

(Decision No. 71350)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
COLORADO CARTAGE COMPANY, INC., A)
COLORADO CORPORATION, 5275 QUEBEC)
STREET, DENVER, COLORADO, FOR)
AUTHORITY TO TRANSFER PUC NO. 26 AND)
PUC NO. 26-I TO EDSON EXPRESS, INC.,)
A COLORADO CORPORATION, 1270 BOSTON,)
LONGMONT, COLORADO.)

APPLICATION NO. 22755-Transfer
SUPPLEMENTAL ORDER

May 28, 1968

Appearances: Truman A. Stockton, Esq., Denver,
Denver, Colorado, for Applicants;
Edward T. Lyons, Jr., Esq., Denver,
Colorado, for Edson Express, Inc.;
Dalton O. Ford, Denver, Colorado, of
the Staff of the Commission.

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On October 10, 1967, the Commission entered Decision No. 70216 in the above-entitled matter authorizing Colorado Cartage Company, Inc., a Colorado corporation to transfer PUC No. 26 and PUC No. 26-I to Edson Express, Inc., a Colorado corporation. Said decision further provided that the Transferor, Colorado Cartage Company, Inc., file with the Commission and otherwise process to a conclusion an application to clarify and redescribe the authorities being retained by it, and that the Transferee, Edson Express, Inc., file with the Commission and otherwise process to a conclusion an application to clarify and redescribe the authority contained under PUC No. 26 and PUC No. 26-I within six months of the effective date of this Order.

The Commission has received written communication from counsel herein requesting an extension of time within which these applications for clarification may be filed to and including June 15, 1968.

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 herein Transferor and Transferee be, and hereby are, granted an extension of an additional period of time with which to file the applications for clarifications as set forth in Decision No. 70216, to and only until June 15, 1968.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

COMMISSIONER HOWARD S. BJELLAND
NECESSARILY ABSENT AND NOT
PARTICIPATING

Dated at Denver, Colorado,
this 28th day of May, 1968
et

(Decision No. 71351)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
THE WILDERNESS TRANSIT COMPANY, A)
COLORADO CORPORATION, P. O. BOX 577,)
CRAIG, COLORADO, FOR A CERTIFICATE OF)
PUBLIC CONVENIENCE AND NECESSITY)
AUTHORIZING EXTENSION OF OPERATIONS)
UNDER PUC NO. 3046.)

APPLICATION NO. 22676-Extension

May 28, 1968

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

By the above-styled application, Applicant herein sought a certificate of public convenience and necessity authorizing extension of operations under PUC No. 3046.

The Commission has now been advised by Worth F. Shrimpton, Attorney for the Applicant that Applicant no longer desires 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. 22676-Extension be, and the same hereby is, dismissed.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

COMMISSIONER HOWARD S. BJELLAND
NECESSARILY ABSENT AND NOT PARTICIPATING

Dated at Denver, Colorado,
this 28th day of May, 1968

et

PUC

(Decision No. 71352)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
HARLEY I. KEETER, JR., DOING BUSINESS)
AS "HARLEY KEETER TRUCKING," 6379)
VALMONT, BOULDER, COLORADO.)

PUC NO. 4660-I

May 28, 1968

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a communication from the above-styled certificate-holder requesting authority to remove the trade name of "Harley Keeter Trucking," in the conduct of operations under PUC No. 4660-I.

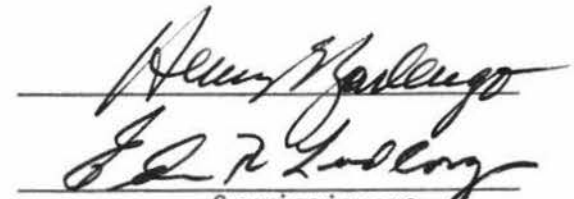
The Commission states and finds that said request is compatible with the public interest and should be granted as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That Harley I. Keeter, Jr., doing business as "Harley Keeter Trucking," be, and hereby is, authorized to conduct operations under the name and style of Harley I. Keeter, Jr., in the conduct of operations under PUC No. 4660-I, and that the Secretary of the Commission be, and hereby is, directed to change the records of the Commission to reflect the same.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

COMMISSIONER HOWARD S. BJELLAND
NECESSARILY ABSENT AND NOT PARTICIPATING

Dated at Denver, Colorado,
this 28th day of May, 1968
et

(Decision No. 71353)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
EDMOND M. STONE, ROBERT M. STONE, AND)
KEITH E. STONE, DOING BUSINESS AS)
"BOB STONE CORDAGE COMPANY," 11TH AND)
AUBURN, CHARLTON, IOWA, FOR AUTHORITY)
TO TRANSFER INTERSTATE OPERATING)
RIGHTS TO ROBERT M. STONE, KEITH E.)
STONE AND DONALD McELVAIN, DOING)
BUSINESS AS "BOB STONE CORDAGE)
COMPANY," 11TH AND AUBURN, CHARITON,)
IOWA.)

PUC NO. 6100-I-Transfer

May 28, 1968

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Edward M. Stone, Robert M. Stone, and Keith E. Stone, doing business as "Bob Stone Cordage Company," heretofore were granted a certificate of public convenience and necessity, being PUC No. 6100-I, authorizing operation as a common carrier by motor vehicle for hire:

Between all points in Colorado and the State
Colorado 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. 6100-I to Robert M. Stone, Keith E. Stone and Donald McElvain, doing business as "Bob Stone Cordage Company."

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 Edmond M. Stone, Robert M. Stone, and Keith M. Stone, doing business as "Bob Stone Cordage Company," be, and hereby are, authorized to transfer all their right, title and interest in and to PUC No. 6100-I -- with authority as set forth in the Statement preceding, which is made a part hereof, by reference -- to Robert M. Stone, Keith E. Stone and Donald McElvain, doing business as "Bob Stone Cordage Company," 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

COMMISSIONER HOWARD S. BJELLAND
NECESSARILY ABSENT AND NOT
PARTICIPATING

Dated at Denver, Colorado,
this 28th day of May, 1968
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE OVERFLOW PORTION (1800 CUBIC)
FEET MINIMUM CAPACITY) OF FURNITURE)
WHICH CANNOT BE LOADED FOR SHIPMENT)
IN A SINGLE MOTOR VEHICLE UNIT FROM)
LOVELAND TO DENVER)
----- }

CASE NO. 1585

June 3, 1968

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On May 9, 1968, J. R. Smith, Chief of Tariff Bureau, Colorado Motor Carriers' Association, as Agent, filed 5th Revised Page No. 211-A, 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, scheduled to become effective June 10, 1968.

In support of the changes in Item 1885 herein, the Commission is in receipt of communications from the carrier involved, dated April 11, 1968 and May 14, 1968. A history of this item follows.

Originally the publication (1964) was permitted upon an application requesting to publish on less than statutory notice, without the usual request for the prescription of the rates as minimum charges applicable to private carriage for-hire within the State of Colorado.

The carrier now states in its letter dated May 14, 1968: --

"It appears now that, to be in compliance with the Public Utilities Act and with the Rules of this Commission, the provisions of the item should be prescribed for use by all carriers holding authority to perform the service, and we hereby respectfully request that this action be taken by the Public Utilities Commission."

Since the original publication, general increases have affected this item, - a three percent increase in 1965, and also in 1967.

With the added provisions reflected on 5th Revised Page 211-A, Mr. Paul Amen, President of Denver-Loveland Transportation, Inc., states

by letter of April 11, 1968, that: --

"The justification for the aforesaid request is that we have ascertained from past experience that many shipments have been tendered to us on one bill of lading, to one consignee, weighing 13,000 pounds, which have filled two trailers to capacity. I am sure you can readily see that by computing rates using Item 1035, that we are continually losing money on the second trailer. We are certainly interested in alleviating this situation as soon as possible."

Since the rates and charges appearing in Appendix "A", together with the added provisions, attached hereto, appear to represent just, fair and reasonable rates and charges, 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 they are hereby, 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 June 10, 1968, 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) percent.

6. That on and after June 10, 1968, 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) percent.

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. That this order shall become effective forthwith.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

Commissioner Howard S. Bjelland
necessarily absent and not partic-
ipating.

Dated at Denver, Colorado, this
3rd day of June, 1968. 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)

Issued: May 8, 1968
 Effective: July 1, 1968

Effective: July 1, 1968

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.	(Except as noted in individual items)			
5th Revised Page No. 211-A					
	Furniture or Furniture			① 64'	
	Parts, all kinds, as described under the heading "Furniture Group" in the governing classification.	Loveland	Denver	② 59' ③ 54' ④ 47' ⑤ 42'	12
	① Minimum weight 10,000 pounds				
	② Minimum weight 12,000 pounds				
	③ Minimum weight 15,000 pounds				
	④ Minimum weight 18,000 pounds				
	⑤ Minimum weight 22,000 pounds				
	(Subject to Item 770)				
	/ ① A Not subject to Item No. 1035.				
1885	/ ① A When the minimum weight specified in connection with any rate cannot be loaded into a vehicle, as defined in Note 1, and legally transported therein from origin to destination, that portion of the shipment which can be loaded on said vehicle will be charged for on the basis of the minimum weight specified for the rate named. The remaining portion of the shipment will be charged for as a separate shipment.				
	NOTE 1: The term "vehicle," as used in this item, means any vehicle or combination of vehicles handled as one unit, or not less than 1800 cubic feet capacity, propelled or drawn by a single power unit and used on highways in the transportation of property. Carrier will endeavor to furnish largest vehicle available. Shipper may, at his option, refuse the vehicle tendered. Once the loading of the vehicle tendered has commenced, this provision will govern.				
	EFFECTIVE JUNE 10, 1968, on Colorado intrastate traffic.				

/ denotes addition.

A denotes increase.

Route No. 12 - Denver-Loveland Transportation, Inc.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
)
Martin Van Lines, Inc.)
1917 Penobscot Bldg.)
Detroit, Mich. 48226)
)
)
)
)
)

AUTHORITY NO. 2199-I

CASE NO. 933-H-Ins.

May 31, 1968

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On March 26, 1968 , 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.

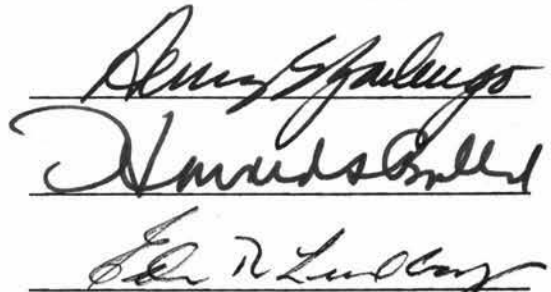
O R D E R

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
31st day of May, 1968 .
cj

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)

A World Van Service, Inc.
1917 Penobscot Building
Detroit, Mich. 48226)

AUTHORITY NO. 933-I

CASE NO. 934-H-Ins.

May 31, 1968

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On March 26, 1968 , 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.

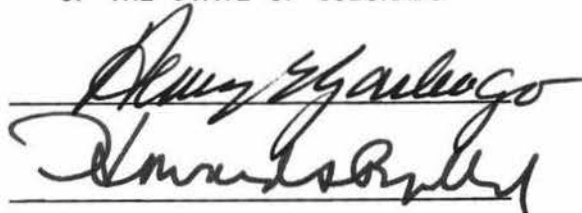
O R D E R

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

31st day of May, 1968 . cj

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE COPERATIONS OF)
CARL E. MORPHIS, 401 EAST 14TH)
RUSSELLVILLE, ARKANSAS 72801.)

PUC NO. 6036-I
PERMIT NO. M-948

May 31, 1968

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission has received a communication from the above-styled motor vehicle carrier requesting authority to change his name from C. E. Morphis to Carl E. Morphis in the conduct of operations under PUC No. 6036-I and Permit No. M-948.

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.


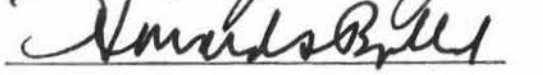

O R D E R

THE COMMISSION ORDERS:

That C. E. Morphis be, and hereby is, authorized to conduct operations under the name and style of Carl E. Morphis in the conduct of operations under PUC No. 6036-I and Permit No. M-948, 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 31st day of May, 1968
et

(Decision No. 71358)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
FRANK R. DRAGER, DOING BUSINESS AS)
"DRAGER TRANSFER AND STORAGE)
COMPANY," 105 EAST LINCOLN AVENUE,)
FORT COLLINS, COLORADO, FOR AUTHOR-)
ITY TO TRANSFER PERMIT NO. A-623 TO)
ENGLEWOOD TRANSIT COMPANY, A COLO-)
RADO CORPORATION, 1125 WEST 46TH)
AVENUE, DENVER, COLORADO.)

APPLICATION NO. 22884-PP-Transfer
SUPPLEMENTAL ORDER

May 31, 1968

Appearances: Alvin J. Meiklejohn, Jr., Esq.,
Denver, Colorado, and
T. Peter Craven, Esq., Denver,
Colorado, for Transferor and
Transferee;
John P. Thompson, Esq., Denver,
Colorado, for Edson Express, Inc.;
Denver-Laramie-Walden Truck Line,
Inc.; Denver-Loveland Transporta-
tion, Inc.; and Overland Motor
Express, Inc., d/b/a Boulder-Denver
Truck Line, Protestants;
Lloyd C. Espinosa, Denver, Colorado,
of the Staff of the Commission.

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On February 9, 1968, the Commission entered Decision No. 70863 in the above-entitled matter, and on page 5 of said Decision prescribed a definition of the term "customer."

On May 21, 1968, the Commission entered Decision No. 71333 setting for hearing Petition filed with the Commission by the Contract Carriers Conference of the Colorado Motor Carriers' Association, A. T. Burbridge Truck, Inc. and Bill Clark Truck Line, Inc.

On May 22, 1968, "Petition to Rescind, Alter or Amend Decision No. 70863," was also filed with the Commission by Franch Transportation Co., Inc., doing business as "John Bunning Transfer Co.," Ephraim Freightways, Inc. and Thacker Bros. Transportation, Inc. by their attorneys, Stockton and Lewis.

The Commission has carefully considered said second Petition and states and finds that said Petition should be set for hearing at the same time and place as the previous Petition as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

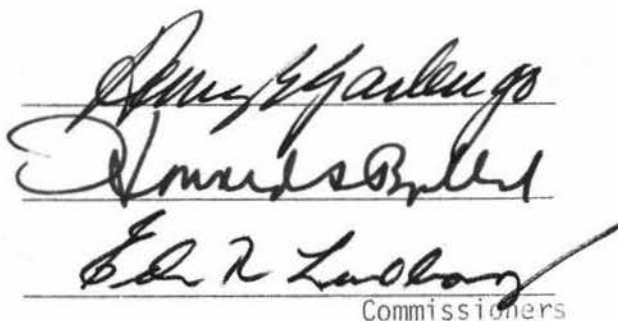
That Petition filed with the Commission herein filed with the Commission by Franch Transportation Co., Inc., doing business as "John Bunning Transfer Co.," Ephraim Freightways, Inc. and Thacker Bros. Transportation, Inc. by their Attorneys Stockton and Lewis, be, and the same hereby is, set for hearing as follows:

Date: June 21, 1968

Time: 10:00 o'clock A.M.

Place: 507 Columbine Building
1845 Sherman Street
Denver, Colorado

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 31st day of May, 1968.
ls

(Decision No. 71359)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
WESTERN AVIATION, INC., BOX 1415,)
STERLING, COLORADO, FOR AUTHORITY TO)
TRANSFER PUC NO. AC-11 TO STERLING)
AIR SERVICE, INC., STERLING-LOGAN)
COUNTY AIRPORT, STERLING, COLORADO.)

APPLICATION NO. 23118-Transfer

May 31, 1968

Appearances: Charles H. Sandhouse, Esq.,
Sterling, Colorado, for
Applicants;
Raymond Wilson, Denver, Colo-
rado, of the Staff of the
Commission.

STATEMENT OF PROCEDURE AND RECORD

BY THE COMMISSION:

On April 3, 1968, the above-entitled application was filed re-
questing authority to transfer Certificate PUC No. AC-11.

After due and proper notice to all interested persons, firms or
corporations, the application was heard by William D. Mitchell -- duly
designated by the Commission as an Examiner for the purpose of conducting the
hearing on said application -- who, pursuant to the provisions of 1963 CRS
115-6-9 (2), has transmitted to the Commission the record and exhibits of the
instant proceeding together with a written statement of his Findings of Fact
and Conclusions.

The record transmitted by the Examiner discloses that no one
appeared at the hearing to intervene or to protest the granting of authority
as requested.

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

Specifically, the submitted Examiner's Findings of Fact and
Conclusions read as follows, to-wit:

EXAMINER FINDINGS OF FACT

1. Transferor herein is the present owner and operator of AC-11, which is the subject of this proceeding.
2. This authority has been continually operated in the past and is presently in good standing with the Commission.
3. Transferee herein is a Colorado corporation, duly organized and existing under the laws of the State of Colorado.
4. Transferee herein holds no previously granted authority from this Commission.
5. The parties have entered into an Agreement to transfer the operating authority and the consideration to be paid is fair and reasonable.
6. The Certificate is free and clear of any debts, encumbrances or obligations.
7. The chief corporate officers, as well as other employees of the applicant, 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 has or will make adequate provision for insurance.
8. If this transfer is approved, Transferee intends to and will engage in bona fide airplane transportation operations as set forth hereinafter under the operating rights set forth herein.
9. The transfer is compatible with the public interest and should be granted as hereinafter set forth.

EXAMINER CONCLUSIONS

That the Commission make and enter its Order authorizing Transferor to transfer all of its right, title and interest in and to AC-11 to Sterling Air Service, Inc., and that henceforth the full and complete authority under said AC-11 shall read as follows, to-wit:

"Transportation -- on call and demand -- by airplane -- of

Persons and property

Between all points in the State of Colorado.

RESTRICTION:

1. To a base of operations at Sterling, Colorado.
2. No office or branch shall be established for the purpose of soliciting or developing business at any point other than at Sterling, Colorado.
3. 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 carrier by air so operating on schedule between said points to be non-competitive therewith."

The Commission has given careful consideration to the record and exhibits in the above-entitled proceeding and to the Findings of Fact and Conclusions submitted by the Examiner. Now, therefore, pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission specifically adopts the submitted Findings of Fact and Conclusions of the Examiner, as hereinabove set forth, and, in accordance therewith, makes and enters the following Order.

O R D E R

THE COMMISSION ORDERS:

That Western Aviation, Inc., Sterling, Colorado, be, and hereby is, authorized to transfer all right, title and interest in and to Certificate AC-11, to Sterling Air Service, Inc., Sterling-Logan County Airport, Sterling, Colorado, subject to encumbrances, if any, against said authority approved by this Commission.

That henceforth the full and complete authority under PUC No. AC-11 shall read and be as follows, to-wit:

Transportation -- on call and demand -- by airplane -- of
Persons and property
Between all points in the State of Colorado.

RESTRICTION:

1. To a base of operations at Sterling, Colorado.
2. No office or branch shall be established for the purpose of soliciting or developing business at any point other than at Sterling, Colorado.
3. 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 carrier by air so operating on schedule between said points to be non-competitive therewith.

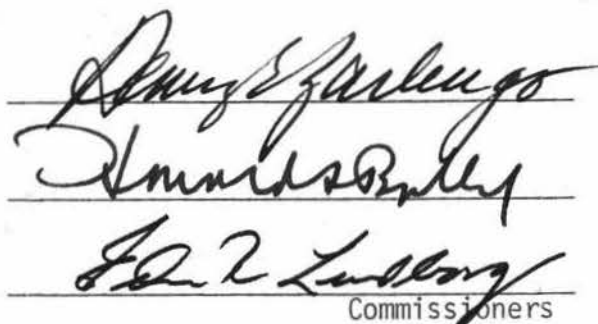
That said transfer shall become effective only if and when, but not before, said transferor and transferee, in writing, have advised the Commission that said certificate has been formally assigned, and that said parties have accepted, and in the future will comply with, the conditions

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 twenty (20) 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.

