROCEDURE AND RECORD

On November 9, 1967, William J. Shaffer, Jr., 8600 Cedar Lane, Westminster, Colorado, filed the instant application (No. 22910-PP) for a Class "B" permit to operate as a private carrier by motor vehicle for hire in intrastate commerce for the transportation of commodities as set forth in the application.

On November 16, 1967, the Commission, pursuant to law, designated Robert L. Pyle as an Examiner for the purpose of conducting the hearing on the instant application. After due and proper notice, the Application was heard by said Examiner in the Hearing Room of the Commission, 532 State Services Building, 1525 Sherman Street, Denver, Colorado, at 10 a.m. on December 15, 1967. On December 15, 1967, the said Examiner, pursuant to the provisions of 1963 CRS 115-6-9 (2), transmitted to the Commission the record of the proceeding together with a written statement of his Findings of Fact and Conclusions. The record transmitted by the Hearing Examiner establishes that no one appeared to protest the granting of the application.

The Commission has now given careful consideration to the record of the proceeding as well as the Findings of Fact and Conclusions submitted by the Examiner. These Findings of Fact and Conclusions read as follows:

FINDINGS OF FACT

From the testimony, records and file herein, your Examiner finds as fact, that:

1. The Applicant does not hold previously granted authority from this Commission.
2. Applicant has duly and properly applied for a Class "B" Permit for:

"Transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of 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, to homes and small construction jobs within a radius of 100 miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of 100 miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of 100 miles of said pits and supply points; provided, however, that the transportation of road-surfacing materials shall be restricted against the use of tank vehicles; also transportation of farm products (excluding livestock, bulk milk and dairy products) from point to point in Weld, Larimer, Morgan, Logan, Adams, and Boulder Counties, State of Colorado."
3. Applicant has the following equipment:
 - 1 1959 International Tractor with Dump Trailer
 - 1 Grain Trailerand 6 years of experience in related fields, all of which are ample and suitable for the operation of this authority.
4. Applicant has a net worth of \$10,000 and, therefore, the financial standing of the Applicant has been satisfactorily established.
5. Applicant is familiar with the rules and regulations of the Public Utilities Commission and, if this application is granted, will abide by said rules and regulations as well as the safety requirements of the Commission. Further, Applicant has or will make adequate provision for insurance.
6. There is a present and special need for the service and, if this application is granted, Applicant will enter into special carriage contracts with customers to perform services thereunder.
7. The proposed operation will not impair the efficient public service of any authorized common carrier adequately serving the same territory over the same general route or routes.
8. If this application is approved, the Applicant intends to and will engage in bona fide motor carrier operations under the operating rights set forth herein.

9. The granting of the authority as applied for will be in the public interest and should be granted.

CONCLUSIONS

That the Commission make and enter its Order authorizing the Applicant, William J. Shaffer, Jr., to operate as a Class "B" private carrier by motor vehicle for hire with authority to transport the following designated commodities within the territory or area described:

"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, to homes and small construction jobs within a radius of 100 miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of 100 miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of 100 miles of said pits and supply points; provided, however, that road-surfacing materials shall be restricted against the use of tank vehicles; also transportation of farm products (excluding livestock, bulk milk and dairy products) from point to point in Weld, Larimer, Morgan, Logan, Adams, and Boulder Counties, State of Colorado."

Pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission now specifically adopts the Findings of Fact and Conclusions of such Examiner as hereinabove set forth, and pursuant thereto,

ORDER

THE COMMISSION ORDERS:

That William J. Shaffer, Jr., 8600 Cedar Lane, Westminster, Colorado, be, and hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire for

"Transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of 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, to homes and small construction jobs within a radius of 100 miles of said pits and supply points; sand, gravel, dirt, stone, and refuse, from and to building construction jobs, to and from points within a radius of 100 miles of said jobs; insulrock, from pits and supply points in the State of Colorado, to roofing jobs within a radius of 100 miles of said pits and supply points; provided, however, that the transportation of road-surfacing materials be restricted against the use of tank vehicles; also transportation of farm products (excluding livestock, bulk milk and dairy products) from point to point in Weld, Larimer, Morgan, Logan, Adams, and Boulder Counties, State of Colorado;"