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 31st day of May, 1968.
ls

(Decision No. 71360)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
RICHARD A. ZIEBARTH AND DOROTHY L.)	
ZIEBARTH, 7000 NIAGARA, COMMERCE CITY,)	<u>APPLICATION NO. 23126-PP</u>
COLORADO, FOR A CLASS "B" PERMIT TO)	
OPERATE AS A PRIVATE CARRIER BY MOTOR)	
VEHICLE FOR HIRE.)	

May 31, 1968

Appearances: Richard A. Ziebarth and Dorothy
L. Ziebarth, Commerce City,
Colorado, pro se.

STATEMENT OF PROCEDURE AND RECORD

BY THE COMMISSION:

On April 3, 1968, the above-entitled application was filed requesting authority to operate as a Class "B" private carrier by motor vehicle for hire for the transportation service as specifically set forth in said application.

After due and proper notice to all interested persons, firms or corporations, the application was heard by William D. Mitchell -- duly designated by the Commission as an Examiner for the purpose of conducting the hearing on said application -- who, pursuant to the provisions of 1963 CRS 115-6-9 (2), has transmitted to the Commission the record and exhibits of the instant proceeding together with a written statement of his Findings of Fact and Conclusions.

The record transmitted by the Examiner discloses that no one appeared at the hearing to intervene or to protest the granting of the authority as requested.

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

Specifically, the submitted Examiner's Findings of Fact and Conclusions read as follows, to-wit:

EXAMINER FINDINGS OF FACT

1. Applicants do not hold previously granted authority from this Commission at the present time.
2. In the event authority herein sought is granted, Applicants request that said operating rights be known as "Permit No. B-6756" being the number of a permit formerly held by them.
3. Applicants have sufficient equipment, experience and net worth, 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 authority will be in the public interest and should be granted as hereinafter set forth.

EXAMINER CONCLUSIONS

1. That the Commission make and enter its Order granting the application and authorizing Applicants to operate as a private carrier by motor vehicle for hire with authority as follows:

"Transportation of

1. Sand, gravel and other road-surfacing materials used in the construction of roads and highways

From pits and supply points in the State of Colorado to road jobs, mixer and processing plants within a radius of seventy-five (75) miles of said pits and supply points;

2. Sand and gravel

From pits and supply points in the State of Colorado to railroad loading points and to homes and small construction jobs within a radius of seventy-five (75) miles of said pits and supply points;

3. Sand, gravel, dirt, stone and refuse

From and to building construction jobs, to and from points within a radius of seventy-five (75) miles of said jobs;

4. Insulrock

From pits and supply points in the State of Colorado to roofing jobs within a radius of seventy-five (75) miles of said pits and supply points;

RESTRICTION:

This Permit is restricted against the use of tank vehicles when transporting road-surfacing materials."

2. That said operating rights be known as "Permit No. B-6756," being the number of a permit formerly held by Applicants.

The Commission has given careful consideration to the record and exhibits in the above-entitled proceeding and to the Findings of Fact and Conclusions submitted by the Examiner. Now, therefore, pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission specifically adopts the submitted Findings of Fact and Conclusions of the Examiner, as hereinabove set forth, and, in accordance therewith, makes and enters the following Order.

O R D E R

THE COMMISSION ORDERS:

That Richard A. Ziebarth and Dorothy L. Ziebarth, Commerce City, Colorado, be, and hereby are, authorized to operate as a Class "B" private carrier by motor vehicle for hire for the following:

Transportation of

- (1) Sand, gravel and other road-surfacing materials used in the construction of roads and highways

From pits and supply points in the State of Colorado to road jobs, mixer and processing plants within a radius of seventy-five (75) miles of said pits and supply points.

- (2) Sand and gravel

From pits and supply points in the State of Colorado to railroad loading points and to homes and small construction jobs within a radius of seventy-five (75) miles of said pits and supply points.

- (3) Sand, gravel, dirt, stone and refuse

From and to building construction jobs, to and from points within a radius of seventy-five (75) miles of said jobs.

- (4) Insulrock

From pits and supply points in the State of Colorado to roofing jobs within a radius of seventy-five (75) miles of said pits and supply points.

RESTRICTION:

This Permit is restricted against the use of tank vehicles when transporting road-surfacing materials.

That the above Class "B" motor vehicle private carrier operations shall be designated and assigned the number "B-6756;" 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 31st day of May, 1968.
ls

(Decision No. 71361)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
WESTERN EXPRESS, INC., 2117 CLARKSON)	
CIRCLE, COLORADO SPRINGS, COLORADO,)	<u>APPLICATION NO. 23111-Transfer</u>
FOR AUTHORITY TO TRANSFER PUC NO. 6830)	
TO COLUMBINE NEWS SERVICE, INC., 665)	
KALAMATH, DENVER, COLORADO.)	

May 31, 1968

Appearances: Arthur M. Schwartz, Esq., Denver,
Colorado, for Applicants.

STATEMENT OF PROCEDURE AND RECORD

BY THE COMMISSION:

On March 28, 1968, the above-entitled application was filed requesting authority to transfer Certificate PUC No. 6830.

After due and proper notice to all interested persons, firms or corporations, the application was heard by William D. Mitchell -- duly designated by the Commission as an Examiner for the purpose of conducting the hearing on said application -- who, pursuant to the provisions of 1963 CRS 115-6-9 (2), has transmitted to the Commission the record and exhibits of the instant proceeding together with a written statement of his Findings of Fact and Conclusions.

The record transmitted by the Examiner discloses that no one appeared at the hearing to intervene or to protest the granting of the authority as requested.

Matters which were considered by the Examiner, prior to the taking of evidence on the application, have been submitted to the Commission in the following exact manner, to-wit:

"PRELIMINARY MATTERS, MOTIONS, ETC.

Application No. 23111-Transfer and Application No. 23112-PP-Transfer were heard on a joint record; however, separate Reports of Examiner are being submitted on these applications."

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

Specifically, the submitted Examiner's Findings of Fact and Conclusions read as follows, to-wit:

EXAMINER FINDINGS OF FACT

1. Transferor herein is the present owner and operator of PUC No. 6830, which is the subject of this proceeding.
2. This authority has been continually operated in the past and is presently in good standing with the Commission.
3. Transferee herein has no other authority under the corporate name and the officers of the corporation do not have other authority with the Commission.
4. The parties have entered into an Agreement to transfer the operating authority and the consideration to be paid is fair and reasonable.
5. The Certificate is free and clear of any debts, encumbrances or obligations.
6. The authority contained under PUC No. 6830 has been revised and rewritten, said revision having been approved by Transferee.
7. Transferee has sufficient equipment, experience and net worth, all of which are ample and suitable for operation of the authority sought herein.
8. Transferee's chief corporate officers, as well as other employees, 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 has or will make adequate provision for insurance.
9. If this transfer is approved, Transferee 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 as hereinafter set forth.

EXAMINER CONCLUSIONS

That the Commission make and enter its Order authorizing Transferor to transfer all of its right, title and interest in and to PUC No. 6830 to Columbine News Service, Inc., and that henceforth the full and complete authority under said PUC No. 6830, as revised and rewritten, shall read as follows, to-wit:

"1. Transportation of

Newspapers

Between Denver, Colorado and the Colorado-Kansas State Line over Interstate 70, serving all intermediate points.

2. Transportation of

Newspapers

Between Denver, Colorado and the Colorado-Kansas State Line over U. S. Highway No. 36, serving all intermediate points.

3. Transportation of

Newspapers

Between, Denver, Colorado and Limon, Colorado over Interstate No. 25 to Colorado Springs, thence over U. S. Highway No. 24 to Limon serving no intermediate points."

The Commission has given careful consideration to the record and exhibits in the above-entitled proceeding and to the Findings of Fact and Conclusions submitted by the Examiner. Now, therefore, pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission specifically adopts the submitted Findings of Fact and Conclusions of the Examiner, as hereinabove set forth, and, in accordance therewith, makes and enters the following Order.

O R D E R

THE COMMISSION ORDERS:

That Western Express, Inc., Colorado Springs, Colorado, be, and hereby is, authorized to transfer all right, title and interest in and to Certificate PUC No. 6830, to Columbine News Service, Inc., Denver, Colorado, subject to encumbrances, if any, against said authority approved by this Commission.

That henceforth the full and complete authority under PUC No. 6830 shall read and be as follows, to-wit:

Transportation of

1. Newspapers

Between Denver, Colorado and the Colorado-Kansas State Line over Interstate 70 serving all intermediate points.

2. Newspapers

Between Denver, Colorado and the Colorado-Kansas State Line over U. S. Highway No. 36 serving all intermediate points.

3. Newspapers


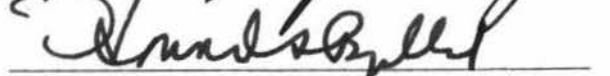
Between Denver, Colorado and Limon, Colorado over Interstate No. 25 to Colorado Springs, thence over U. S. Highway No. 24 to Limon serving no intermediate points.

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 or 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.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 31st day of May, 1968.

ls

(Decision No. 71362)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
PLATEAU NATURAL GAS COMPANY, 20)
BOULDER CRESCENT, COLORADO SPRINGS,)
COLORADO, FOR AN ORDER AUTHORIZING)
THE ISSUANCE OF \$1,000,000 PRINCIPAL)
AMOUNT OF ITS FIRST MORTGAGE BONDS.)

APPLICATION NO. 23171 - Securities

May 31, 1968

Appearances: John A. Phillips, Esq. of Phillips
& Gresham, Colorado Springs,
Colorado, for Applicant:
Girt Krumins, Esq., Denver, Colorado,
For the Staff of the Commission, and
M. R. Garrison, Denver, Colorado, of
the Staff of the Commission.

S T A T E M E N T

BY THE COMMISSION:

Pursuant to Section 115-1-4, Colorado Revised Statutes, 1963,
Plateau Natural Gas Company, a Colorado corporation, herein called "Applicant,"
filed with the Commission on May 3, 1968, its application for an order of this
Commission authorizing it to issue and sell \$1,000,000 principal amount of first
mortgage bonds to be designated and known as Applicant's First Mortgage and
Collateral Trust Bonds, Series H, due March 1, 1988, to be dated March 1, 1968,
and to bear interest at the rate of 7 1/4% per annum, payable semi-annually,
and to be issued as a new series under and to be secured by Applicant's Indenture
of Mortgage and Deed of Trust to Continental Illinois National Bank and
Trust Company of Chicago and Edward J. Friedrich, Trustees, dated as of March 1,
1956, and the indentures supplemental thereto, including a proposed Eighth
Supplemental Indenture to be dated as of March 1, 1968, hereinafter referred to
as "Series H Bonds."

The matter was set for hearing, after due notice to all interested persons, firms or corporations, on May 22, 1968, at 10 o'clock A.M., in the hearing room of the Commission, 507 Columbine Building, Denver, Colorado, and was then and there heard by Commissioner Edwin R. Lundborg. At the conclusion of the hearing, the matter was taken under advisement.

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

Testimony of Applicant's witnesses and exhibits introduced into evidence at the hearing revealed its current financial and operational status, particularly for the twelve months ending December 31, 1967, as summarized below:

Applicant is a Colorado corporation with power to purchase, transport, sell and distribute natural gas, and is a public utility operating company, subject to the jurisdiction of this Commission, engaged in the purchase, transmission, distribution and sale of natural gas to domestic, commercial, irrigation and industrial customers in Colorado, Kansas, New Mexico, Texas and Oklahoma. Applicant's principal executive offices are located in Colorado Springs, Colorado.

A copy of Applicant's Restated Articles of Incorporation, as amended, is on file with the Commission. Such Restated Articles of Incorporation, as amended, provide for an authorized capital stock of \$7,175,000 divided into 11,000 shares of 5-3/4% First Cumulative Preferred Stock of the par value of \$100 per share; 8,000 shares of 6% Convertible Cumulative Preferred Stock of 1964 of the par value of \$100 per share; 10,000 shares of 5-1/2% Convertible Cumulative Preferred Stock of 1965 of the par value of \$100 per share; 10,000 shares of 6-1/2% Convertible Cumulative Preferred Stock of 1967 of the par value of \$100 per share; 2,750 shares of 3% Convertible Cumulative Preferred stock of the par value of \$100 per share, and 3,000,000 shares of Common stock of the par value of \$1 per share. Of such authorized capital stock, Applicant has issued and there were outstanding at December 31, 1967, 11,000 shares of its 5-3/4% First Cumulative Preferred Stock, 8,000 shares of 6%

Convertible Cumulative Preferred Stock of 1964, 10,000 shares of its 5-1/2% Convertible Cumulative Preferred Stock of 1965, 4,000 shares of its 6-1/2% Convertible Cumulative Preferred Stock of 1967, 2,750 shares of 3% Convertible Cumulative Preferred stock and 1,595,249 shares of Common Stock. Of the remaining authorized but unissued Common Stock, 50,001 shares are subject to certain common stock warrants outstanding in the hands of the persons who formerly held the 5-1/2% Cumulative Preferred Stock, 275,000 shares of Common Stock are reserved for conversion of the 2,750 shares of 3% Convertible Cumulative Preferred Stock, 298,000 shares are reserved for conversion of 5-1/2% Convertible Cumulative Preferred Stock of 1965, 263,000 shares are reserved for conversion of the 8,000 shares of 6% Convertible Cumulative Preferred Stock of 1964, 132,000 shares are reserved for conversion of 6-1/2% Convertible Cumulative Preferred Stock of 1967, and 50,000 shares are subject to a Stock Option Plan heretofore adopted by the Applicant.

Applicant has heretofore issued and as of December 31, 1967, there were outstanding under, and secured by, the Indenture of Mortgage and Deed of Trust, dated March 1, 1956, as supplemented, between Applicant and Continental Illinois National Bank and Trust Company of Chicago and Edward J. Friedrich, as Trustees, \$347,000 principal amount of its 6% Series C First Mortgage and Collateral Trust Bonds, due March 1, 1981, \$3,020,000 principal amount of its 5% Series D First Mortgage and Collateral Trust Bonds, due March 1, 1983, \$1,500,000 principal amount of its 5% Series E First Mortgage and Collateral Trust Bonds, due March 1, 1984, \$3,500,000 principal amount of its 5% Series F First Mortgage and Collateral Trust Bonds, due March 1, 1985, and \$1,500,000 principal amount of its 6-1/2% Series G First Mortgage and Collateral Trust Bonds, due March 1, 1987. Applicant has issued and there were outstanding on December 31, 1967, \$1,400,000 principal amount of its 5-1/2% promissory notes, due 1968 through 1981 and \$1,400,000 principal amount of its 5-1/4% promissory notes, due 1969 through 1982. As of December 31, 1967, Applicant had outstanding \$1,700,000 of short term bank loans.

As stated above, Applicant proposes to issue and sell \$1,000,000 principal amount of Series H Bonds under and secured by the Indenture dated March 1, 1956, as supplemented, and as further supplemented by a proposed Eighth Supplemental Indenture to be dated as of March 1, 1968, in substantially the form of the Seventh Supplemental Indenture, including the Ten Year Call Provisional, on file with this Commission.

Arrangements have been made to sell the Series H Bonds at par to institutional investors at private sale as follows:

Pacific Mutual Life Insurance Company	\$500,000
Bankers Life Insurance Company of Nebraska	<u>500,000</u>
Total	\$1,000,000

The entire proceeds of the Series H Bonds will be used to retire short term bank loans.

Expenses directly allocable to the issuance and sale of the Bonds are estimated by Applicant not to exceed \$15,000 including the services of Goldman, Sachs & Co. For holding the Funds in readiness for Applicant, the lenders will charge a commitment fee of one half of one percent per annum payable from January 1, 1968 to the date the bonds are issued.

As evidence of Applicant's financial position, its balance sheet as of December 31, 1967, both actual and pro forma, were introduced into evidence as Exhibit C.

As of December 31, 1967, the total capitalization of Plateau Natural Gas Company was \$19,499,413 and consisted of total equity of \$6,832,413, including earned surplus of \$1,307,134 and long term debt of \$12,667,000 including \$2,800,000 in promissory notes. In addition there was \$1,700,000 in short term notes from banks.

Capitalization ratios excluding short term loans from banks both actual and pro forma as of December 31, 1967 were shown as follows in Exhibit F, introduced into evidence:

	<u>Actual</u>	<u>Pro Forma</u>
Mortgage bonds	50.6%	53.0%
Notes	14.4%	13.7%
Preferred stock	18.3%	17.4%
Common stock and surplus	<u>16.7%</u>	<u>15.9%</u>
	100.0%	100.0%

The addition of \$1,000,000 to long term debt, as proposed by Applicant, will increase the debt ratio from 65 percent to 66.7 percent. This was termed to be a reasonable relationship of debt to total capitalization by Applicant's witnesses for a company of this type.

As evidence of the dividends paid out by Applicant, Exhibit B was introduced showing that the only dividends paid during the years 1964 through 1967 inclusive were dividends on the several classes of preferred stock totaling \$549,854. No dividends were paid on common stock.

In support of the company's earnings position actual and pro forma, income statements for the twelve months ending December 31, 1967 were introduced as Exhibit D. Actual and pro forma revenues for the year 1967 amounted to \$8,003,509. Total operating charges both actual and pro forma totaled \$6,842,257. This figure does not include income taxes as Applicant is not in an income tax position because of various income tax benefits available to it.

The proposed financing effects the interest expense of Applicant. Interest charges for the twelve months ending December 31, 1967 amounted to \$787,676, consisting of \$644,570 of interest on long term debt and other interest of \$143,106. After the financing, interest on long term debt will amount to \$717,070 per year and other interest to \$78,106 for a total of \$795,176.

In the light of the money market at this time, the proposed financing by Plateau Natural Gas Company is on as economical a basis as could be expected for a bond issue of this size and for a natural gas company of the nature of Plateau Natural Gas Company. The proposed financing is in line with Applicant's long time policy for permanent financing and it is the opinion of its witness W. Bruce Fullerton, President of Plateau Natural Gas Company, that Applicant will be able to service the additional debt and meet the provisions of the Eighth Supplemental Indenture.

F I N D I N G S

THE COMMISSION FINDS:

That Applicant, Plateau Natural Gas Company, a Colorado corporation, is a public utility as defined by 115-1-3, Colorado Revised Statutes, 1963;

That this Commission has jurisdiction of said Applicant and the subject matter of the application herein;

That the Commission is fully advised in the premises;

That the foregoing Statement be, and hereby is, made a part of these Findings by reference;

That the proposed issuance and sale by Applicant of \$1,000,000 principal amount of Applicant's First Mortgage and Collateral Trust Bonds, Series H, due March 1, 1988, as hereinabove set forth, is reasonably required and necessary for Applicant's proper corporate financing;

That the proposed securities transaction is not inconsistent with the public interest; and that the purpose or purposes thereof are permitted by law and are consistent with the provisions of Chapter 115, Colorado Revised Statutes, 1963, as amended; and

That the Order sought should be issued, and should be made effective forthwith.

O R D E R

THE COMMISSION ORDERS:

That Applicant, Plateau Natural Gas Company, be, and it hereby is, authorized and empowered to issue and sell a new series of its First Mortgage and Collateral Trust Bonds, Series H, due March 1, 1988, in the principal amount of \$1,000,000, at 100% of the principal amount thereof, such Series H Bonds, to be dated March 1, 1968, to bear interest at a rate of 7-1/4% per annum, and to be issued under and to be secured by the Indenture of Mortgage and Deed of Trust of Applicant to Continental Illinois National Bank and Trust Company of Chicago and Edward J. Friedrich, Trustees, dated March 1, 1956, and the indentures supplemental thereto, including the Eighth Supplemental Indenture to be dated as of March 1, 1968.