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

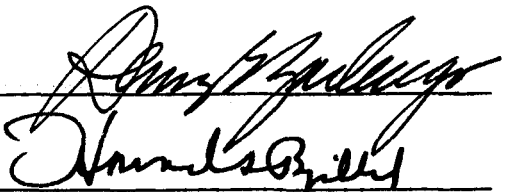
That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO





Commissioners

Dated at Denver, Colorado,
this 22nd day of December, 1967

et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
THE ROCKY MOUNTAIN WAREHOUSE)	
CORPORATION, 1863 WAZEE, DENVER,)	
COLORADO, FOR AUTHORITY TO TRANSFER)	
PUC NO. 1285 TO AAA WAREHOUSE, INC.,)	<u>APPLICATION NO. 22893-Transfer</u>
DOING BUSINESS AS "THE ROCKY)	
MOUNTAIN WAREHOUSE CORPORATION,")	
1863 WAZEE, DENVER, COLORADO.)	

December 22, 1967

Appearances: Sheldon C. Friedman, Esq., Denver,
Colorado, for Transferor and
Transferee.

PROCEDURE AND RECORD

On October 27, 1967, The Rocky Mountain Warehouse Corporation, 1863 Wazee, Denver, Colorado, and AAA warehouse, Inc., doing business as "The Rocky Mountain Warehouse Corporation," 1863 Wazee, Denver, Colorado, filed the instant joint application (No. 22893-Transfer), seeking authority from the Commission to transfer Certificate of Public Convenience and Necessity No. 1285 from The Rocky Mountain Warehouse Corporation to AAA Warehouse, Inc.

On November 17, 1967, the Commission, pursuant to law, designated Robert L.Pyle as an Examiner for the purpose of conducting the hearing on the instant application. After due and proper notice, the Application was heard by said Examiner in Hearing Room "A" of the Commission, 534 State Services Building, 1525 Sherman Street, Denver, Colorado, at 10 a.m. on December 7, 1967. On December 12, 1967, the said Examiner, pursuant to the provisions of 1963 CRS 115-6-9 (2), transmitted to the Commission the record of the proceeding together with a written statement of his Findings of Fact and Conclusions. The record transmitted by the Hearing Examiner establishes that no one appeared to protest the granting of the application.

The Commission has now given careful consideration to the record of the proceeding as well as the Findings of Fact and Conclusions submitted by the Examiner. These Findings of Fact and Conclusions read as follows:

FINDINGS OF FACT

From the testimony, records and file herein, your Examiner finds as fact, that:

1. The Transferor herein, The Rocky Mountain Warehouse Corporation, is the present owner and operator of PUC No. 1285 which it has in the past continually operated and which presently is in good standing before the Commission. Said Certificate, by Decision No. 13308, is described as follows:

"Common carrier service by motor vehicle, to, from and between points included within the corporate limits of the City and County of Denver and points not exceeding 5 miles from the corporate limits of said City and County of Denver, for the transportation of commodities generally-excluding household goods, office furniture and fixtures and moveables requiring special equipment, in the nature of a heavy haul - subject to the following restriction: (a) No service is to be rendered by applicant between Denver and Arvada, and as between all other points authorized to be served hereunder, if the operations of applicant become competitive with any established, scheduled common carrier, then in that event applicant shall charge rates for said competitive service as will be not less than twenty per cent more than the tariff on file with the Commission of such common carriers."

By Decision No. 46285, the above authority was extended to:

"Conduct of a transfer, moving, and general cartage business, from point to point within the City and County of Denver, State of Colorado."

2. The Transferee, AAA Warehouse, Inc., doing business as "The Rocky Mountain Warehouse Corporation," does not hold previously granted authority from this Commission.
3. The parties have entered into an Agreement for the transfer of Certificate PUC No. 1285 and, pursuant to said Agreement, the consideration for the transfer is \$225,000, and the Certificate is free and clear of any debts, encumbrances or obligations.
4. The Applicants have duly and properly applied for the transfer.
5. By agreement dated August 16, 1967, the Transferee will acquire equipment as shown on the Machinery and Equipment List attached to said Agreement.