That applicant be, and it hereby is, authorized to use and apply the proceeds derived from the issuance and sale of the Series H Bonds for the retirement of short term bank loans;

That the securities authorized to be issued and sold hereunder shall bear on the face thereof a serial number for proper and easy identification; and that within ninety (90) days after the issuance and sale of said securities, Applicant shall make verified report to this Commission of such serial numbers placed on such securities as are initially issued;

That applicant be, and it hereby is, authorized in reflecting in its accounts the consummation of the financing outlined above, to make and record the various accounting entries in accordance with the Uniform System of Accounts for Gas Utilities prescribed by this Commission;

That nothing herein shall be construed to imply any recommendation or guaranty of, or any obligation with respect to the Series H. Bonds authorized hereunder, or the interest thereon, on the part of the State of Colorado;

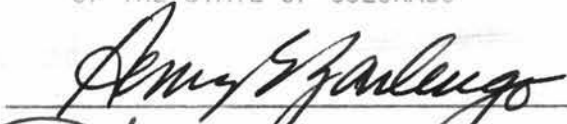
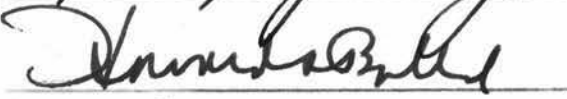

That within ninety (90) days after the issuance and sale of said Series H. Bonds, Applicant shall file with this Commission a conformed copy of the Eighth Supplemental Indenture to be dated March 1, 1968, covering the issuance of the Bonds authorized to be issued and sold hereunder;

That within ninety (90) days after the issuance and sale of the Series H Bonds Applicant shall make a verified report to this Commission of the issue and disposition of said Bonds, and fees, commission and expenses incident to such sale, accompanying such report with a new balance sheet and supporting journal entries as entered on the books of the Applicant reflecting the issuance and sale of said Bonds;

That the Commission retain jurisdiction of these proceedings to the end that it may make such further order, or orders, in the premises as to it may seem to be proper and desirable; and

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 31st day of May, 1968
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
WESTERN EXPRESS, INC., 2117 CLARKSON)
CIRCLE, COLORADO SPRINGS, COLORADO,) APPLICATION NO. 23112-PP-Transfer
FOR AUTHORITY TO TRANSFER PERMIT NO.)
B-6654 TO COLUMBINE NEWS SERVICE, INC.,)
665 KALAMATH, DENVER, COLORADO.)

May 31, 1968

Appearances: Arthur M. Schwartz, Esq., Denver,
Colorado, for Applicants.

STATEMENT OF PROCEDURE AND RECORD

BY THE COMMISSION:

On March 28, 1968, the above entitled application was filed requesting authority to transfer Permit No. B-6654.

After due and proper notice to all interested persons, firms or corporations, the application was heard by William D. Mitchell -- duly designated by the Commissioner as an Examiner for the purpose of conducting the hearing on said application -- who, pursuant to the provisions of 1963 CRS 115-6-9 (2), has transmitted to the Commission the record and exhibits of the instant proceeding together with a written statement of his Findings of Fact and Conclusions.

The record transmitted by the Examiner discloses that no one appeared at the hearing to intervene or to protest the granting of the authority as requested.

Matters which were considered by the Examiner, prior to the taking of evidence on the application, have been submitted to the Commission in the following exact manner, to-wit:

"PRELIMINARY MATTERS, MOTIONS, ETC.

Application No. 23112-PP-Transfer and Application No. 23111-Transfer were heard on a joint record; however, separate Reports of Examiner are being submitted on these applications."

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

Specifically, the submitted Examiner's Findings of Fact and Conclusions read as follows, to-wit:

EXAMINER FINDINGS OF FACT

1. Transferor herein is the present owner and operator of Permit No. B-6654, which is the subject of this proceeding.
2. This authority has been continually operated in the past and is presently in good standing with the Commission.
3. Transferee herein has no other authority under the corporate name and the officers of the corporation do not have other authority with the Commission.
4. The parties have entered into an Agreement to transfer the operating authority and the consideration to be paid is fair and reasonable.
5. The Permit is free and clear of any debts, encumbrances or obligations.
6. The authority contained under Permit No. B-6654 has been revised and rewritten, said revision having been approved by Transferee.
7. Transferee has sufficient equipment, experience and net worth, all of which are ample and suitable for operation of the authority sought herein.
8. Transferee's chief corporate officers, as well as other employees, 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 has or will make adequate provision for insurance.
9. The transfer will be in the public interest and should be granted as hereinafter set forth.

EXAMINER CONCLUSIONS

That the Commission make and enter its Order authorizing Transferor to transfer all of its right, title and interest in and to Permit No. B-6654 to Columbine News Service, Inc., and that henceforth the full and complete authority under said Permit No. B-6654, as revised and rewritten, shall read as follows, to-wit:

"Transportation of

Newspapers

From Colorado Springs, Colorado to all points in Fremont, Chaffee, Saguache, Rio Grande and Alamosa Counties, Colorado.

RESTRICTED:

To serving one customer, only, Denver Post, Inc."

The Commission has given careful consideration to the record and exhibits in the above-entitled proceeding and to the Findings of Fact and Conclusions submitted by the Examiner. Now, therefore, pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission specifically adopts the submitted Findings of Fact and Conclusions of the Examiner, as hereinabove set forth, and, in accordance therewith, makes and enters the following Order.

O R D E R

THE COMMISSION ORDERS:

That Western Express, Inc., Colorado Springs, Colorado, be, and hereby is, authorized to transfer all right, title and interest in and to Permit No. B-6654 to Columbine News Service, Inc., 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-6654 shall read and be as follows, to-wit:

Transportation of

Newspapers

From Colorado Springs, Colorado to all points in the following Counties of the State of Colorado: Fremont, Chaffee, Saguache, Rio Grande and Alamosa Counties.

RESTRICTION:

Restricted to service for only The Denver Post, Inc.




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 31st day of May, 1968.

1s

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
BIG ~~THREE~~ INDUSTRIAL GAS AND EQUIPMENT)
CO.)
BIG ~~THREE~~ WELDING EQUIPMENT CO.)
3602 West 11th St.)
Houston, Texas 77008)

AUTHORITY NO. M 11763

CASE NO. 3000-M-Ins.

June 4, 1968

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On May 28, 1968 , 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.

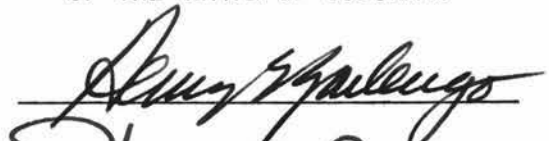


O R D E R

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 June, 1968 .

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE: MOTOR VEHICLE OPERATIONS OF

JENKINS TRUCKING, INC.
1335 N. W. 23RD STREET
MIAMI, FLORIDA 33142

PUC NO. 5093-I

June 4, 1968

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.

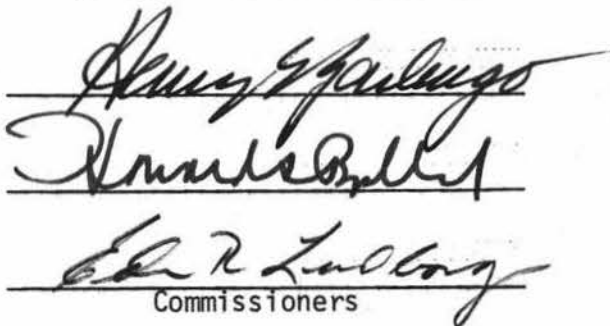
ORDER

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective May 27, 1968.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 4th day of June 1968

(Decision No. 71366)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
PALMER AND COMPANY, BOX 398,)
CEDAREGE, COLORADO, FOR A CLASS "B") APPLICATION NO. 23053-PP
PERMIT TO OPERATE AS A PRIVATE CAR-)
RIER BY MOTOR VEHICLE FOR HIRE.)

June 5, 1968

Appearances: Benson Palmer, Cedaredge,
Colorado, pro se;
Marion F. Jones, Esq., Denver,
Colorado, for Groendyke
Transport, Inc.; Petco Inc.
of Colorado; Ward Transport,
Inc.; and Ruan Transport
Corporation, Protestants.

STATEMENT OF PROCEDURE AND RECORD

BY THE COMMISSION:

On February 19, 1968, the above-entitled application was filed requesting authority to operate as a Class "B" private carrier by motor vehicle for hire for the transportation service as specifically set forth in said application.

After due and proper notice to all interested persons, firms or corporations, the application was heard by Robert L. Pyle -- duly designated by the Commission as an Examiner for the purpose of conducting the hearing on said application -- who, pursuant to the provisions of 1963 CRS 115-6-9 (2), has transmitted to the Commission the record and exhibits of the instant proceeding together with a written statement of his Findings of Fact and Conclusions.

The record transmitted by the Examiner discloses that -- at the hearing -- the herein application was protested by the carriers as indicated in the Appearance section of this Decision.

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

Specifically, the submitted Examiner's Findings of Fact and Conclusions read as follows, to-wit:

EXAMINER FINDINGS OF FACT

1. Applicant is a Colorado corporation duly authorized to do business in the State of Colorado.
2. Applicant also holds Certificate of Authority PUC No. 2348 and I, which he stated had not been operated for the past five (5) years.
3. Applicant does not have sufficient equipment or experience suitable for the operation of the authority applied for herein.
4. There is no present and special need for the service inasmuch as there is presently ample service available by all Protestants.
5. The proposed operation would, in fact, impair the efficient public service of authorized common carriers who are now adequately serving the same territory proposed herein and over the same general route or routes.
6. The granting of the authority would not be in the public interest and the application should, therefore, be denied.

EXAMINER CONCLUSIONS

That the Commission make and enter its Order denying the application.

The Commission has given careful consideration to the record and exhibits in the above-entitled proceeding and to the Findings of Fact and Conclusions submitted by the Examiner. Now, therefore, pursuant to the submitted Findings of Fact and Conclusions of the Examiner, as hereinabove set forth, and, in accordance therewith, makes and enters the following Order.

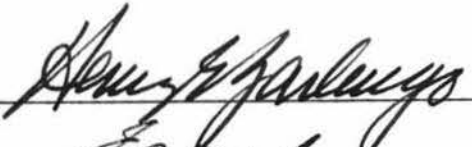

O R D E R

THE COMMISSION ORDERS:

That Application No. 23053-PP, be, and the same hereby is, denied.

That this Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

COMMISSIONER HOWARD S. BJELLAND
NECESSARILY ABSENT AND NOT
PARTICIPATING.

Dated at Denver, Colorado,
this 5th day of June, 1968.
ls

(Decision No. 71367)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
KEITH KINNETT, BOX 332, EAGLE, COLO-)
RADO, FOR A CLASS "B" PERMIT TO)
OPERATE AS A PRIVATE CARRIER BY)
MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 23161-PP

June 5, 1968

Appearances: Keith Kinnett, Eagle, Colo-
rado, pro se.

STATEMENT OF PROCEDURE AND RECORD

BY THE COMMISSION:

On April 26, 1968, the above-entitled application was filed requesting authority to operate as a Class "B" private carrier by motor vehicle for hire for the transportation service as specifically set forth in said application.

After due and proper notice to all interested persons, firms or corporations, the application was heard by Robert L. Pyle -- duly designated by the Commission as an Examiner for the purpose of conducting the hearing on said application -- who, pursuant to the provisions of 1963 CRS 115-6-9 (2), has transmitted to the Commission the record and exhibits of the instant proceeding together with a written statement of his Findings of Fact and Conclusions.

The record transmitted by the Examiner discloses that no one appeared at the hearing to intervene or to protest the granting of the authority as requested.

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

Specifically, the submitted Examiner's Findings of Fact and Conclusions read as follows, to-wit:

EXAMINER FINDINGS OF FACT

1. Applicant is an individual.
2. Applicant does not hold previously granted authority from this Commission.
3. Applicant has sufficient equipment, experience and net worth, 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 authority will be in the public interest and should be granted as hereinafter set forth.

EXAMINER CONCLUSIONS

That the Commission make and enter its Order granting the application and authorizing Applicant to operate as a private carrier by motor vehicle for hire with authority as follows:

"Transportation of

(1) Logs, poles and timber products

From forests to sawmills, places of storage and loading points within a radius of 50 miles of said forests;

(2) Rough lumber

From sawmills in said 50-mile radius to markets in the State of Colorado.

RESTRICTION:

This Permit is restricted against town-to-town service."

The Commission has given careful consideration to the record and exhibits in the above-entitled proceeding and to the Findings of Fact and Conclusions submitted by the Examiner. Now, therefore, pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission specifically adopts the

submitted Findings of Fact and Conclusions of the Examiner, as hereinabove set forth, and, in accordance therewith, makes and enters the following Order.

O R D E R

THE COMMISSION ORDERS:

That Keith Kinnett, Eagle, Colorado, be, and hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire for the following:

Transportation of

(1) Logs, poles and timber products

From forests to sawmills, places of storage and loading points within a radius of 50 miles of said forests.

(2) Rough lumber

From sawmills in said 50-mile radius to markets in the State of Colorado.

RESTRICTION:

This Permit is restricted against town-to-town service; and this ORDER shall be deemed to be, and be a PERMIT therefor.


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

COMMISSIONER HOWARD S. BJELLAND
NECESSARILY ABSENT AND NOT
PARTICIPATING.

Dated at Denver, Colorado,
this 5th day of June, 1968.
ls

(Decision No. 71368)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
HARRY B. HAWKS, ROUTE 4, BOX 131,)
MONTROSE, COLORADO, FOR A CLASS "A")
PERMIT TO OPERATE AS A PRIVATE)
CARRIER BY MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 23072~PP

June 5, 1968

Appearances: Jerry Lincoln, Esq., Montrose,
Colorado, for Applicant.

STATEMENT OF PROCEDURE AND RECORD

BY THE COMMISSION:

On February 27, 1968, the above-entitled application was filed requesting authority to operate as a Class "A" private carrier by motor vehicle for hire for the transportation service as specifically set forth in said application.

After due and proper notice to all interested persons, firms or corporations, the application was heard by Robert L. Pyle -- duly designated by the Commission as an Examiner for the purpose of conducting the hearing on said application -- who, pursuant to the provisions of 1963 CRS 115-6-9 (2), has transmitted to the Commission the record and exhibits of the instant proceeding together with a written statement of his Findings of Fact and Conclusions.

The record transmitted by the Examiner discloses that no one appeared at the hearing to intervene or to protest the granting of the authority as requested.

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

Specifically, the submitted Examiner's Findings of Fact and Conclusions read as follows, to-wit:

EXAMINER FINDINGS OF FACT

1. Applicant is an individual.
2. Applicant also holds Certificate of Authority PUC No. 1345 and the following permits: B-1365 and I; B-3076; B-4769 and I; B-4929 and M-10562. However, the authority sought in this application would not be compatible with or readily meet an Extension of any of the existing authority.
3. Applicant, by this application, seeks an "A" Permit so as to operate a scheduled service for the transportation of newspapers from Denver to Montrose and from Montrose to Denver via U. S. Highways 285 and 50 serving all intermediate points with the right to use U. S. Highway 285 and 50 and Colorado Highway 115 as an alternate route from Denver to Salida excluding service to intermediate points for two (2) customers, viz.: only the Denver Post and the Rocky Mountain News.
4. Applicant has sufficient equipment, experience and net worth, 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 authority will be in the public interest and should be granted as hereinafter set forth.

EXAMINER CONCLUSIONS

That the Commission make and enter its Order granting the application and authorizing Applicant to operate as a private carrier by motor vehicle for hire with authority as follows:

Transportation of

Newspapers

From Denver to Montrose and from Montrose to Denver via U.S. Highway 285 and 50 serving all intermediate points with the right to use U.S. Highway 285 and 50 and Colorado Highway 115 as an alternate route from Denver to Salida excluding service to intermediate points.

RESTRICTION:

This Permit is restricted to service for only the Denver Post and the Rocky Mountain News.

The Commission has given careful consideration to the record and exhibits in the above-entitled proceeding and to the Findings of Fact and Conclusions submitted by the Examiner. Now, therefore, pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission specifically adopts the submitted Findings of Fact and Conclusions of the Examiner, as hereinabove set forth, and, in accordance therewith, makes and enters the following Order.

O R D E R

THE COMMISSION ORDERS:

That Harry B. Hawks, Montrose, Colorado, be, and hereby is, authorized to operate as a Class "A" private carrier by motor vehicle for hire for the following:

Transportation of

Newspapers

Between Denver, Colorado and Montrose, Colorado via U. S. Highway 285 and 50 serving all intermediate points with the right to use U.S. Highway 285 and 50 and Colorado Highway 115 as an alternate route from Denver, Colorado to Salida, Colorado excluding service to intermediate points.

RESTRICTION:

This Permit is restricted to service for only the Denver Post and the Rocky Mountain News,

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.

That this Order shall become effective twenty-one (21) days
from date.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

COMMISSIONER HOWARD S. BJELLAND
NECESSARILY ABSENT AND NOT
PARTICIPATING

Dated at Denver, Colorado,
this 5th day of June, 1968
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
LEROY R. ROBINS, 1033 SOUTH 5TH,)
MONTROSE, COLORADO, FOR A CLASS "B")
PERMIT TO OPERATE AS A PRIVATE CAR-)
RIER BY MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 23136-PP

June 5, 1968

Appearances: LeRoy R. Robins, Montrose,
Colorado, pro se.

STATEMENT OF PROCEDURE AND RECORD

BY THE COMMISSION:

On April 15, 1968, the above-entitled application was filed requesting authority to operate as a Class "B" private carrier by motor vehicle for hire for the transportation service as specifically set forth in said application.

After due and proper notice to all interested persons, firms or corporations, the application was heard by Robert L. Pyle -- duly designated by the Commission as an Examiner for the purpose of conducting the hearing on said application -- who, pursuant to the provisions of 1963 CRS 115-6-9 (2), has transmitted to the Commission the record and exhibits of the instant proceeding together with a written statement of his Findings of Fact and Conclusions.

The record transmitted by the Examiner discloses that no one appeared at the hearing to intervene or to protest the granting of the authority as requested.

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

Specifically, the submitted Examiner's Findings of Fact and Conclusions read as follows, to-wit:

EXAMINER FINDINGS OF FACT

1. Applicant is an individual.
2. Applicant does not hold previously granted authority from this Commission.
3. Applicant has sufficient equipment, experience and net worth, 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 authority will be in the public interest and should be granted as hereinafter set forth.

EXAMINER CONCLUSIONS

That the Commission make and enter its Order granting the application and authorizing Applicant to operate as a private carrier by motor vehicle for hire with authority as follows:

Transportation of

(1) Logs, poles and timber products

From forests to sawmills, places of storage and loading points within a radius of 150 miles of said forests.

(2) Rough lumber

From sawmills in said 150-mile radius to markets in the State of Colorado.

RESTRICTION:

This Permit is restricted against town-to-town service.

The Commission has given careful consideration to the record and exhibits in the above-entitled proceeding and to the Findings of Fact and Conclusions submitted by the Examiner. Now, therefore, pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission specifically adopts the submitted Findings of Fact and Conclusions of the Examiner, as hereinabove set forth, and, in accordance therewith, makes and enters the following Order.

O R D E R

THE COMMISSION ORDERS:

That LeRoy R. Robins, Montrose, Colorado, be, and hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire for the following:

Transportation of

(1) Logs, poles and timber products

From forests to sawmills, places of storage and loading points within a radius of 150 miles of said forests.

(2) Rough lumber

From sawmills in said 150-mile radius to markets in the State of Colorado.

RESTRICTION:

This Permit is restricted against town-to-town service, and this ORDER shall be deemed to be, and be a PERMIT therefor.

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.

That this Order shall become effective twenty-one (21) days
from date.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

COMMISSIONER HOWARD S. BJELLAND
NECESSARILY ABSENT AND NOT
PARTICIPATING

Dated at Denver, Colorado,
this 5th day of June, 1968
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)

James Davis d/b/a)

Haxtun Dray)

Haxtun, Colorado 80731)

AUTHORITY NO. 1969

CASE NO. 1022-H-Ins.

- June 5, 1968 -

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On May 28, 1968, 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.

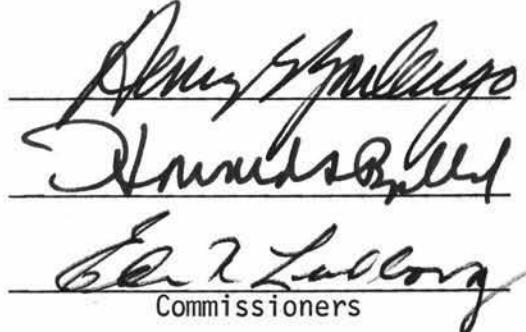
O R D E R

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
5th day of June, 1968 .

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
ROBERT M. LARSON, DOING BUSINESS AS)
BOB LARSON TRUCKING, BASALT, COLO-)
RADO, FOR A CLASS "B" PERMIT TO)
OPERATE AS A PRIVATE CARRIER BY)
MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 23094-PP

June 6, 1968

Appearances: Leonard M. Oates, Esq., Aspen,
Colorado, for Applicant.

STATEMENT OF PROCEDURE AND RECORD

BY THE COMMISSION:

On March 4, 1968, the above-entitled application was filed re-
questing authority to operate as a Class "B" private carrier by motor vehicle
for hire for the transportation service as specifically set forth in said
application.

After due and proper notice to all interested persons, firms or
corporations, the application was heard by Robert L. Pyle -- duly designated
by the Commission as an Examiner for the purpose of conducting the hearing on
said application -- who, pursuant to the provisions of 1963 CRS 115-6-9 (2),
has transmitted to the Commission the record and exhibits of the instant pro-
ceeding together with a written statement of his Findings of Fact and Conclu-
sions.

The record transmitted by the Examiner discloses that no one appeared
at the hearing to intervene or to protest the granting of the authority as re-
quested.

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

Specifically, the submitted Examiner's Findings of Fact and Conclu-
sions read as follows, to-wit:

EXAMINER FINDINGS OF FACT

1. Applicant is an individual.
2. Applicant does not hold previously granted authority from this Commission, other than Permit No. M-9670.
3. Applicant has sufficient equipment, experience and net worth, 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 authority will be in the public interest and should be granted as hereinafter set forth.

EXAMINER CONCLUSIONS

That the Commission make and enter its Order granting the application and authorizing Applicant to operate as a private carrier by motor vehicle for hire with authority as follows:

Transportation of

(1) Sand, gravel and other road-surfacing materials used in the construction of roads and highways

From pits and supply points in the State of Colorado to road jobs, mixer and processing plants within a radius of 75 miles of said pits and supply points.

(2) Sand and gravel

From pits and supply points in the State of Colorado to railroad loading points and to homes and small construction jobs within a radius of 75 miles of said pits and supply points.

(3) Sand, gravel, dirt, stone and refuse

From and to building construction jobs, to and from points within a radius of 75 miles of said jobs.

(4) 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.

RESTRICTION:

This Permit is restricted against the use of tank vehicles when transporting road-surfacing materials.

The Commission has given careful consideration to the record and exhibits in the above-entitled proceeding and to the Findings of Fact and Conclusions submitted by the Examiner. Now, therefore, pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission specifically adopts the submitted Findings of Fact and Conclusions of the Examiner, as hereinabove set forth, and, in accordance therewith, makes and enters the following Order.

O R D E R

THE COMMISSION ORDERS:

That Robert M. Larson, doing business as "Bob Larson Trucking," Basalt, Colorado, be, and hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire for the following:

Transportation of

(1) Sand, gravel and other road-surfacing materials used in the construction of roads and highways

From pits and supply points in the State of Colorado to road jobs, mixer and processing plants within a radius of 75 miles of said pits and supply points.

(2) Sand and gravel

From pits and supply points in the State of Colorado to rail-road loading points and to homes and small construction jobs within a radius of 75 miles of said pits and supply points.

(3) Sand, gravel, dirt, stone and refuse

From and to building construction jobs, to and from points within a radius of 75 miles of said jobs.

(4) 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.

RESTRICTION:

This Permit is restricted against the use of tank vehicles when transporting road-surfacing materials,

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

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

COMMISSIONER HOWARD S. BJELLAND
NECESSARILY ABSENT AND NOT
PARTICIPATING

Dated at Denver, Colorado,
this 6th day of June, 1968
et

(Decision No. 71372)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
V. L. HINES, 810 WEST CLIFF, HOLLY,)
COLORADO, FOR A CLASS "B" PERMIT TO)
OPERATE AS A PRIVATE CARRIER BY)
MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 23024-PP

June 6, 1968

Appearances: Peter J. Crouse, Esq., Denver,
Colorado, for Applicant.

STATEMENT OF PROCEDURE AND RECORD

BY THE COMMISSION:

On January 15, 1968, the above-entitled application was filed requesting authority to operate as a Class "B" private carrier by motor vehicle for hire for the transportation service as specifically set forth in said application.

After due and proper notice to all interested persons, firms or corporations, the application was heard by Robert L. Pyle -- duly designated by the Commission as an Examiner for the purpose of conducting the hearing on said application -- who, pursuant to the provisions of 1963 CRS 115-6-9 (2), has transmitted to the Commission the record and exhibits of the instant proceeding together with a written statement of his Findings of Fact and Conclusions.

The record transmitted by the Examiner discloses that no one appeared at the hearing to intervene or to protest the granting of the authority as requested.

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

Specifically, the submitted Examiner's Findings of Fact and Conclusions read as follows, to-wit:

EXAMINER FINDINGS OF FACT

1. Applicant is an individual and presently holds no authority from this Commission.
2. Applicant has sufficient equipment, experience and net worth, all of which are ample and suitable for operation of the authority applied for herein.
3. 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 provisions for insurance.
4. 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.
5. 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.
6. Historically, the Commission has waived certain private carrier rules when issuing a permit for cartage service for pick up and delivery of less-than-carload freight shipments on rail billing and reference is made to Decision No. 63763, dated September 22, 1964, and the decision cited therein, namely, Decision No. 53045, dated September 15, 1959, and Decision No. 45466, dated March 12, 1956, wherein it is stated:

"That as a result of the special status of this type of permit-holder, the transportation service being in effect a part of the rail movement from consignor to consignee, certain exemptions have been made in the application of the Commission's rules and regulations to this type of service. We believe it appropriate and proper to continue these exemptions, as set forth in the following order."

7. This Permit should be granted the same exemptions as those granted in Decision No. 63763 above referred to.
8. The authority will be in the public interest and should be granted as hereinafter set forth.

EXAMINER CONCLUSIONS

That the Commission make and enter its Order granting the Application along with the Waiver of certain private carrier rules as hereinafter set forth and authorizing Applicant to operate as a private carrier by motor vehicle for hire with authority as follows:

Cartage service

For pick up and delivery of less-than-carload freight shipments moving on rail billing in intrastate commerce

From or to the Atchison, Topeka and Santa Fe Railway Station at Holly, Colorado, on the one hand, and from and to all points within the city limits of Holly, Colorado, and a five-mile radius thereof.

AND FURTHER

This authority is expressly relieved from compliance with the following rules or portions thereof of the "Rules and Regulations Governing Private Carriers by Motor Vehicle" of this Commission:

1. Rule 5 (b), insofar as it would prohibit the Applicant from transporting or accepting for transportation any shipment to be delivered to The Atchison, Topeka and Santa Fe Railway Company, at Holly, Colorado.
2. Rule 6 (d), pertaining to the establishment of the financial standing and qualifications of a proposed Transferee of the permit.
3. Rule 15 (3), pertaining to cargo insurance.
4. Rule 18, pertaining to contracts and customer lists.
5. Rule 19, pertaining to rates and charges.
6. Rule 20, pertaining to the filing of tariffs.
7. Rule 21, pertaining to compilation of tariffs and classifications.
8. Rule 22, pertaining to bills of lading.
9. Rule 23, pertaining to load sheets or manifests.
10. Rule 25, pertaining to C.O.D. shipments.

The Commission has given careful consideration to the record and exhibits in the above-entitled proceeding and to the Findings of Fact and Conclusions submitted by the Examiner. Now, therefore, pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission specifically adopts the submitted Findings of Fact and Conclusions of the Examiner, as hereinabove set forth, and, in accordance therewith, makes and enters the following Order.

O R D E R

THE COMMISSION ORDERS:

That V. L. Hines, Holly, Colorado, be, and hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire for the following:

Cartage service

For pick up and delivery of less-than-carload freight shipments moving on rail billing in intrastate commerce

From or to the Atchison, Topeka and Santa Fe Railway Station at Holly, Colorado, on the one hand, and from and to all points within the city limits of Holly, Colorado, and a five-mile radius thereof,

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

That this Order is subject to compliance by the Applicant with all present and future laws and regulations of the Commission, provided, however, that the Applicant need not comply, and is hereby expressly relieved from complying with the following rules of portions thereof of the "Rules and Regulations Governing Private Carriers by Motor Vehicle" as adopted by the Commission in Decision No. 54133, Case No. 5177:

1. Rule 3 (g), requiring the submission of a copy of authority from the Interstate Commerce Commission to operate in interstate commerce.

2. Rule 5 (b), insofar as it would prohibit the Applicant from transporting or accepting for transportation any shipment to be delivered to The Atchison, Topeka and Santa Fe Railway Company at Holly, Colorado.

3. Rule 6 (d), pertaining to the establishment of the financial standing and qualifications of a proposed Transferee of the permit.

4. Rule 15 (3), pertaining to cargo insurance.

5. Rule 18, pertaining to contracts and customer lists.

6. Rule 19, pertaining to rates and charges.

7. Rule 20, pertaining to the filing of tariffs.

8. Rule 21, pertaining to compilation of tariffs and classifications.

9. Rule 22, pertaining to bills of lading.

10. Rule 23, pertaining to load sheets or manifests.

11. Rule 25, pertaining to C.O.D. shipments.

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

That the right of applicant to operate hereunder shall depend upon his compliance with all present and future laws and regulations of the Commission, except as specifically exempted, supra.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

COMMISSIONER HOWARD S. BJELLAND
NECESSARILY ABSENT AND NOT
PARTICIPATING

Dated at Denver, Colorado,
this 6th day of June, 1968
et

(Decision No. 71373)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
LAWRENCE E. CHADWICK, DOING BUSINESS)
AS L. E. CHADWICK, 309 PINE STREET,)
MINTURN, COLORADO, FOR A CLASS "B")
PERMIT TO OPERATE AS A PRIVATE CAR-)
RIER BY MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 23096-PP

June 6, 1968

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

STATEMENT OF PROCEDURE AND RECORD

BY THE COMMISSION:

On March 18, 1968, the above-entitled application was filed requesting authority to operate as a Class "B" private carrier by motor vehicle for hire for the transportation service as specifically set forth in said application.

After due and proper notice to all interested persons, firms or corporations, the application was heard by Robert L. Pyle -- duly designated by the Commission as an Examiner for the purpose of conducting the hearing on said application -- who, pursuant to the provisions of 1963 CRS 115-6-9 (2), has transmitted to the Commission the record and exhibits of the instant proceeding together with a written statement of his Findings of Fact and Conclusions.

The record transmitted by the Examiner discloses that no one appeared at the hearing to intervene or to protest the granting of the authority as requested.

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

Specifically, the submitted Examiner's Findings of Fact and Conclusions read as follows, to-wit:

EXAMINER FINDINGS OF FACT

1. Applicant is an individual.
2. Applicant does not hold previously granted authority from this Commission, other than Permit No. M-13161.
3. Applicant has sufficient equipment, experience and net worth, 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 authority will be in the public interest and should be granted as hereinafter set forth.

EXAMINER CONCLUSIONS

That the Commission make and enter its Order granting the application and authorizing Applicant to operate as a private carrier by motor vehicle for hire with authority as follows:

Transportation of

- (1) Sand, gravel and other road-surfacing materials used in the construction of roads and highways

From pits and supply points in the State of Colorado to road jobs, mixer and processing plants within a radius of 50 miles of said pits and supply points.

- (2) Sand and gravel

From pits and supply points in the State of Colorado to railroad loading points and to homes and small construction jobs within a radius of 50 miles of said pits and supply points.

- (3) Sand, gravel, dirt, stone and refuse

From and to building construction jobs, to and from points within a radius of 50 miles of said jobs.

(4) Insulrock

From pits and supply points in the State of Colorado to roofing jobs within a radius of 50 miles of said pits and supply points.

RESTRICTION:

This Permit is restricted against the use of tank vehicles when transporting road-surfacing materials.

The Commission has given careful consideration to the record and exhibits in the above-entitled proceeding and to the Findings of Fact and Conclusions submitted by the Examiner. Now, therefore, pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission specifically adopts the submitted Findings of Fact and Conclusions of the Examiner, as hereinabove set forth, and, in accordance therewith, makes and enters the following Order.

O R D E R

THE COMMISSION ORDERS:

That Lawrence E. Chadwick, doing business as "L. E. Chadwick," Minturn, Colorado, be, and hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire for the following:

Transportation of

(1) Sand, gravel and other road-surfacing materials used in the construction of roads and highways

From pits and supply points in the State of Colorado to road jobs, mixer and processing plants within a radius of 50 miles of said pits and supply points.

(2) Sand and gravel

From pits and supply points in the State of Colorado to rail-road loading points and to homes and small construction jobs within a radius of 50 miles of said pits and supply points.

(3) Sand, gravel, dirt, stone and refuse

From and to building construction jobs, to and from points within a radius of 50 miles of said jobs.

(4) Insulrock

From pits and supply points in the State of Colorado to roofing jobs within a radius of 50 miles of said pits and supply points.

RESTRICTION:

This Permit is restricted against the use of tank vehicles when transporting road-surfacing materials,

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

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

COMMISSIONER HOWARD S. BJELLAND
NECESSARILY ABSENT AND NOT
PARTICIPATING

Dated at Denver, Colorado,
this 6th day of June, 1968.
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)

BAZZEL TIPPS)

Box 733)

Rangely, Colorado 81648)

AUTHORITY NO. M 6368

CASE NO. 3024-M-Ins.

June 6, 1968

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On May 14, 1968, 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
6th day of June, 1968 .

(Decision No. 71375)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
DALE H. URQUHART, 5195 YUKON STREET,)
ARVADA, COLORADO, FOR A CLASS "B")
PERMIT TO OPERATE AS A PRIVATE CAR-)
RIER BY MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 23135-PP

June 6, 1968

Appearances: Dale H. Urquhart, Arvada,
Colorado, pro se.

STATEMENT OF PROCEDURE AND RECORD

BY THE COMMISSION:

On April 12, 1968, the above-entitled application was filed requesting authority to operate as a Class "B" private carrier by motor vehicle for hire for the transportation service as specifically set forth in said application.

After due and proper notice to all interested persons, firms or corporations, the application was called for hearing by Robert L. Pyle -- duly designated by the Commission as an Examiner for the purpose of conducting the hearing on said application -- who, pursuant to the provisions of 1963 CRS 115-6-9 (2), has transmitted to the Commission the record of the instant proceeding together with a written statement of his Conclusions.

The Examiner, in his filed report with the Commission, has concluded and recommended, pursuant to request of Applicant, that the herein application be dismissed.

The Commission has given careful consideration to the record and Conclusions submitted by the Examiner. Now, therefore, pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission specifically adopts the submitted Conclusions of the Examiner, as hereinabove set forth, and, in accordance therewith, makes and enters the following Order.

O R D E R

THE COMMISSION ORDERS:

That Application No. 23135-PP, be, and the same is hereby, dismissed forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

COMMISSIONER HOWARD S. BJELLAND
NECESSARILY ABSENT AND NOT
PARTICIPATING

Dated at Denver, Colorado,
this 6th day of June, 1968
et

(Decision No. 71376)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
RAYMOND N. ROBBINS, GENERAL DELIVERY,)
MONTROSE, COLORADO, FOR A CLASS "B")
PERMIT TO OPERATE AS A PRIVATE CAR-)
RIER BY MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 23010-PP

June 6, 1968

Appearances: Thomas F. Cheney, Esq., Montrose,
Colorado, for Applicant.

STATEMENT OF PROCEDURE AND RECORD

BY THE COMMISSION:

On January 17, 1968, the above-entitled application was filed requesting authority to operate as a Class "B" private carrier by motor vehicle for hire for the transportation service as specifically set forth in said application.

After due and proper notice to all interested persons, firms or corporations, the application was called for hearing by Robert L. Pyle -- duly designated by the Commission as an Examiner for the purpose of conducting the hearing on said application -- who, pursuant to the provisions of 1963 CRS 115-6-9 (2), has transmitted to the Commission the record of the instant proceeding together with a written statement of his Conclusions.

The Examiner, in his filed report with the Commission, has concluded and recommended, pursuant to a letter from the Applicant's attorney requesting a continuance, that the herein matter be continued and re-set for hearing on the 31st day of July, 1968 at 10:00 A.M., at Montrose, Colorado.

The Commission has given careful consideration to the record and Conclusions submitted by the Examiner. Now, therefore, pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission specifically adopts the submitted Conclusions of the Examiner, as hereinabove set forth, and, in accordance therewith, makes and enters the following Order.

O R D E R

THE COMMISSION ORDERS:

That Application No. 23010-PP, be, and is hereby, continued and re-set for hearing by the Secretary of the Commission on July 31, 1968, at 10:00 o'clock A.M., in Montrose, Colorado, and that notice of said hearing be given to only the party who entered an appearance, as above set forth in the Appearance section of this Decision.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

COMMISSIONER HOWARD S. BJELLAND
NECESSARILY ABSENT AND NOT
PARTICIPATING

Dated at Denver, Colorado,
this 6th day of June, 1968
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
VAIL AIRWAYS, INC., 515 MAJESTIC)
BUILDING, DENVER, COLORADO, FOR)
AUTHORITY TO EXTEND ITS CERTIFICATE)
OF PUBLIC CONVENIENCE AND NECESSITY)
PUC NO. ACS-45.)

APPLICATION NO. 22605-Extension-Amended
SUPPLEMENTAL ORDER

June 6, 1968

Appearances: Robert S. Wham, Esq., Denver,
Colorado, and
Alvin J. Meiklejohn, Jr., Esq.,
Denver, Colorado, for
Applicant;
John F. Mueller, Esq., Denver,
Colorado, for Aspen Airways,
Inc., Protestant;
Howard D. Hicks, Denver, Colorado,
for Denver Chamber of Commerce,
as its interests may appear;
Ray Wilson, Denver, Colorado, of
the Staff of the Commission.

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On May 9, 1968, the Commission entered Decision No. 71286 in the above-entitled matter, Chairman Henry E. Zarlengo dissenting.

On May 29, 1968, "Petition for Rehearing" was filed with the Commission by Protestant, Aspen Airways, Inc., by John F. Mueller its attorney.

The Commission has carefully considered Petition for Rehearing filed herein, and each and every allegation thereof, and is of the opinion, and finds that said Petition should be denied.

O R D E R

THE COMMISSION ORDERS:

That Petition for Rehearing filed with the Commission by Protestant, Aspen Airways, 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

CHAIRMAN HENRY E. ZARLENGO DISSENTING

CHAIRMAN HENRY E. ZARLENGO DISSENTING:

I respectfully dissent.

The Petition for Rehearing should be granted. Reference is
made to my dissent herein.


Chairman

Dated at Denver, Colorado,
this 6th day of June, 1968
et

(Decision No. 71378)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
DELTA SAND & GRAVEL COMPANY, A)
COLORADO CORPORATION, P. O. BOX 103,)
DELTA, COLORADO, FOR AUTHORITY TO)
EXTEND OPERATIONS UNDER PERMIT NO.)
B-7085.)

APPLICATION NO. 23101-PP-Extension

June 6, 1968

Appearances: W. A. Hamilton, Delta, Colorado,
pro se.