Transferee has had 45 years of experience in related fields, and the equipment and experience are ample and suitable for the operation of this authority.

6. Transferee has a net worth of \$30,000 and, therefore, the financial standing of the Transferee has been satisfactorily established.
7. The Transferee is familiar with the rules and regulations of the Public Utilities Commission and, if this application is granted, will abide by said rules and regulations, as well as safety requirements of the Commission and have or will make adequate provision for insurance.
8. If this transfer is approved, the Transferee corporation intends to and will engage in bona fide motor carrier operations under the operating rights set forth herein.
9. The transfer is compatible with the public interest and should be granted.

CONCLUSIONS

That the Commission make and enter its Order authorizing The Rocky Mountain Warehouse Corporation to transfer all of its rights, title and interest in and to PUC No. 1285 to AAA Warehouse, Inc., doing business as "The Rocky Mountain Warehouse Corporation," and that said authority shall henceforth be described as follows:

- "(1) Transportation of general commodities (excluding household goods, office furniture and fixtures and commodities requiring special equipment, in the nature of a heavy haul) from point to point within a five (5) mile radius outside the City Limits of the City and County of Denver, Colorado.
- (2) The conduct of a transfer, moving and general cartage business, from point to point within the City and County of Denver, Colorado.
- (3) This certificate shall be subject to the following restrictions:
 - (a) No service shall be performed between Denver and Arvada, Colorado.
 - (b) When service is rendered under this certificate, which is in competition with a scheduled line-haul common carrier, the rates charged shall be at least twenty per cent (20%) more than the tariff on file with the Commission for such common carrier or carriers."

Pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission now specifically adopts the Findings of Fact and Conclusions of such Examiner as hereinabove set forth, and pursuant thereto,

O R D E R

THE COMMISSION ORDERS:

That The Rocky Mountain Warehouse Corporation, 1863 Wazee, Denver, Colorado, be, and hereby is, authorized to transfer all rights, title, and interest in and to PUC No. 1285 to AAA Warehouse, Inc., doing business as "The Rocky Mountain Warehouse Corporation," 1863 Wazee, Denver, Colorado, subject to encumbrances, if any, against said authority approved by this Commission.

That henceforth the full and complete authority under PUC No. 1285 shall be as follows, to-wit:

- "(1) Transportation of general commodities (excluding household goods, office furniture and fixtures and commodities requiring special equipment, in the nature of a heavy haul) from point to point within a five (5) mile radius outside the City Limits of the City and County of Denver, Colorado.
- (2) The conduct of a transfer, moving and general cartage business, from point to point within the City and County of Denver, Colorado.
- (3) This certificate shall be subject to the following restrictions:
 - (a) No service shall be performed between Denver and Arvada, Colorado.
 - (b) When service is rendered under this certificate, which is in competition with a scheduled line-haul common carrier, the rates charged shall be at least twenty percent (20%) more than the tariff on file with the Commission for such common carrier or carriers."

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.

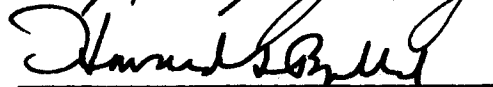
The tariff of rates, rules and regulations of transferor shall, upon proper adoption notice, become and remain those of transferee until changed according to law and the rules and regulations of the Commission.


The right of transferee to operate under this Order shall depend upon the prior filing of the Annual Report by transferor herein, covering the operations under said certificate up to the time of transfer of said certificate.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO







Commissioners

Dated at Denver, Colorado,
this 22nd day of December, 1967
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
JESS W. BLIVIN, DOING BUSINESS AS)
"PAT BLIVIN," 1053 SOUTH GRANT,)
WRAY, COLORADO, FOR AUTHORITY TO)
TRANSFER PERMIT NO. B-1351 AND)
PERMIT NO. B-1351-I TO MAURICE M.)
GUINN, VERNON, COLORADO.)

APPLICATION NO. 22861-PP-Transfer

December 22, 1967

Appearances: Jess W. Blivin, doing business as
"Pat Blivin," Wray, Colorado,
the Transferor;
Maurice M. Guinn, Vernon, Colorado,
the Transferee.