STATEMENT OF PROCEDURE AND RECORD

BY THE COMMISSION:

On March 13, 1968, the above-entitled application was filed requesting authority to extend operations under Permit No. B-7085 in the precise manner as fully set forth in said application.

After due and proper notice to all interested persons, firms or corporations, the application was heard by Robert L. Pyle -- duly designated by the Commission -- who, pursuant to the provisions of 1963 CRS 115-6-9 (2), has transmitted to the Commission the record and exhibits of the instant proceeding together with a written statement of his Findings of Fact and Conclusions.

The record transmitted by the Examiner discloses that no one appeared at the hearing to intervene or to protest the granting of the authority as requested.

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

Specifically, the submitted Examiner's Findings of Fact and Conclusions read as follows, to-wit:

EXAMINER FINDINGS OF FACT

1. Applicant is a corporation duly authorized to operate under the laws of the State of Colorado.

2. Applicant presently holds authority from this Commission under Permits No. B-7085 and M-5346.
3. The authority to which extension is hereby sought, Permit No. B-7085, has been continually operated in the past and is presently in good standing with the Commission.
4. By this application for extension Applicant seeks to extend Permit No. B-7085 so as to transport crude and crushed gypsum and iron oxide in bulk from point to point in Delta, Montrose and Mesa Counties.
5. The extension applied for herein is compatible with, and does not conflict or duplicate the authority held by Applicant.
6. Applicant has sufficient equipment, experience and net worth, all of which are ample and suitable for operation of the authority applied for herein.
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 or will make adequate provision for insurance.
8. 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.
9. 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.
10. The granting of the authority will be in the public interest and should be granted as hereinafter set forth.

EXAMINER CONCLUSIONS

That the Commission make and enter its Order authorizing Applicant to extend Permit No. B-7085 to include:

Transportation of crude and crushed gypsum and iron oxide in bulk from point to point in Delta, Montrose and Mesa Counties.

And, That henceforth the full and complete authority under Certificate of Authority PUC No. B-7085 shall be as follows:

Transportation of

(1) Sand, gravel, and other road-surfacing materials used in the construction of roads and highways

From pits and supply points in the State of Colorado to road jobs, mixer and processing plants within a radius of fifty (50) miles of said pits and supply points.

(2) Sand and gravel

From pits and supply points in the State of Colorado, to railroad loading points, and to homes and small construction jobs within a radius of fifty (50) miles of said pits and supply points.

(3) Sand, gravel, dirt, stone, and refuse

From and to building construction jobs, to and from points within a radius of fifty (50) miles of said jobs.

(4) Insulrock

From pits and supply points in the State of Colorado, to roofing jobs within a radius of fifty (50) miles of said pits and supply points.

RESTRICTION:

Items 1 through 4 restricted against the use of tank vehicles when transporting road-surfacing materials.

(5) Crude and crushed gypsum and iron oxide in bulk from point to point in Delta, Montrose and Mesa Counties, Colorado.

The Commission has given careful consideration to the record and exhibits in the above-styled proceeding and to the Findings of Fact and Conclusions submitted by the Examiner. Now, therefore, pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission specifically adopts the submitted Findings of Fact and Conclusions of the Examiner, as hereinabove set forth, and, in accordance therewith, makes and enters the following Order.

O R D E R

THE COMMISSION ORDERS:

That Delta Sand & Gravel Company, a Colorado corporation, Delta, Colorado, be, and hereby is, authorized to extend operations under Permit No. B-7085 to include the following:

Transportation of

Crude and crushed gypsum and iron oxide in bulk

Between all points in the following Counties of the State of Colorado: Delta, Montrose and Mesa.

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

That henceforth the full and complete authority under Permit No. B-7085 as extended shall read and be as follows, to-wit:

Transportation of

(1) Sand, gravel, and other road-surfacing materials used in the construction of roads and highways

From pits and supply points in the State of Colorado to road jobs, mixer and processing plants within a radius of fifty (50) miles of said pits and supply points.

(2) Sand and gravel

From pits and supply points in the State of Colorado to railroad loading points, and to homes and small construction jobs within a radius of fifty (50) miles of said pits and supply points.

(3) Sand, gravel, dirt, stone and refuse

From and to building construction jobs, to and from points within a radius of fifty (50) miles of said jobs.

(4) Insulrock

From pits and supply points in the State of Colorado to roofing jobs within a radius of fifty (50) miles of said pits and supply points.

RESTRICTION:

Items (1) through (4) above are restricted against the use of tank vehicles when transporting road-surfacing materials.

(5) Crude and crushed gypsum and iron oxide in bulk

Between all points in the following Counties of the State of Colorado: Delta, Montrose and Mesa.

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

COMMISSIONER HOWARD S. BJELLAND
NECESSARILY ABSENT AND NOT
PARTICIPATING

Dated at Denver, Colorado,
this 6th day of June, 1968
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)

ERVIN ZINK INC.)
4729 Massachusetts Avenue)
Indianapolis, Ind. 46218)

AUTHORITY NO. M 13184

CASE NO. 2966-M-Ins.

June 6, 1968

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On May 28, 1968 , 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.

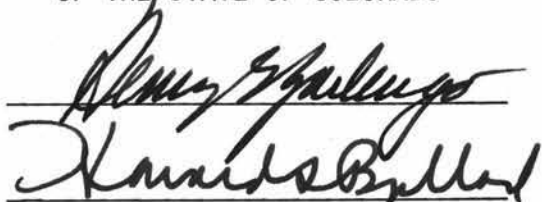

O R D E R

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
6th day of June, 1968 .

(Decision No. 71380)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
WALTER J. SEALS, AN INDIVIDUAL,)
DOING BUSINESS AS "COLLEGE TAXI)
COMPANY," 504 NORTH MAIN STREET,)
GUNNISON, COLORADO, FOR A CERTIFICATE)
OF PUBLIC CONVENIENCE AND NECESSITY)
AUTHORIZING OPERATION AS A COMMON)
CARRIER BY MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 23011

June 6, 1968

Appearances: Andrew J. Kasic, Jr., Esq.,
Gunnison, Colorado, for
Applicant.

STATEMENT OF PROCEDURE AND RECORD

BY THE COMMISSION:

On January 17, 1968, the above-entitled application was filed requesting a certificate of public convenience and necessity to operate as a common carrier by motor vehicle for hire for the transportation service as specifically set forth in said application.

After due and proper notice to all interested persons, firms or corporations, the application was heard by Robert L. Pyle -- duly designated by the Commission as an Examiner for the purpose of conducting the hearing on said application -- who, pursuant to the provisions of 1963 CRS 115-6-9 (2), has transmitted to the Commission the record and exhibits of the instant proceeding together with a written statement of his Findings of Fact and Conclusions.

The record transmitted by Examiner discloses that no one appeared at the hearing to intervene or to protest the granting of the authority as requested.

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

Specifically, the submitted Examiner's Findings of Fact and Conclusions read as follows, to-wit:

EXAMINER FINDINGS OF FACT

1. Applicant is an individual doing business as College Taxi Company.
2. Applicant does not hold previously granted authority from this Commission.
3. Applicant has equipment, experience and net worth, 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 or special need for the proposed service and the granting of the authority, as hereinafter set forth, will be in the public interest.
6. There is presently no service available.
7. The present or future public convenience and necessity requires or will require the service as hereinafter set forth.
8. The authority will be in the public interest and should be granted as hereinafter set forth.

EXAMINER CONCLUSIONS

That the Commission make and enter its Order granting the application and authorizing Applicant to operate as a common carrier by motor vehicle for hire with authority as follows:

"(1) Transportation of

Passengers and their baggage

In taxicab service, from point to point within the City of Gunnison and a thirty (30) mile radius of the intersection of U.S. Highway No. 50 and Colorado Highway No. 135 and from and to said area to and from Lake City, Colorado.

(2) Transportation -- on call and demand -- of

Passengers

In limousine service from point to point within the City of Gunnison, Colorado, and a thirty (30) mile radius of the intersection of U.S. Highway No. 50 and Colorado Highway No. 135 and from and to said area to and from Lake City, Colorado.

RESTRICTION:

Vehicles limited to eight (8) passengers, including the driver.

(3) Transportation of

Packages

From point to point within a three (3) mile radius of the intersection of U.S. Highway No. 50 and Colorado Highway No. 135.

RESTRICTION:

(1) Limited to one-hundred (100) pounds per shipment, regardless of the number of packages involved.

(2) Limited to the use of taxicab vehicles."

The Commission has given careful consideration to the record and exhibits in the above-entitled proceeding and to the Findings of Fact and Conclusions submitted by the Examiner. Now, therefore, pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission specifically adopts the submitted Findings of Fact and Conclusions of the Examiner, as hereinabove set forth, and, in accordance therewith, makes and enters the following Order.

O R D E R

THE COMMISSION ORDERS:

That Walter J. Seals, an individual, doing business as "College Taxi Company," Gunnison, Colorado, be, and hereby is, authorized to operate as a common carrier by motor vehicle for hire for the following:

Transportation of

(1) Passengers and their baggage

In taxicab service only from point to point within the City of Gunnison and a thirty (30) mile radius of the intersection of U. S. Highway No. 50 and Colorado Highway No. 135 and from and to said area to and from Lake City, Colorado.

(2) Transportation -- on call and demand -- of

Passengers

In limousine service only from point to point within the City of Gunnison, Colorado, and a thirty (30) mile radius of the intersection of U. S. Highway No. 50 and Colorado Highway No. 135 and from and to said area to and from Lake City, Colorado.

RESTRICTION:

Restricted to the use of vehicles not to exceed eight (8) passengers including the driver.

(3) Transportation of

Packages

From point to point within a three (3) mile radius of the intersection of U. S. Highway No. 50 and Colorado Highway No. 135.

RESTRICTION:

(1) Restricted to one hundred (100) pounds per shipment.

(2) Restricted to the use of passenger vehicles not to exceed six (6) passengers including the driver.

and this ORDER shall be deemed to be, and be, a CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY therefor.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

COMMISSIONER HOWARD S. BJELLAND
NECESSARILY ABSENT AND NOT
PARTICIPATING

Dated at Denver, Colorado,
this 6th day of June, 1968.
bk

(Decision No. 71381)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
BILL SEVERS, BOX 304, LYONS, COLO-)
RADO, FOR A CERTIFICATE OF PUBLIC)
CONVENIENCE AND NECESSITY AUTHORIZING)
OPERATION AS A COMMON CARRIER BY)
MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 23132

June 6, 1968

Appearances: Bill Severs, Lyons, Colorado,
pro se;
Lamb Construction Company,
Lyons, Colorado, Protestant.

STATEMENT OF PROCEDURE AND RECORD

BY THE COMMISSION:

On April 9, 1968, the above-entitled application was filed requesting a certificate of public convenience and necessity to operate as a common carrier by motor vehicle for hire for the transportation service as specifically set forth in said application.

After due and proper notice to all interested persons, firms or corporations, the application was heard by Robert L. Pyle -- duly designated by the Commission as an Examiner for the purpose of conducting the hearing on said application -- who, pursuant to the provisions of 1963 CRS 115-6-9 (2), has transmitted to the Commission the record and exhibits of the instant proceeding together with a written statement of his Findings of Fact and Conclusions.

The record transmitted by the Examiner discloses that -- at the hearing -- the herein application was protested by Lamb Construction Company, Lyons, Colorado.

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

Specifically, the submitted Examiner's Findings of Fact and Conclusions read as follows, to-wit:

EXAMINER FINDINGS OF FACT

1. Applicant is an individual.
2. Applicant does not hold previously granted authority from this Commission.
3. By this application, Applicant seeks to obtain authority to operate as a common carrier by motor vehicle for hire for the transportation of ashes, trash and other waste materials between points and places within the Town of Lyons, Colorado, and a five-(5) mile radius thereof to regularly designated and approved dumps and disposal places in Boulder County, Colorado.
4. This matter was protested by Lamb Construction Company, a Colorado corporation, which holds Certificate of Authority PUC No. 6980 and which duplicates the authority sought herein.
5. It is the stated intent of Applicant to operate this authority on a very small scale and to render the service as a part of and in conjunction with his work in the Town of Lyons having to do with mowing lawns and performing general yardwork and cleanup services. It is not the intent of Applicant to engage in any extensive operations.
6. The Town of Lyons, Colorado, by reasons of its size and make-up of its population, has need for a service proposed by this Applicant as set forth above.
7. The authority should be restricted as to equipment as hereinafter set forth.
8. By restricting the authority as hereinafter set forth, the objections of Protestant are satisfied.
9. Applicant has equipment, experience and net worth, all of which are ample and suitable for operation of the authority applied for herein.
10. 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.
11. There is a present or special need for the proposed service and the granting of the authority, as hereinafter set forth, will be in the public interest.
12. That the existing service is inadequate to meet the particular transportation requirements sought herein.
13. The present or future public convenience and necessity requires or will require the service as hereinafter set forth.
14. The authority will be in the public interest and should be granted as hereinafter set forth.

EXAMINER CONCLUSIONS

That the Commission make and enter its Order granting the application and authorizing Applicant to operate as a common carrier by motor vehicle for hire with authority as follows:

"Transportation of

Ashes, trash and other waste materials

Between points and places within the Town of Lyons, Colorado, and a five (5) mile radius thereof, to regularly designated and approved dumps and disposal places in Boulder County, Colorado.

RESTRICTION:

This Certificate is restricted to the use of only one (one-half ton) pick-up truck."

The Commission has given careful consideration to the record and exhibits in the above-entitled proceeding and to the Findings of Fact and Conclusions submitted by the Examiner. Now, therefore, pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission specifically adopts the submitted Findings of Fact and Conclusions of the Examiner, as hereinabove set forth, and, in accordance therewith, makes and enters the following Order.

O R D E R

THE COMMISSION ORDERS:

That Bill Severs, Lyons, Colorado, be, and hereby is, authorized to operate as a common carrier by motor vehicle for hire for the following:

Transportation of

Ashes, trash and other waste materials

Between points and places within the Town of Lyons, Colorado, and a five (5) mile radius thereof, to regularly designated and approved dumps and disposal places in Boulder County, Colorado.

RESTRICTION:

This Certificate is restricted to the use of only one (one-half ton) pick-up truck,

and this ORDER shall be deemed to be, and be, a CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY therefor.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

COMMISSIONER HOWARD S. BJELLAND
NECESSARILY ABSENT AND NOT
PARTICIPATING

Dated at Denver, Colorado
this 6th day of June, 1968.
bk

(Decision No. 71382)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: THE ISSUANCE OF TEMPORARY)
CERTIFICATES OF PUBLIC CONVEN-)
IENCE AND NECESSITY UNDER CHAPTER)
115-9-4 (2) CRS 1963, FOR THE)
TEMPORARY OR SEASONAL MOVEMENT OF)
EARLY ONIONS)

APPLICATION NO. 23230
EMERGENCY DISTRICT 4-68

June 5, 1968

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Report has been received by the Commission from Lloyd C. Espinosa, Supervisor, Enforcement Division of this Commission, indicating that an emergency exists because of the shortage of motor vehicles for the transportation of early onions in the County of Otero, Colorado.

Request, pursuant to the above, has been made for an Order of the Commission to issue temporary certificates so as to authorize the temporary or seasonal operation of motor vehicles for the purpose of transporting early onions in the county as set forth above.

The Commission states and so finds that an emergency exists because of the shortage of motor vehicles for the transportation of early onions in the County of Otero, Colorado, and that the present or future public convenience and necessity requires, or will require, the issuance of temporary certificates for the temporary or seasonal operation of motor vehicles for the purpose of transporting said commodity, as provided by Chapter 115, Article 9, Section 4, (2), CRS 1963, and as set forth in the Order following.

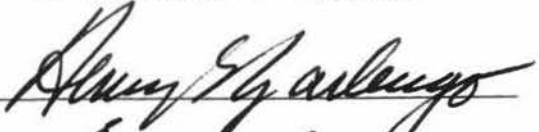

O R D E R

THE COMMISSION ORDERS:

That temporary certificates be, and hereby are authorized for the temporary or seasonal operation of motor vehicles for the purpose of transporting early onions in only the County of Otero, State of Colorado; provided,

however, that said certificates shall be effective for only a period of ninety (90) days, commencing June 15, 1968.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

COMMISSIONER HOWARD S. BJELLAND
NECESSARILY ABSENT AND NOT
PARTICIPATING

Dated at Denver, Colorado,
this 5th day of June, 1968.
bk

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: THE ISSUANCE OF TEMPORARY)
CERTIFICATES OF PUBLIC CONVEN-)
IENCE AND NECESSITY UNDER CHAPTER)
115-9-4 (2), CRS 1963, FOR THE)
TEMPORARY OR SEASONAL MOVEMENT OF)
WHEAT AND SMALL GRAINS)

APPLICATION NO. 23231
EMERGENCY DISTRICT 5-68

June 5, 1968

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Report has been received by the Commission from Lloyd C. Espinosa, Supervisor, Enforcement Division of this Commission, indicating that an emergency exists because of the shortage of motor vehicles for the transportation of wheat and small grains in the Counties of Adams, Arapahoe, Baca, Bent, Boulder, Cheyenne, Conejos, Crowley, Douglas, Elbert, El Paso, Kiowa, Kit Carson, Larimer, Las Animas, Lincoln, Logan, Moffat, Morgan, Otero, Phillips, Prowers, Pueblo, Sedgwick, Washington, Weld, Yuma, Colorado.

Request, pursuant to the above, has been made for an Order of the Commission to issue temporary certificates so as to authorize the temporary or seasonal operation of motor vehicles for the purpose of transporting wheat and small grains in the counties as set forth above.

The Commission states and so finds that an emergency exists because of the shortage of motor vehicles for the transportation of wheat and small grains in the Counties of Adams, Arapahoe, Baca, Bent, Boulder, Cheyenne, Conejos, Crowley, Douglas, Elbert, El Paso, Kiowa, Kit Carson, Larimer, Las Animas, Lincoln, Logan, Moffat, Morgan, Otero, Phillips, Prowers, Pueblo, Sedgwick, Washington, Weld, and Yuma, Colorado, and that the present or future public convenience and necessity requires, or will require, the issuance of temporary certificates for the temporary or seasonal operation of motor vehicles for the purpose of transporting said commodities, as

provided by Chapter 115, Article 9, Section 4, (2), CRS 1963, and as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That temporary certificates be, and hereby are authorized for the temporary or seasonal operation of motor vehicles for the purpose of transporting wheat and small grains in only the Counties of Adams, Arapahoe, Baca, Bent, Boulder, Cheyenne, Conejos, Crowley, Douglas, Elbert, El Paso, Kiowa, Kit Carson, Larimer, Las Animas, Lincoln, Logan, Moffat, Morgan, Otero, Phillips, Prowers, Pueblo, Sedgwick, Washington, Weld, Yuma, State of Colorado; provided, however, that said certificates shall be effective for only a period of ninety (90) days, commencing June 15, 1968.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

COMMISSIONER HOWARD S. BJELLAND
NECESSARILY ABSENT AND NOT
PARTICIPATING

Dated at Denver, Colorado,
this 5th day of June, 1968.
bk

(Decision No. 71384)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
SANTA'S WORKSHOP, A COLORADO CORPO-)
RATION, NORTH POLE, COLORADO, FOR A)
CERTIFICATE OF PUBLIC CONVENIENCE)
AND NECESSITY TO OPERATE AS A COMMON)
CARRIER BY MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 23077

June 7, 1968

Appearances: Jack A. Holst, Esq., Colorado
Springs, Colorado, for
Applicant;
Louis Johnson, Esq., Colorado
Springs, Colorado, for
Bessemer Bus Corporation,
Protestant.

STATEMENT OF PROCEDURE AND RECORD

BY THE COMMISSION:

On March 4, 1968, the above-entitled application was filed requesting a certificate of public convenience and necessity to operate as a common carrier by motor vehicle for hire for the transportation service as specifically set forth in said application.