PROCEDURE AND RECORD

On October 2, 1967, Jess W. Blivin, doing business as "Pat Blivin," 1053 South Grant, Wray, Colorado, and Maurice M. Guinn, Vernon, Colorado, filed the instant joint application (No. 22861-PP-Transfer) with this Commission seeking authority to transfer Permit No. B-1351 and Permit No. B-1351-I from Jess W. Blivin to Maurice M. Guinn.

On October 18, 1967, the Commission, pursuant to law, designated Robert L. Pyle as an Examiner for the purpose of conducting the hearing on the instant application in the Hearing Room of the Commission on November 17, 1967. Applicants failed to appear at said time and place. By Decision No. 70463 dated November 24, 1967, the hearing was re-set for hearing on December 11, 1967 at 2 p.m. in Hearing Room "A" of the Commission, 534 State Services Building, 1525 Sherman Street, Denver, Colorado, where at said time and place the hearing was held. On December 14, 1967, the said Examiner, pursuant to the provisions of 1963 CRS 115-6-9 (2), transmitted to the Commission the record of the proceeding together with a written statement of his Findings of Fact and Conclusions. The record transmitted by the Hearing Examiner establishes that no one appeared to protest the granting of the application.

The Commission has now given careful consideration to the record of the proceeding as well as the Findings of Fact and Conclusions submitted by the Examiner. These Findings of Fact and Conclusions read as follows:

FINDINGS OF FACT

From the testimony, records and file herein, your Examiner finds as fact, that:

1. The Transferor herein, Jess W. Blivin, doing business as "Pat Blivin," is the present owner and operator of Permit No. B-1351 and Permit No. B-1351-I which he has in the past continually operated and which presently is in good standing before the Commission. Said Permits by Decision No. 52247, is described as follows:

"Transportation of: (a) farm products, including livestock, from an area extending ten miles north of Wray, east thereof to the Colorado-Nebraska State Line, south to Idalia, and west to Eckley, to shipping points and elevators at Wray and Laird, Colorado; (b) farm supplies, from towns in the above-described area, to farmers residing in said area; (c) livestock, from and to points in said area and the Colorado-Nebraska-Kansas State Line, to and from Denver and sales barns at Wray, Yuma, and Holyoke, Colorado; (d) cement, from Boettcher, and plaster from LaPorte, to Wray, Colorado; building materials and feed in truck-load-lots, from Denver, and plaster from Loveland, to points in the area described in sub-paragraph (a) supra; livestock from Yuma, Colorado, to Denver, Colorado, for one customer, only, to-wit: Noah Muller, and feed for livestock and poultry from Denver, Colorado, to Yuma, Colorado, for one customer, only, to-wit: Sunland Mills, of Denver, Colorado; livestock, in interstate commerce, from and to points within a radius of 150 miles of Wray, Colorado, to and from the Colorado State Line within said radius, subject to the provisions of the Federal Motor Carrier Act of 1935, as amended, all foregoing service to be limited to the use of one truck, and no additional customers to be added without prior permission from this Commission; feeds, from Denver, Colorado, to Yuma, Colorado, for Bartlett and Company, said service to be limited to the use of one vehicle."

2. Transferee herein, Maurice M. Guinn, does not hold previously granted authority from this Commission.
3. The parties have entered into an Agreement for the transfer of Permit No. B-1351 and Permit No. B-1351-I and, pursuant to said Agreement, the consideration for the transfer is \$3,000, and the Permits are free and clear of any debts, encumbrances or obligations.
4. The Applicants have duly and properly applied for the transfer.

5. Transferee has a 1967 International with a 1955 American Stock Trailer and a 1951 Loadcraft Grain Trailer, twenty years of experience in related fields, and has a net worth of \$12,000 all of which are ample and suitable for operation of the authority applied for herein.
6. Transferee is familiar with the rules and regulations of the Public Utilities Commission and, if this application is granted, will abide by said rules and regulations, as well as safety requirements of the Commission and has or will make adequate provision for insurance.
7. If this transfer is approved, the Transferee intends to and will engage in bona fide motor carrier operations under the operating rights set forth herein.
8. The transfer is compatible with the public interest and should be granted.