After due and proper notice to all interested persons, firms or corporations, the application was heard by Robert L. Pyle -- duly designated by the Commission as an Examiner for the purpose of conducting the hearing on said application -- who, pursuant to the provisions of 1963 CRS 115-6-9 (2), has transmitted to the Commission the record and exhibits of the instant proceeding together with a written statement of his Findings of Fact and Conclusions.

The record transmitted by the Examiner discloses that -- at the hearing -- the herein application was protested by Bessemer Bus Corporation.

Matters which were considered by the Examiner, prior to the taking of evidence on the application, have been submitted to the Commission in the

following exact manner, to-wit:

PRELIMINARY MATTERS, MOTIONS, ETC.

A protest was filed by and on behalf of Bessemer Bus Corporation, by and through its attorney, Louis Johnson; however, said Protestant withdrew prior to the hearing.

The record further discloses, in view of the above and foregoing, that the protestant of record, as above indicated, withdrew its protest to the granting of the authority as herein sought.

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

Specifically, the submitted Examiner's Findings of Fact and Conclusions read as follows, to-wit:

EXAMINER FINDINGS OF FACT

1. Applicant is a corporation.
2. Applicant does not hold previously granted authority from this Commission.
3. The Applicant will furnish an individual service so as to transport members of the public from and to motels and hotels in the area indicated in the application to and from Santa's Workshop at North Pole, Colorado.
4. Such an individual service as above indicated is needed so as to meet the public convenience and necessity inasmuch as sightseeing tours now available cannot accommodate the particular service to be rendered under this authority primarily for the reason that members of the public who would seek the service to be performed by Applicant in this instance spend as much as two or three hours at Santa's Workshop after their arrival.
5. Applicant has equipment, experience and net worth, all of which are ample and suitable for operation of the authority applied for herein.
6. The chief corporate officers, as well as other employees of the Applicant, 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, Applicant has or will make adequate provision for insurance.
7. There is a present or special need for the proposed service and the granting of the authority, as hereinafter set forth, will be in the public interest.

8. The existing service is inadequate to meet the particular transportation requirements sought herein.
9. The present or future public convenience and necessity requires or will require the service as hereinafter set forth.
10. The authority will be in the public interest and should be granted as hereinafter set forth.

EXAMINER CONCLUSIONS

That the Commission make and enter its Order granting the application and authorizing the Applicant to operate as a common carrier by motor vehicle for hire with authority as follows:

Transportation -- on call and demand -- of

Passengers

To and from Santa's Workshop at North Pole, Colorado, from and to the Broadmoor area in El Paso County, Manitou Springs, Colorado, and Colorado Springs, Colorado.

The Commission has given careful consideration to the record and exhibits in the above-entitled proceeding and to the Findings of Fact and Conclusions submitted by the Examiner. Now, therefore, pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission specifically adopts the submitted Findings of Fact and Conclusions of the Examiner, as hereinabove set forth, and, in accordance therewith, makes and enters the following Order.

O R D E R

THE COMMISSION ORDERS:

That Santa's Workshop, a Colorado corporation, North Pole, Colorado, be, and hereby is, authorized to operate as a common carrier by motor vehicle for hire for the following:

Transportation -- on call and demand -- of

Passengers

To and from Santa's Workshop at North Pole, Colorado, from and to the Broadmoor area in El Paso County, State of Colorado, Manitou Springs, Colorado, and Colorado Springs, Colorado,

and this ORDER shall be deemed to be, and be a CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY therefor.

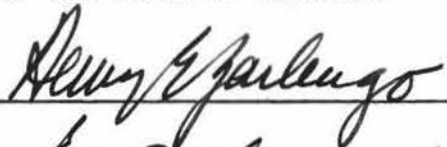
That Applicant shall file tariffs of rates, rules and regulations as required by the rules and regulations of this Commission within twenty days from date.

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.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

COMMISSIONER HOWARD S. BJELLAND
NECESSARILY ABSENT AND NOT
PARTICIPATING

Dated at Denver, Colorado,
this 7th day of June, 1968
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
GARBAGE SERVICE CO., INC., DOING)
BUSINESS AS "BEST WAY DISPOSAL CO.,")
1705 EAST LAS VEGAS, COLORADO)
SPRINGS, COLORADO, FOR AUTHORITY TO)
TRANSFER PUC NO. 3626 TO COLORADO)
SPRINGS DISPOSAL CORPORATION, 1705)
EAST LAS VEGAS, COLORADO SPRINGS,)
COLORADO.)

APPLICATION NO. 23092-Transfer

June 7, 1968

Appearances: Dan Hughes, Esq., Colorado
Springs, Colorado, for
Transferor and Transferee.

STATEMENT OF PROCEDURE AND RECORD

BY THE COMMISSION:

On March 11, 1968, the above-entitled application was filed requesting authority to transfer Certificate PUC No. 3626.

After due and proper notice to all interested persons, firms or corporations, the application was heard by Robert L. Pyle -- duly designated by the Commission as an Examiner for the purpose of conducting the hearing on said application -- who, pursuant to the provisions of 1963 CRS 115-6-9 (2), has transmitted to the Commission the record and exhibits of the instant proceeding together with a written statement of his Findings of Fact and Conclusions.

The record transmitted by the Examiner discloses that no one appeared at the hearing to intervene or to protest the granting of the authority as requested.

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

Specifically, the submitted Examiner's Findings of Fact and Conclusions read as follows, to-wit:

EXAMINER FINDINGS OF FACT

1. Transferor herein is the present owner and operator of PUC No. 3626, which is the subject of this proceeding.
2. This authority has been continually operated in the past and is presently in good standing with the Commission.
3. Transferor has and shall retain Certificate of Authority PUC No. 2575 which he uses in rendering service primarily to commercial customers. Transferor intends to continue performing services under said Certificate for commercial customers only which will enable him to better utilize special equipment and the public will best be served by having the authority involved in this proceeding, namely, Certificate of Authority PUC No. 3626, under separate ownership. It should be noted that when Transferor became the owner of both of these authorities, they were not consolidated nor was this authority cancelled.
4. Transferee herein holds no previously granted authority from this Commission.
5. The parties have entered into an Agreement to transfer the operating authority and the consideration to be paid is fair and reasonable.
6. The Certificate is free and clear of any debts, encumbrances or obligations.
7. Transferee has sufficient equipment, experience and net worth, all of which are ample and suitable for operation of the authority sought herein.
8. 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.
9. If this transfer is approved, Transferee 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 as hereinafter set forth.

EXAMINER CONCLUSIONS

That the Commission make and enter its Order authorizing Transferor to transfer all of his right, title and interest in and to PUC No. 3626 to Colorado Springs Disposal Corporation, and that henceforth the full and complete authority under said PUC No. 3626 shall read as follows, to-wit:

Transportation of

Ashes, trash and other refuse

From the City of Colorado Springs and a one (1) mile radius thereof to designated and approved dumps and disposal sites within a thirty (30) mile radius of the City of Colorado Springs, Colorado.

The Commission has given careful consideration to the record and exhibits in the above-entitled proceeding and to the Findings of Fact and Conclusions submitted by the Examiner. Now, therefore, pursuant to the provisions of 115-6-9 (2), the Commission specifically adopts the submitted Findings of Fact and Conclusions of the Examiner, as hereinabove set forth, and, in accordance therewith, makes and enters the following Order.

O R D E R

THE COMMISSION ORDERS:

That Garbage Service Co., Inc., doing business as "Best Way Disposal Co.," Colorado Springs, Colorado, be, and hereby is, authorized to transfer all right, title and interest in and to Certificate PUC No. 3626 to Colorado Springs Disposal Corporation, 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. 3626 shall read and be as follows, to-wit:

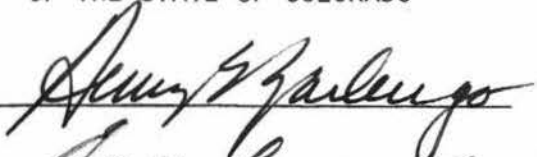

Ashes, trash and other refuse

From the City of Colorado Springs, and a one (1) mile radius thereof, to designated and approved dumps and disposal sites within a thirty (30) mile radius of the City 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 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 (21) days from
date.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

COMMISSIONER HOWARD S. BJELLAND
NECESSARILY ABSENT AND NOT
PARTICIPATING

Dated at Denver, Colorado,
this 7th day of June, 1968
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 COMMERCIAL)
CARRIERS BY MOTOR VEHICLE (NOT FOR HIRE))
OVER THE PUBLIC HIGHWAYS OF THE STATE OF)
COLORADO.)

June 7, 1968

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The files and records of the Commission discloses 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 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 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.

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 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:



Acco Seed, Inc.	515 River Ave. North, Belmond, Iowa 50421
Baker Manufacturing Co.	P. O. Box 152, Pineville, Louisiana 71360
Chester Bennett & Carl Grisham	Box 101, Niwot, Colorado 80534
Joseph H. Garrett dba Blackhawk Oil & Investment Co.	Route 1, Box 599A, Evergreen, Colorado 80439
John R. Bradburn	Route 2, Box 464, Pueblo, Colorado 81001
Jim D. Braley dba Braley Farms	Route 1. Box 78, Littleton, Colo. 80120
Robert E. Cable dba (Cable's) Red Dot Tire Co.	1107 North Main, Pueblo, Colorado 81002
D. C., C. D. & J. A. Calhoun dba Calhoun Farms	Montrose, Missouri 64770
Glenn R. Sorensen dba Charles Chips	1510 Auburn Drive, Colorado Springs, Colorado 80909
Consolidated, Gifford, Matthews Brokerage Co.	1010 Sixth Avenue North, Nashville, Tennessee 37219
Dahn Brothers Inc.	251 W. 1400 South, Salt Lake City, Utah 84115
Delhi Manufacturning Corp.	P. O. Box 7, Delhi, Louisiana 71232
Merle R. Price dba Dick's Service	Rt. 3, Box 442 (B3) Greeley, Colo. 80630
Electricway Corp.	2585 Fremont Drive, Canon City, Colorado 81212
Fox DeLuxe Foods, Inc.	P. O. Box 694, Carthage, Missouri 64836
Francis B. Freese dba Freese Neon Service	Route 2, Box 219A, Montrose, Colorado 81401
Eufracio Gallegos	Box 454, Del Norte, Colorado 81132
General Wholesale Cooperative Inc.	Norfolk, Nebraska 68701
C. L. Hackney	627 Braemer Circle, Grand Junction, Colorado 81501

Richard Haff	910 Bennett, Glenwood Springs, Colorado 81601
Harold W. Holmes dba Holmes Auction Co.	3411 E. Pershing Blvd., Cheyenne, Wyoming 82001
David Loren Holt	Route 2, Box 34A, Delta, Colorado 81416
Vearn J. Huffaker	313 Read St., Santa Fe, New Mexico 87501
Imperial Industries, Inc.	P.O. Box 646, Batesville, Miss. 38606
International Aluminum Ltd.	90 Moonachie Ave., Moonachie, New Jersey 07074
International Latex Corp.	P.O. Box 700, Dover, Delaware 19901
Interstate Irrigation Inc.	Box 571, Sterling, Colorado 80751
Jackson Manufacturing Co.	Route 1, Chickasha, Oklahoma 73018
W. O. Jenkins	2210 E. 3rd St., Amarillo, Texas 79104
Kimball Implement Co.	106 So. Burg St., Kimball, Nebr. 69145
Frances M. Klute, Special Adminstratrix of the Estate of Elmer Klute, deceased dba Klute Custom Service	Route 1, York, Nebraska 68467
Cecil H. Kaiser dba Knob Hill Garage & Auto Parts	2239 E. Platte Ave., Colorado Springs, Colorado 80909
Oliver H. Loper dba Oliver Loper Concrete Contractor	1515 No. 15th, Canon City, Colorado 81212
Kenneth D. McCain	Route 2, Delta, Colorado 81416
Charles W. McComb	Box 282, Clifton, Colorado 81520
Mon Ark Boat Co.	Monticello, Arkansas 71655
Richard E. Foos dba New & Used Furniture	Route 1, Box 79, Erie, Colorado 80516
Open Door Feed Mill	R. R. # 1, Box 107, Delta, Colorado 81416
Kenneth W. Link dba Period, Inc.	East Obyrne St., Henderson, Kentucky 42420
Robert J. Hyers dba Quality Roofing	124 E. Main St., Florence, Colorado 81226
Reddi-Bilt Homes Inc. dba Reddi-Bilt	1330 Monroe Ave., Loveland, Colo. 80537
D. V. Riley dba Riley Tire Shop	818 West 3rd St., La Junta, Colo. 80150
Pete W. Sass	Rt. 2, Box 337, Loveland, Colorado 80537
Elmer Schmidt	Hampton, Nebraska 68843

A. K. Seymour	Box 663, Canyon, Texas 79015
Luther T. Simes dba Simes & Sons	2603 Strozier, El Monte, California 91733
Smith Furniture Manufacturing Co.	P. O. Box 1638, Waco, Texas 76703
Southern Wires Inc.	P. O. Box 979, Quincy, Florida 32351
Stanley Stanko	Route 1, Box 160, Brighton, Colo. 80601
Steamboat Grain Co.	Box S, Steamboat Springs, Colo. 80477
Stone Steel & Wire Co. Inc.	Box 251, Marlow, Oklahoma 73055
Travel Industries	325 Commercial St., Oswego, Kansas 67357
U.S. Plywood - Champion Paper, Inc.	302 Industrial Ave., Albuquerque, New Mexico 87107
Lawrence M. Lee dba West Alameda Catering	5700 W. Alameda Ave., Lakewood, Colorado 80215
Wittichen Solvents Co.	2019 Highland Ave., Birmingham, Alabama 35205
Wayne Wooden	Route 2, Box 36, Durango, Colo. 81301

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

COMMISSIONER HOWARD S. BJELLAND
NECESSARILY ABSENT AND NOT
PARTICIPATING

Dated at Denver, Colorado,
this 7th day of June, 1968.
bk

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)

HERBERT KELSO DBA)
KELSO PRODUCE)
415 Terminal Produce Market)
San Antonio, Texas 78214)

AUTHORITY NO. M 9922

CASE NO. 2956-M-Ins.

June 7, 1968

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On April 23, 1968 , 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.

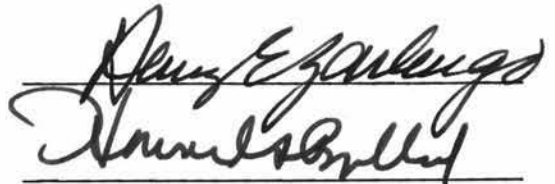
O R D E R

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
7th day of June, 1968 .

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)

JERROLD MYERS DBA)
J AND J GRAVEL COMPANY)
Box 386)
Alamosa, Colorado 81101)

AUTHORITY NO. M 14616

CASE NO. 3146-M-Ins.

June 7, 1968

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On May 28, 1968 , 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
7th day of June, 1968 .

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE: MOTOR VEHICLE OPERATIONS OF
BILL L. HUBBARD
2415 WHEELER AVENUE
COLORADO SPRINGS, COLORADO 80904

PERMIT NO. M-13204

June 7, 1968

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.

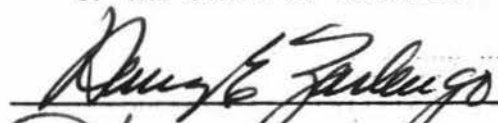
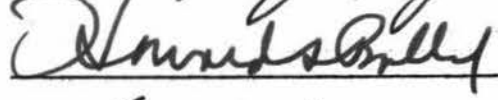

ORDER

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective May 27, 1968.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 7th day of June 1968
ls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE: MOTOR VEHICLE OPERATIONS OF	*	*	*)	
ROSS L. HOLSCRAW, DOING BUSINESS AS)	
OTIS ENCO SERVICE)	
1ST AND DADE)	
OTIS, COLORADO 80743)	<u>PERMIT NO. M-576</u>

June 7, 1968

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.

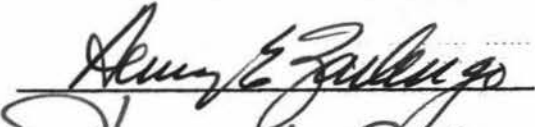
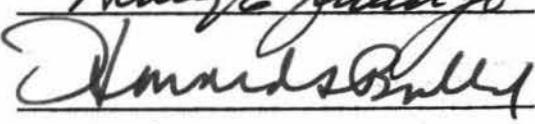

ORDER

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective June 2, 1968.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 7th day of June 1968
ls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE: MOTOR VEHICLE OPERATIONS OF
SERV-ALL PARTS COMPANY
957 BROADWAY
DENVER, COLORADO 80203

PERMIT NO. M-4869

June 7, 1968

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 May 27, 1968.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Alvin E. Zuckerman
Donald S. Kelly
Ed R. Lullong
Commissioners

Dated at Denver, Colorado,
this 7th day of June 1968
ls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE: MOTOR VEHICLE OPERATIONS OF
FLOYD A. WILSON
250 WEST 3RD NORTH
SALINA, UTAH 84654

* * *

)

)

)

)

PERMIT NO. M-6303

June 7, 1968

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

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

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


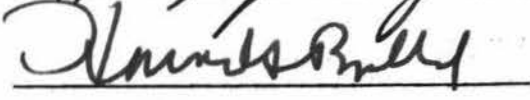

O R D E R

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective May 7, 1968.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 7th day of June 1968
1s

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE: MOTOR VEHICLE OPERATIONS OF
WILLIAM C. RICHTER
1634 HARRISON STREET
DENVER, COLORADO 80206

PERMIT NO. M-7045

June 7, 1968

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

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

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

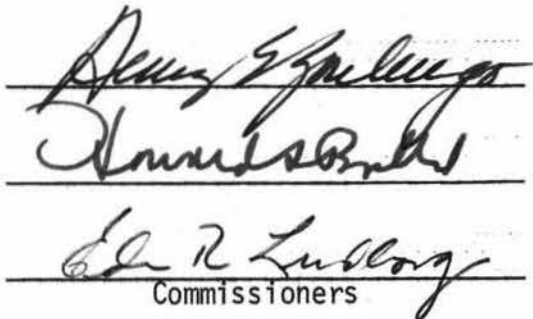
O R D E R

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective May 30, 1968.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 7th day of June 1968
1s

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE: MOTOR VEHICLE OPERATIONS OF
J. D. AND F. D. BRITT, DOING BUSINESS AS
BRITT TIRE COMPANY
2402 PEARL STREET
BOULDER, COLORADO 80301

PERMIT NO. M-10722

June 7, 1968

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 May 31, 1968.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Alvin E. Zuckerman
Howard S. Buller
Edw. R. Ludlow
Commissioners

Dated at Denver, Colorado,
this 7th day of June 1968
1s

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE: MOTOR VEHICLE OPERATIONS OF
ERNEST G. AND ELSIE A. LANE, DOING
BUSINESS AS LANE CONSTRUCTION,
GRAND LAKE, COLORADO 80447

PERMIT NO. M-14246

June 7, 1968

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

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

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

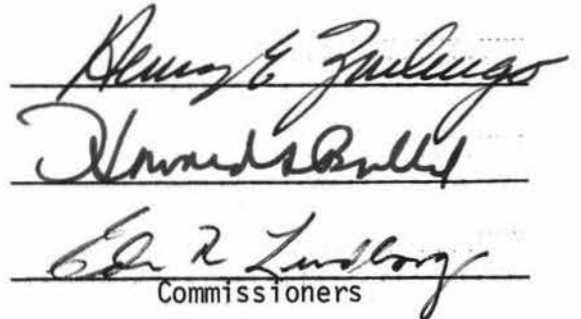
O R D E R

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective May 28, 1968.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 7th day of June 1968
1s

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE: MOTOR VEHICLE OPERATIONS OF
WELDON T. SHOOK, DOING BUSINESS AS
TOM'S RADIO & TELEVISION SERVICE
210 LA PORTE AVENUE,
FORT COLLINS, COLORADO 80521

PERMIT NO. M-14637

June 7, 1968

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.

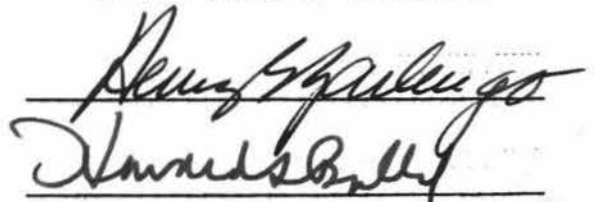

ORDER

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective May 27, 1968.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

Dated at Denver, Colorado,
this 7th day of June 1968
ls

(Decision No. 71397)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
THE CITY OF AURORA, COLORADO, BY AND)
THROUGH ITS TRAFFIC DEPARTMENT, FOR)
AUTHORITY TO HAVE INSTALLED BY THE)
UNION PACIFIC RAILROAD COMPANY TWO)
(2) GATE TYPE CANTILEVER FLASHING)
SIGNALS ACTUATED BY RAILROAD TRACK)
CIRCUITS AT THE UNION PACIFIC RAIL-)
ROAD COMPANY CROSSING NORTH OF SMITH)
ROAD ON PEORIA STREET, AURORA, COLO-)
RADO.)

APPLICATION NO. 22474

June 7, 1968

Appearances: Leland M. Coulter, City Attorney,
and
Harold Davidson, Assistant City
Attorney, Aurora, Colorado, for
Applicant;
Clayton D. Knowles, Esq., Denver,
Colorado, for Union Pacific
Railroad Company;
Brian H. Goral, Assistant City
Attorney, Denver, Colorado, for
City of Denver as its interest
may appear;
John L. McNeill, Denver, Colorado,
of the Staff of the Commission.

S T A T E M E N T

BY THE COMMISSION:

On March 15, 1967, the City of Aurora filed an application with the Commission requesting approval for the installation of automatic grade crossing signals as above captioned.

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

Purpose of the instant application is to secure Commission approval for the installation of automatic signal devices to replace present protection of highway warning signs, stop signs and railroad crossbuck signs at the instant railroad-street grade crossing. Request was made by the City of Aurora for Commission payment assistance on the basis that Peoria is a city street and that the City Council of Aurora has appropriated City funds amounting to 10% of the estimated cost of \$37,000 for automatic signals; and that the remaining cost be further allocated among other interested parties in accordance with Chapter 115-4-6, CRS 1963, as amended, and further use of Highway Crossing Protection Funds established according to Chapter 120-12-5 (2) CRS 1963, as amended.

In testimony for Applicant, Duane B. Greenfield, Traffic Engineer for the City of Aurora, stated that he has been so employed for the past 2 1/2 years and knows the instant Peoria Street crossing. He identified Exhibit C -- a map showing the City of Aurora and adjacent area -- and located thereon the location of the Peoria Street crossing. As a north-south roadway, Peoria Street makes a near-right angular crossing at grade over trackage of Union Pacific Railroad. The north City limit line of Aurora, at 130 feet north from the rail line, is also the common boundary line between City of Aurora on the south and the new Montbello development in the City of Denver to the North. With reference to Peoria Street, Mr. Greenfield stated that the grade crossing has existed for many years but involved only one track, - i.e., the Union Pacific main line; that the street also extended only a short distance north from the railroad; that traffic amounted to about 100 cars per day; and that protection of standard crossbuck signing was adequate. In recent years there had been a gradual expansion in the whole metropolitan area. Part of this expansion is shown in the eastward extension of the City of Denver along the north line of the City of Aurora and the Union Pacific right-of-way. As shown on the map, Exhibit C, the prior east-west traffic artery of Smith Road is indicated on south side of the Union Pacific trackage. Also shown is the new east-west route of Interstate 70, as recently constructed, which

is about one-half mile northward from and parallel to the rail line. Peoria Street now extends for some two miles northward into the new Montbello subdivision with a full diamond-type interchange at the new I-70 route.

Following the opening of I-70 for traffic in October and November of 1965, Mr. Greenfield stated there was an immediate increase of traffic on Peoria Street. Current use now indicates continuing traffic increase from the opening volume of 6,000 vehicles to an estimated 15,000 vehicles per day by 1975.

As noted by Mr. Greenfield, the new Montbello subdivision, on north side of Interstate 70, has attracted numerous industries and the development of some 500 homes. At the south side of the new highway -- both east and west from Peoria Street -- and extending to right-of-way of Union Pacific, the railroad is also developing an Industrial Park. In addition to the original main line of the railroad, Peoria Street is now crossed by three additional tracks, viz., on the north of the main line is an industry track now being used for limited switching movements and car storage; and on the south side there are two sets of stub tracks which were placed across the newly improved Peoria Street and will be later connected to new yard tracks as required by anticipated industrial development.

With the new use of Peoria Street, and the increasing importance as a principal traffic artery for Aurora access resulting from Interstate Highway development, Mr. Greenfield stated three meetings were held with Union Pacific to develop adequate crossing protection. He identified Exhibit A, an Agreement Letter, dated March 10, 1967, by Union Pacific with an attached Estimate of Costs in the amount of \$37,000 for Flashing Light signals with gates at M.P. 631.58 Peoria Street, Aurora, Colorado.

Mr. Greenfield stated, it was his opinion, that the proposed installation of Flashers with added gates is necessary due to the increased hazard of additional trackage as planned by the railroad. However, on basis of original situation consisting of the single main track, a less expensive installation of Flasher signals estimated at \$12,000 to \$15,000 would be adequate.

It was further explained by Mr. Greenfield that assistance in sharing the cost of crossing protection had been sought by the City of Aurora from the City of Denver; that conferences had been held with members of the Denver Traffic Engineering Department; and that by correspondence, dated October 20, 1966, notice was given to the City of Aurora by the City of Denver that no participation in payment of the crossing costs would be offered. According to Mr. Greenfield, no additional city contacts were made.

George W. McDonald, Civil Engineer and Union Pacific Assistant Division Engineer at Denver for the past seven years, described Peoria Street as a former dirt road that crossed the Union Pacific main line and extended about one-half mile northward into Adams County to serve a dump area; that often glass and debris was in the roadway; and that traffic was light.

He identified Applicant's Exhibit D as a map of the Peoria-Havana Street area. Peoria Street, at the east end of the map, is shown as extending northward into the City and County of Denver and having also an interchange with east-west Interstate Highway 70 at one-half mile north from the main line. Havana Street is shown at one mile to the west. It crosses two Union Pacific tracks and also interchanges with Interstate 70.

The Union Pacific right-of-way was described as being 200 feet wide on each side of the Denver-Kansas City main line track: (a) Along the south side of the right-of-way is shown an easement strip 100 feet wide to City and County of Denver for Smith Road (former Colorado Highway No. 72); (b) The former north right-of-way line at 200 feet from the main track was an Adams County boundary and also the north city line of Aurora. However, in recent annexation by City of Denver, and extending from Havana easterly beyond Peoria Street, the northerly 70 feet of the railroad right-of-way has been conveyed to City of Denver and the north right-of-way line at 130 feet from main track is now the common city limit line for Denver on the north and Aurora to the south.

In this area, a north-south line at one-half mile west from Peoria is also the common boundary line between Aurora and City of Denver.

As noted by Mr. McDonald, the former 70 feet of railroad right-of-way is now the location of 37th Avenue within the City of Denver. The City of Denver area extending approximately 2,000 feet northward from 37th Avenue to Interstate 70 and within the one-mile distance between Peoria and Havana Streets is designated Union Pacific Industrial District No. 3.

In further reference to Exhibit D, Mr. McDonald explained that Peoria Street has been recently asphalt paved and widened to a new width of 48 feet. In order to avoid future damage to the street surfacing, Union Pacific placed the additional tracks across Peoria Street as follows:

- At south of Main track - Stub track 78 feet long
- At north of Main track - Stub track 78 feet long
- At 33 feet north of Main track - 250 feet extension of running track as built eastward from Havana Street for switching service to Industrial District No. 3.

Complete extensions to the stub tracks will be made in accordance with development needs of the Union Pacific Industrial areas adjacent to the railroad east and west from Peoria and south of Interstate No. 70. In addition to the original main line and three new switch tracks, a fourth new track is being considered for use as the main line at 49 feet to the south of present location. As noted by Mr. McDonald, the added tracks over Peoria Street are primarily for development of Union Pacific industrial land.

It was established that no proposals have been made for any new north-south crossings; that, in relation to Peoria Street, there is a grade separation at one mile east for southbound Interstate #225 (shown on Exhibit C); that Havana Street at one mile to the west is an adequate two-lane roadway protected with flasher signals; and that new four-lane construction of Peoria Street, with the addition of new tracks, now creates the necessity of flasher signals with gates.

Information, regarding the number of trains and related operating data over the Peoria crossing, was given by John A. Son, Union Pacific Road Foreman of Engines for main line operations through Aurora, as follows:

Four passenger train movements daily --
Speed - 40 to 55 miles per hour.

Seven freight trains daily -- Union Pacific and Rock Island
Speed - 25 to 30 miles per hour.

Maximum operating speed permitted by railroad rules is 55 miles per hour. Switching operations are a local function and are expected to increase; estimate is now ten movements daily at low speeds.

With reference to the following exhibits, explanatory testimony, pertaining to the methods of crossing protection and the operation of automatic signal devices being considered, was given by Howard G. Smith, Union Pacific Signal Supervisor for Colorado and Wyoming operations:

Exhibit B -- Sets forth track wiring diagrams in area M.P. 629.0 to 632.8 with Location layout and circuit plans for Peoria Street signal at M.P. 631.58.

Exhibit F -- Schematic drawing - sets forth track and circuiting westward from M.P. 630 (Sable) to M.P. 633 (Roydale). New trackage with flasher signals is shown in yellow. Original main line track in blue.

Exhibit G -- Supplementary cost estimate. Sets forth revisions of Exhibit A (Gates and Flashers) to provide Cantilever-type flasher signals only.
Total labor and materials \$25,500.

Exhibit H -- Union Pacific Drawing C-3766. Sets forth diagrams of Crossing Signal Devices.

Sheet 1 - Sets forth descriptive details of flasher signals with gate arms.

Sheet 2 - Sets forth various designs of flasher light warning signals including cantilever type and turn signals.

With reference to Exhibit A -- being cost estimate, dated November 4, 1966, as submitted with the application -- Mr. Smith explained the estimate, as prepared for the City of Aurora, was made on the same basis as for a State or Federal Aid project and was in conformity with the current standards of the railroad and the specifications of Association of American Railroads, of which Union Pacific is a member.

In evaluating a grade crossing for determination of type of protection devices, numerous elements are to be considered, viz.: sight distance; traffic count and type of use; flow of traffic -- whether uniform or subject to peak volumes; approach grades; adjacent roadways; volume of rail traffic --

speed and type as passenger, freight and switching; adjacent structures and number of tracks. At a single track, Mr. Smith stated that standard automatic protection is usually Flasher signals which may be supplemented with short arm gates to provide greater motorist control. At a multiple lane roadway, added flashing light units are often placed on over-head or cantilever supports to provide increased motorist visibility of the signals. Where multiple tracks are involved (two or more tracks), gates then become necessary when there is possibility that both tracks may be used at nearly same time by separate trains either on or approaching the crossing.

In this regard, Exhibit G, showing an amount of \$25,500, was prepared by Mr. Smith as a supplementary estimate for cantilever flashers which he considered as a minimum protection for a single track crossing involving a four-lane roadway similar to the new Peoria Street and handling 7,000 vehicles per day. However, on Exhibit F, the actual track situation is shown regarding the two non-use stub tracks and a switching spur which is now in partial use to serve Gates Rubber Company located within Union Pacific Industrial District No. 3.

It was Mr. Smith's opinion that the proposed flasher signals and gates should be considered as the minimum measure of protection for future use. He noted also that the adjacent location of Smith Road and the related traffic offered another justification for future consideration of a possible grade separation at Peoria Street. The instant cost exhibits include provision for installation of "No Left Turn" signals at Smith Road and 37th Avenue. In addition, circuiting is being included for interconnection with City Traffic signals which would be a desirable addition by City of Aurora at Smith Road intersection.

Counsel for the Applicant, noted for the record, the rather intermediary position of the City of Aurora; the involvement of other parties; the necessity for the Commission to seek a broad interpretation of the costs, protection needs, benefits -- both public and private; and funds available -- all of which offer a rather unique problem in this matter which he reviewed as follows:

- (a) Initial status of Peoria Street as a minor crossing and road than went "nowhere."
- (b) Current development of adjacent area by City of Denver and further encroachment into the City of Aurora by reduction of the north railroad right-of-way from initial 200 feet width to 130 feet.
- (c) New traffic volumes developing on Peoria Street, as introduced by, and resulting from new construction of Interstate Highway No. 70 with the new interchange construction and northward extension of Peoria Street within the City of Denver.
- (d) New growth situation has created a demand for a highly "sophisticated" type of protection consisting of flasher lights and gates -- all of which will cost \$37,000; whereas, formerly, a minimum flasher installation cost of \$12,000 to \$15,000 would suffice.
- (e) Extensive industrial development of Union Pacific Railroad requiring the addition of three tracks -- and possibly a fourth -- has created a need for more sophisticated devices which result in higher costs.
- (f) Ten percent participation in signal costs, as proposed by Union Pacific, is not fairly related to the railroad benefits resulting in additional signal protection being provided to meet expanded trackage needs of the railroad in its own operations.
- (g) Offer by Counsel for City of Denver to participate in costs was welcomed in view of previous City rebuffs regarding requests for assistance.
- (h) Authority of the Commission, under Chapt. 115-4-6 (2) (b) CRS 1963, to allocate more than 10% of the protection costs to the railroad appears to be proper.

Also received at the hearing was an explanatory Memorandum of J. L. McNeill, Commission Railroad Engineer, pertaining to the instant signal proposal. Mr. McNeill agreed that the more complete protection of Flashers and Gate arms was necessary because of the multiple track installation. However, he questioned the use of the PUC Crossing Protection Fund with respect to the increased protection expense resulting from new track installations being made by Union Pacific to serve new industrial needs of a private nature.

It is to be noted, the Commission has included considerable detail, relative to the various elements of growth and cost development, which are peculiar to the instant matter and are not regularly found in the usual protection application. From the evidence as adduced, it would appear:

- (1) There is no controversy relative to a need for complete protection of Flashers and gate arms.
- (2) Costs are well established for the normal growth situation of widening Peoria to a four-lane street and a single track (Exhibit G -- \$25,500) and the current multiple track situation (Exhibit A -- \$37,000).
- (3) Need for widening of Peoria Street appears to be the result of increased land and highway development in the area.
- (4) Extra trackage is primarily the result of Union Pacific industrial expansion adjacent to its right-of-way.
- (5) That Peoria Street is not a part of any Federal Act Highway System and, the City of Aurora has, therefore, authorized expenditure of City Funds for a 10% participation in the cost of improved protection.
- (6) That the City of Denver made an offer of participation which was a change of position from its original refusal.
- (7) That reasonable allocations of costs have been submitted for Commission review.

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

F I N D I N G S

THE COMMISSION FINDS:

Having considered the record and files, the written statement of the Examiner herein and from the above and foregoing Statement, which by reference is made a part hereof, the Commission, after due and careful consideration of the entire record in this proceeding, is of the opinion, and finds:

That public safety, convenience and necessity require the protection and installation of automatic grade crossing signal devices at the grade crossing of Peoria Street over the main line and related industry trackage of Union Pacific Railroad Company at M.P. 631.58, Aurora, Colorado.

That the circumstances relating to rail and highway use of the Peoria Street grade crossings, present and future, are such as to justify and require the installation of standard gate-type automatic flashers with cantilever signals and bell supplemented by "No-Turn" warning signals for installation at 37th Avenue at Smith Road.

That estimated cost of the instant signal devices and installation is \$37,000.00.

That in accordance with Chapt. 115-4-6 (2) (b) CRS 1963, a fair, just and equitable distribution of the total cost of proposed signal installation is as follows:

<u>Normal Cantilever signals (1 Track) Estimate: (Exhibit G)</u>		
10% City of Aurora	\$ 2,550	
10% City of Denver	2,550	
10% U. P. Railroad	2,550	
70% PUC Crossing Fund	<u>17,850</u>	\$25,500
<u>Additional cost for Gates (3 Switch tracks)</u>		
100% U. P. Railroad		<u>11,500</u>
TOTAL	--	\$37,000

That the requested authority as sought in the instant application should be granted.

That no part of the cost of the new crossing signal protection will be paid from funds available through any Federal or Federal Aid Highway Act.

O R D E R

THE COMMISSION ORDERS:

That the Applicant, City of Aurora, State of Colorado, be, and hereby is, granted a Certificate of Public Convenience and Necessity to authorize and approve the installation and operation of standard automatic cantilever flasher signals with bell and gates, supplemented with "No-Turn" warning signals at 37th Avenue and Smith Road, to be placed at the grade crossing of Peoria Street over the Main line and related industry trackage of Union Pacific Railroad Company at M.P. 631.58, Aurora, Colorado.

That the installation and maintenance of said automatic signal devices shall be done by the Railroad Company in the manner and according to appropriate exhibits as submitted and received herein.

That distribution and payment of the total cost estimates for the complete signal and gate arm installation is allocated on basis of railroad use and public need as follows:

Gates and Flashers (4 Tracks)			\$37,000
Normal Cantilever signals (1 Track)	Estimate		
10% City of Aurora	\$ 2,550		
10% City of Denver	2,550		
10% U. P. Railroad	2,550		
70% PUC Crossing Fund	<u>17,850</u>		
		\$25,500	
Additional cost for Gates (3 Switch Tracks)			
100% U.P. Railroad		<u>11,500</u>	
TOTAL	--		<u>\$37,000</u>

That upon completion of the proposed signal work, an itemized statement of the actual cost, and a bill covering the respective allocations, as noted above, shall be forwarded by the Railroad Company to the following:

(1) City of Aurora

(2) City of Denver

(3) Public Utilities Commission of Colorado (Crossing Fund),

which bills shall then be paid to the Railroad Company within thirty (30) days after receipt thereof.

That the signal devices and installation thereof shall be in conformity with the current Bulletin of the Association of American Railroads Joint Committee on Railroad Crossing Protection.

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

That this Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

COMMISSIONER HOWARD S. BJELLAND
NECESSARILY ABSENT AND NOT
PARTICIPATING

Dated at Denver, Colorado,
this 7th day of June, 1968
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF AIR CARE,)
INC., A COLORADO CORPORATION, DOING BUSINESS)
AS "METRO AIRLINES, INC.," FOURTH FLOOR, OLD)
TOWER, STAPLETON INTERNATIONAL AIRPORT, DENVER,)
COLORADO, FOR A CERTIFICATE OF PUBLIC)
CONVENIENCE AND NECESSITY AUTHORIZING OPERA-)
TION AS A SCHEDULED COMMON CARRIER BY)
AIRPLANE FOR THE TRANSPORTATION OF PERSONS)
AND PROPERTY ON SCHEDULE, FROM, TO AND)
BETWEEN THE FOLLOWING POINTS IN THE STATE)
OF COLORADO: DENVER, GREELEY, FORT COLLINS,)
LOVELAND, LONGMONT, BOULDER, AND FROM, TO)
AND BETWEEN DENVER, ARAPAHOE COUNTY, UNITED)
STATES AIR FORCE ACADEMY, COLORADO SPRINGS,)
CANON CITY AND PUEBLO.)

APPLICATION NO. 23142

June 7, 1968

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The above-entitled application is presently set for hearing at 10:00 o'clock A.M., on June 11, 1968, at Denver, Colorado.

The Commission states and finds that said hearing should not be held on said date and that the same should be continued to be reset at a future date as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That hearing on the above-entitled application presently set for 10:00 o'clock A.M., on June 11, 1968, at Denver, Colorado, be, and the same hereby is, vacated.