CONCLUSIONS

That the Commission make and enter its Order authorizing Jess W. Blivin, doing business as "Pat Blivin," to transfer all of his rights, title and interest in and to Permit No. B-1351 and Permit No. B-1351-I to Maurice M. Guinn, and that said authority shall henceforth be described as follows:

- "(1) Transportation of farm products to shipping points and elevators starting at Eckley, thence north eight (8) miles; thence east to the Colorado-Nebraska State Line; thence south along the Colorado-Nebraska-Kansas State Line a distance of thirty-six (36) miles; thence west through Idalia a distance of twenty-four (24) miles; thence north to the point of beginning.
- (2) Transportation of farm supplies from towns in above-described area to farms within said area.
- (3) Transportation of livestock from and to points in said area to and from Denver, Colorado and the sales barns located in Wray, Yuma and Holyoke, Colorado.
- (4) Transportation of cement from Boettcher, Colorado and plaster from La Porte, Colorado to Wray, Colorado.
- (5) Transportation of building materials from Denver to points within the above-described area. (Paragraph one)
- (6) Transportation of plaster from Loveland, Colorado to points in the above-described area. (Paragraph One)
- (7) Transportation of livestock from Yuma, Colorado to Denver, Colorado for one customer, only, viz., Noah Muller.
- (8) Transportation of livestock and poultry feed from Denver to Yuma, Colorado for the following customers, only, viz.: Sunland Mills of Denver, Colorado and Bartlett & Co., limited to the use of one vehicle.
- (9) The transportation of all commodities 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."

Pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission now specifically adopts the Findings of Fact and Conclusions of such Examiner as hereinabove set forth, and pursuant thereto,

O R D E R

THE COMMISSION ORDERS:

That Jess W. Blivin, doing business as "Pat Blivin," 1053 South Grant, Wray, Colorado, be, and hereby is, authorized to transfer all rights, title, and interest in and to Permit No. B-1351 and Permit No. B-1351-I to Maurice M. Guinn, Vernon, Colorado, subject to encumbrances, if any, against said authority approved by this Commission.

That henceforth the full and complete authority under Permit No. B-1351 and Permit No. B-1351-I shall be as follows, to-wit:

- "(1) Transportation of farm products to shipping points and elevators starting at Eckley, thence north eight (8) miles; thence east to the Colorado-Nebraska State Line; thence south along the Colorado-Nebraska-Kansas State Line a distance of thirty-six (36) miles; thence west through Idalia a distance of twenty-four (24) miles; thence north to the point of beginning.
- (2) Transportation of farm supplies from towns in above-described area to farms within said area.
- (3) Transportation of livestock from and to points in said area to and from Denver, Colorado and the sales barns located in Wray, Yuma and Holyoke, Colorado.
- (4) Transportation of cement from Boettcher, Colorado and plaster from La Porte, Colorado to Wray, Colorado.
- (5) Transportation of building materials from Denver to points within the above-described area. (Paragraph One)
- (6) Transportation of plaster from Loveland, Colorado to points in the above-described area. (Paragraph One)
- (7) Transportation of livestock from Yuma, Colorado to Denver, Colorado for one customer, only, viz., Noah Muller.
- (8) Transportation of livestock and poultry feed from Denver to Yuma, Colorado for the following customers, only, viz.: Sunland Mills of Denver, Colorado and Bartlett & Co., limited to the use of one vehicle.
- (9) The transportation of all commodities between all points in Colorado and the Colorado State Boundary lines where all highways cross same in interstate commerce only, subject to the provisions of the Federal Motor Carrier Act of 1935, as amended."

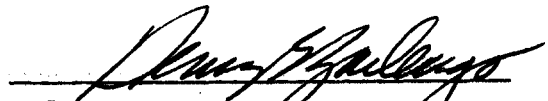
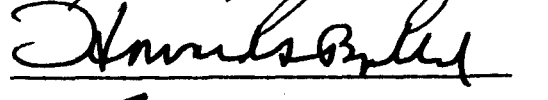

That said transfer shall become effective only if and when, but not before, said transferor and transferee, in writing, have advised the Commission that said permit has been formally assigned, and that said parties have accepted, and in the future will comply with, the conditions and requirements of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

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 22nd day of December, 1967
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)
CERTIFICATE NO. 4748)
BY: BROOMFIELD TRANSPORTATION COMPANY)
P.O. BOX 73)
BOULDER, COLORADO 80020)
Respondent)

CASE No. 132-T
SUPPLEMENTAL ORDER

December 21, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

It appearing that the above named respondent has failed to file annual report for 1966, as required by law and the Rules and Regulations of the Commission and, in addition, has failed -- after receiving proper notice -- to appear before the Commission on the date as previously ordered by the Commission to show cause why the above captioned and numbered operating rights should not be revoked and cancelled, the Commission states and finds that the herein involved operating rights should be revoked and cancelled as set forth in the Order following.

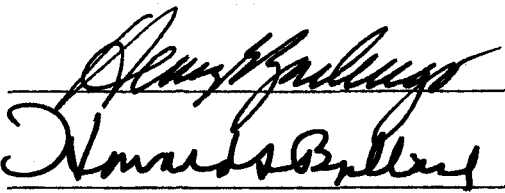
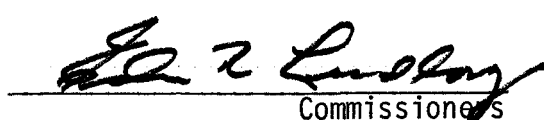
O R D E R

THE COMMISSION ORDERS:

That the above captioned and numbered operating rights be, and the same hereby are, revoked and cancelled, effective five days from the date of this Order.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

Dated at Denver, Colorado, this
21st day of December, 1967. av

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)
CERTIFICATE NO. 6112)
BY: CANON VEGETABLE GROWERS)
P. O. BOX 191)
FLORENCE, COLORADO 81226)
Respondent)

CASE NO. 135-T
SUPPLEMENTAL ORDER

December 21, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

It appearing that the above named respondent has failed to file Annual Report for the year 1966, as required by law and the Rules and Regulations of the Commission and, in addition, has failed -- after receiving proper notice -- to appear before the Commission on the date as previously ordered by the Commission to show cause why the above captioned and numbered rights should not be revoked and cancelled, the Commission states and finds that the herein involved operating rights should be revoked and cancelled as set forth in the Order following.

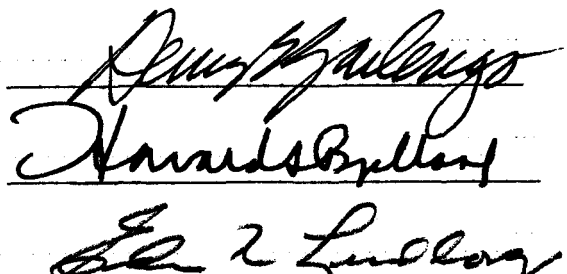
ORDER

THE COMMISSION ORDERS:

That the above captioned and numbered operating rights be, and the same hereby are, revoked and cancelled, effective five days from the date of this Order.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado, this
21st day of December, 1967. av

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS UNDER)
CERTIFICATE NO. 5713)
BY: CRESTED BUTTE STAGE LINES)
CRESTED BUTTE,)
COLORADO 81224)
Respondent)

CASE No. 133-T
SUPPLEMENTAL

December 21, 1967

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

It appearing that the above named respondent has failed to file Annual Report for the calendar year 1966 as required by law and the Rules and Regulations of the Commission and, in addition, has failed -- after receiving proper notice -- to appear before the Commission on the date as previously ordered by the Commission to show cause why the above captioned and numbered operating rights should not be revoked and cancelled, the Commission states and finds that the herein involved operating rights should be revoked and cancelled as set forth in the Order following.


O R D E R

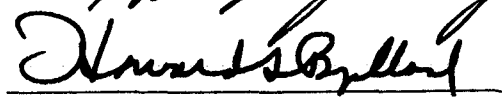
THE COMMISSION ORDERS:

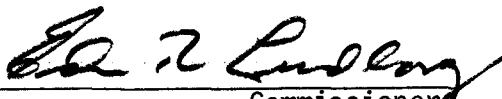
That the above captioned and numbered operating rights be, and the same hereby are, revoked and cancelled, effective five days from the date of this Order.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO






Commissioners

Dated at Denver, Colorado, this
21st day of December, 1967. av