That said matter be, and hereby is, continued to be reset at some

future date to be determined by the Commission.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

COMMISSIONER HOWARD S. BJELLAND
NECESSARILY ABSENT AND NOT
PARTICIPATING

Dated at Denver, Colorado,
this 7th day of June, 1968.
bk

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE EXCLUSION OF CERTAIN MOUNTAIN)
PASSES IN COMPUTING THROUGH)
MILEAGES USED IN ASSESSING RATES)
PUBLISHED IN PART 111, SECTION D)
(BRICK AND RELATED ARTICLES))

CASE NO. 1585

June 10, 1968

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On May 16, 1968, J. R. Smith, Chief of Tariff Bureau, Colorado Motor Carriers Association, Agent (*The Motor Truck Common Carriers Association, Agent, Series) filed original page 35-A, providing for Exception No. 6 (Case No. 1585 - Exception No. 5) excluding the segments of roads and highways as impracticable for truck travel, and that, under no circumstances, shall routes over such segments of roads and highways be employed or used in the construction of the through mileages, as set forth in Appendix "A" attached hereto. The schedule is published to become effective June 17, 1968.

In support of the schedule, Mr. Smith's letter of May 31, 1968, states: --

"The provisions of this exception are the same as those prescribed by this Commission for account of the so-called "heavy commodity" carriers in Decision No. 70068 of September 11, 1967.

"The following statement by Mr. George T. Thomas, President, Midwest Motor Carriers Bureau, Inc., is quoted in the decision referred to above, as follows:

"None of the routes designated as impractical for truck travel are actually used by motor carriers for through traffic because of the excessive grades and turns, narrow roadways and general conditions. Some are only slightly improved and would be considerably damaged by heavy equipment, particularly when wet. Most are completely closed to all traffic for major portions of the year, by snow and by order of the Highway Department. The attempted use of such roads, by heavy truck equipment, when not entirely impossible, would still be dangerous for shipments,

equipment, personnel, as well as for the lighter passenger and tourist traffic; and could be unduly time consuming and expensive for the carriers, and would subject the shipper to much greater hazard for delays.

"We represent that this also presents a fair summary of the reasons why these restrictions are proposed in connection with the rates provided in Section No. 1 of Motor Freight Tariff No. 14."

Since the changes as proposed in Appendix "A" attached hereto, appear to represent just, fair and reasonable rates and charges, the Commission states and finds that an order should be entered prescribing the same as it affects matter prescribed in Case No. 1585, under the provisions of Rule 18C (1) (a) of the Commission's Rules of Practice and Procedure.

O R D E R

THE COMMISSION ORDERS:


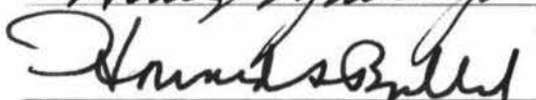

1. That the Statement and Findings of Fact be, and they are hereby, made a part hereof.
2. That the provisions as set forth in Appendix "A" attached hereto should be allowed to become effective on the date set forth herein.
3. That on and after June 17, 1968, the affected common carriers by motor vehicle herein shall cease and desist from demanding, charging and collecting rates and charges greater or less than those herein prescribed.
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 prescribed for motor vehicle common carriers.
5. 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.
6. 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.

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
10th day of June, 1968. av

APPENDIX "A"

COLORADO MOTOR CARRIERS ASSOCIATION, AGENT
MOTOR FREIGHT TARIFF NO. 14
COLORADO PUC NO. 13*

(*The Motor Truck Common Carriers Association, Agent, Series)

Issued: May 16, 1968
Effective: June 17, 1968

Original Page No. 35-A

METHOD OF COMPUTING DISTANCES TO BE USED IN ASSESSING DISTANCE RATES
PUBLISHED IN THIS SECTION:

EXCEPTIONS
(concluded)

- 7 (A)
- *(5) The following segments of roads and highways are impractical for truck travel and under no circumstances shall routes over such segments of roads and highways be employed or used to compute through mileages:
1. County roads from U.S. Highway 50 to Tincup, Colorado, which cross Black Sage Pass;
 2. That portion of Colorado Highway 14 which crosses Cameron Pass;
 - # 3. County Roads from Colorado Highway 10 and Colorado Highway 15 to Colorado Highway 17, which cross Celeste Pass;
 4. That portion of Colorado Highway 306 which crosses Cotton Wood Pass.
 5. That portion of Colorado Highway 111 which crosses Cucharas Pass;
 6. County Roads from U.S. Highway 50 to Tincup, Colorado, which cross Cumberland Pass;
 7. That portion of Colorado Highway 17 which crosses Cumbres Pass;
 8. That portion of Colorado Highway 139 which crosses Douglas Pass;
 9. That portion of Colorado Highway 82 which crosses Independence Pass;
 10. County Roads from Colorado Highway 135 to Crested Butte, Colorado, which cross Kebler Pass;
 11. County Roads From Colorado Highway 114 to Lake City, Colorado, which cross Los Pinos Pass;
 12. That portion of Colorado Highway 133 which crosses McClure Pass;
 13. County Roads from Colorado Highway 135 to Gunnison, Colorado, which cross Ohio Pass;
 14. County Roads from Colorado Highway 149 to Creede, Colorado, which cross Spring Creek Pass;
 15. County roads from Colorado Highway 149 to Creede, Colorado, which cross Slumgullion Pass;
 16. That portion of Colorado Highway 16 and U.S. Highway 34 which crosses Trail Ridge High Point;
 17. County Roads from U.S. Highway 50 to Tincup, Colorado, which cross Waunita Pass.

* Paragraph (6) changed to (5) to correspond with matter set forth in Case No. 1585.

Now known as "Stunner Pass."

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: THE MOTOR VEHICLE OPERATIONS OF)
YEAROUS TRUCK LINES, INC., 603)
WEST PLATTE, FORT MORGAN, COLORADO,) CASE NO. 5362
UNDER PERMIT NO. B-1236.)

June 11, 1968

Appearances: Walter Yearous, Fort Morgan, Colorado,
for Respondent;
Gerald Wallis, Esq., Denver, Colorado,
for Intervenors, A. L. Atwood,
Keith Wiley, and Robert Bell;
Robert L. Pyle, Esq., Denver,
Colorado, for the Staff of the
Commission.

STATEMENT AND FINDINGS OF FACT

After an investigation by the Staff of the Commission, the Commission entered Decision No. 70750 on January 25, 1968, ordering the Respondent to show cause why the Commission should not order a penalty for alleged violations by the Respondent of the Commission's Rules and Regulations Governing Private Carriers by Motor Vehicle for hire.

The Commission finds that Yearous Truck Lines, Inc., the Respondent herein, is a corporation; that said Respondent is the owner and holder of Permit No. B-1236, which authorizes the following described transportation services, to-wit:

"Transportation of livestock from point to point in Morgan County and the North 15 miles of Adams County and from and to points in said area to and from points in the area bounded on the South by U. S. 40, Denver to Limon, and U. S. 24, Limon to Colorado-Kansas State Line, the Colorado State Line on the North and East and U. S. 287 on the West;

Transportation of farm products and farm supplies from point to point in said Morgan County and the North 15 miles of Adams County, and grain in bulk from points in said area to Denver, Greeley and Fort Collins, with back-haul of coal from Northern Colorado coal fields, only.

Transportation of emigrant moveables to and from all points in Colorado and to and from his present authorized territory."

that the Respondent has no other known assets; that upon cross examination, Walter Yearous stated in substance and to the effect that he was formerly an owner of the said Permit No. B-1236; that the same was transferred to the corporation in 1961 or 1962; that the corporation is still the owner of said authority; that the corporation does not have a corporate bank account; that certain leases were entered into which are evidenced in the Exhibits whereby the Yearous brothers conducted transportation services under the authority; that the stated consideration for the leases has never been paid pursuant to the leases; that he, his brother, and son carry on the operations with the corporation taking no active part whatever therein; that no payroll is kept; that the operations are carried on as individuals; that payment by a customer is made to Yearous Truck Lines, Inc. or Yearous Brothers but nothing goes into the corporate account, which revenue is actually received on an individual basis; that a joint bank account is carried on with his brother and his son from which withdrawals are made; that the Gross Ton Mile Tax is not made out by the corporation but by Yearous Brothers and paid by them; that they compensate themselves on the basis of the amount of transportation conducted by each and the ton mile tax is pro rated and paid on the same basis; that if an account isn't paid, the individual who happens to have made the transportation loses that revenue; that they operate as individuals and each one takes care of his own truck expenses.

The witness, upon further examination, stated that there are judgments or liens amounting to about \$25,000 against the corporation.

John R. Wells stated that he is a Transportation Representative in the Enforcement Division of the Commission; that he made an investigation of the operations being carried on. It appears from his testimony that the investigation corroborated in more detail the method of operations described by Witness Yearous.

Walter Yearous resumed the witness-stand and with reference to

the predicament of the creditors of the corporation volunteered the statement, to-wit: "Well, I just want to say if they give us a chance for a little continuance on it for a while, say 30 days or 45 days, we'll either come up with something or else you can cancel it out altogether as far as I am concerned."

It appears that some judgment creditors were not given notice of the hearing.

A. L. Atwood testified that he is in the trucking business; that he had dealings with the corporation in the past; that he has a judgment against the corporation of approximately, \$3,900; that to the best of his information there are approximately \$22,000 worth of judgments against the corporation.

The Commission finds that the transportation operations conducted have been conducted by Walter Yearous, his brother and his son strictly as individuals and not by the corporation; that the leases are only purported leases and were never complied with in substance in any manner; that it appears the purpose of the method of operations was to channel the revenue out of reach of the creditors; that the creditors should in the public interest be given an opportunity to salvage what they can from the Permit itself since the corporation has no other known assets; that the Respondent by and through actions of its stockholders and officers has violated the Public Utility Law and Rules 12 and 14 of the Commission's Rules and Regulations Governing Private Carriers by Motor Vehicle; that the authority should be cancelled pursuant to the following Order.

O R D E R

THE COMMISSION ORDERS:


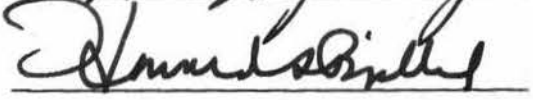
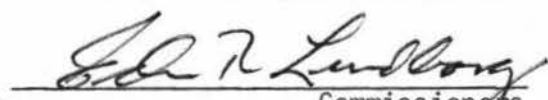
That Permit No. B-1236, in the name of Yearous Truck Lines, Inc., hereby is and be, cancelled, vacated and held for naught as of August 1, 1968; provided, however, that if by proper application said authority be ordered transferred by the Commission on or before said

date that said cancellation be held for naught and the authority shall continue to be operative in all respects.

That a copy of this Order be sent to all known creditors of the Respondent by the Secretary of the Commission.

That the Respondent henceforth shall operate said authority until the same be either cancelled or transferred as hereinabove set out in accordance with the Public Utility Law and the Rules and Regulations of the Commission and cease and desist from any further operations as have heretofore been carried on by Walter Yearous, Waldo Yearous and W. O. Yearous.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 11th day of June, 1968.
sl

(Decision No. 71401)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
GOLDEN ASH & TRASH SERVICE CO., INC.,) PUC NO. 2078
15965 SOUTH GOLDEN ROAD, GOLDEN,)
COLORADO.)

RE: MOTOR VEHICLE OPERATIONS OF)
ROBERT A. GROVE, 15965 SOUTH GOLDEN) PUC NO. 2547
ROAD, GOLDEN, COLORADO.)

RE: MOTOR VEHICLE OPERATIONS OF)
GOLDEN ASH & TRASH SERVICE CO., A) PUC NO. 2605
COLORADO CORPORATION, 15965 SOUTH)
GOLDEN ROAD, GOLDEN, COLORADO.)

June 11, 1968

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On December 20, 1961, the Commission entered Decision No. 57737 authorizing Robert A. Grove, individually, and as an officer of Golden Ash & Trash Service Co., a Colorado corporation, to mortgage PUC No. 2547 and PUC No. 2605 to Richard E. Jones.

The Commission has been advised by L. Joseph Pittroff, Attorney for Richard E. Jones, that the said mortgage has been paid in full and requesting the same be released.

Golden Ash & Trash Service Co., Inc., Robert A. Grove, and Golden Ash & Trash Service Co. (debtor) herein seek authority to encumber PUC No. 2078, PUC No. 2547, and PUC No. 2605 to the Golden State Bank of Golden, Colorado, (secured party) to secure payment of the sum of \$85,000.00 in accordance with the certain terms and conditions as set forth in copy of the Financing Statement dated April 2, 1968, and properly filed with the Commission, as executed by and between said parties 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 authorized as set forth in the Order following.

O R D E R


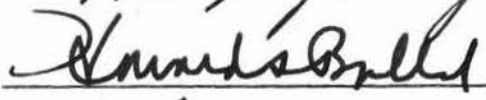
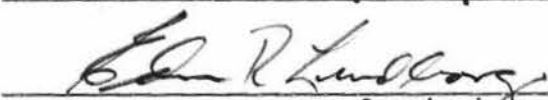
THE COMMISSION ORDERS:

That mortgage of PUC No. 2547 and PUC No. 2605, authorized by Decision No. 57737, dated December 20, 1961, be, and the same hereby is, released as requested by the mortgagee herein insofar as it concerns this Commission.

That Golden Ash & Trash Service Co., Inc., Robert A. Grove, and Golden Ash & Trash Service Co., be, and hereby are, authorized to encumber all right, title and interest in and to PUC No. 2078, PUC No. 2547, PUC No. 2605, to secured party, the Golden State Bank of Golden, Colorado, to secure payment of the indebtedness in the sum \$85,000.00, 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 11th day of June, 1968.
s1

(Decision No. 71402)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
DEAN H. HILL, 5250 WEST 53RD AVENUE,)	
NO. 60, ARVADA, COLORADO, FOR A)	<u>APPLICATION NO. 23071-PP</u>
CLASS "B" PERMIT TO OPERATE AS A)	
PRIVATE CARRIER BY MOTOR VEHICLE FOR)	<u>SUPPLEMENTAL ORDER</u>
HIRE.)	

June 12, 1968

Appearances: Dean H. Hill, Arvada, Colorado,
pro se.

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On April 22, 1968, the Commission entered Decision No. 71204 granting to Dean H. Hill a Class "B" permit to operate as a private carrier by motor vehicle for hire.

The Commission has received a written request from said Dean Hill requesting that the authority granted be amended to read "natural fertilizer," in lieu of "fertilizer," as one of the commodities to be transported under said authority.

In view of the above and foregoing, the Commission states and finds that Decision No. 71204 should be amended as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That Decision No. 71204 be, and the same hereby is, amended, nunc pro tunc, as of April 22, 1968, by striking therefrom the first paragraph of the Order therein contained and the entire authority appearing on pages 3 and 4 of the Order thereof, and inserting in lieu thereof the following:

"That Dean H. Hill, Arvada, Colorado, be, and hereby is, authorized to operate as a Class 'B' private carrier by motor vehicle for hire for the following:

Transportation of

(1) Sand, gravel and other road-surfacing materials used in the construction of roads and highways

From pits and supply points in the State of Colorado to road jobs, mixer and processing plants within a radius of 100 miles of said pits and supply points.

(2) Sand and gravel

From pits and supply points in the State of Colorado to railroad loading points and to homes and small construction jobs within a radius of 100 miles of said pits and supply points.

(3) Sand, gravel, dirt, stone and refuse

From and to building construction jobs, to and from points within a radius of 100 miles of said jobs.

(4) 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.

(5) Natural fertilizer

From pits and supply points in the State of Colorado to points and places within a radius of 100 miles of said pits and supply points.

(6) Clay

From pits and supply points in the State of Colorado to points and places within a radius of 100 miles of said pits and supply points.


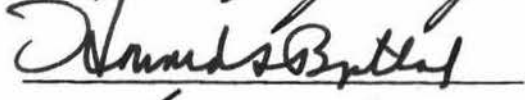
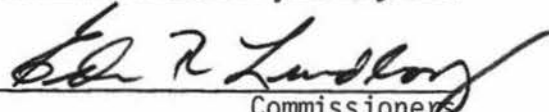
RESTRICTION:

This Permit is restricted against the use of tank vehicles when transporting road-surfacing materials;

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

That, except as herein amended, Decision No. 71204 shall
remain in full force and effect.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 12th day of June, 1968.
sl

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
HUBERT HOLLAN AND NEILL HOLLAN, DOING)
BUSINESS AS "HOLLAN BROTHERS," P. O.)
BOX 415, FOWLERTON, TEXAS, FOR)
AUTHORITY TO TRANSFER INTERSTATE)
OPERATING RIGHTS TO HUBERT S. HOLLAN,)
DOING BUSINESS AS "HUBERT HOLLAN)
TRUCKS," P. O. BOX 415, FOWLERTON,)
TEXAS.)

PUC NO. 6724-I - Transfer

June 11, 1968

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Hubert Hollan and Neill Hollan, doing business as "Hollan Brothers," Fowlerton, Texas, heretofore were granted a certificate of public convenience and necessity, being PUC No. 6724-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 PUC No. 6724-I to Hubert S. Hollan, doing business as "Hubert Hollan Trucks," Fowlerton, 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 Hubert Hollan and Neill Hollan, doing business as "Hollan Brothers," Fowlerton, Texas, be, and hereby are, authorized to

transfer all right, title and interest in and to PUC No. 6724-I -- with authority as set forth in the Statement preceding, which is made a part hereof by reference -- to Hubert S. Hollan, doing business as "Hubert Hollan Trucks," Fowlerton, 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

Henry E. Fairbank
Harold B. Bell
Edw. R. Ludwig
Commissioners

Dated at Denver, Colorado,
this 11th day of June, 1968.
sl

(Decision No. 71404)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
ARNIE L. NIMMERFROH, DOING BUSINESS)
AS "ARNIE NIMMERFROH TRUCKING,")
AVOCA, MINNESOTA.)

PUC NO. 6916-I

June 11, 1968

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission is in receipt of a communication from the above-styled certificate-holder requesting authority to delete the initial "L" from his name in the conduct of operations under PUC No. 6916-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.

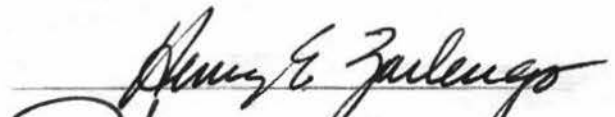

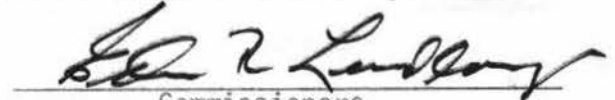
O R D E R

BY THE COMMISSION:

That Arnie L. Nimmerfroh, doing business as "Arnie Nimmerfroh Trucking," be, and hereby is authorized to conduct operations under the trade name and style of Arnie Nimmerfroh, doing business as "Arnie Nimmerfroh Trucking," in the conduct of operations under PUC No. 6916-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 11th day of June, 1968

et

(Decision No. 71405)

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

RE: MOTOR VEHICLE OPERATIONS OF)
LEROY V. SCHEIERMAN, DOING BUSINESS)
AS "SCHEIERMAN'S CONSTRUCTION," P.O.)
BOX 283, MONTROSE, COLORADO.)

PERMIT NO. B-6785

June 11, 1968

Appearances: John E. Kreidler, Esq., Montrose,
Colorado, for Applicant.

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On December 8, 1967, the Commission entered Decision No. 70511 authorizing Leroy V. Scheierman, doing business as "Scheierman's Construction," to transfer Permit No. B-6785 to Scheierman Construction Co., Inc.

The Commission is in receipt of a request from said Permit-Holder requesting that Decision No. 70511 be set aside and that said Permit No. B-6785 be cancelled.

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 Decision No. 70511 dated December 8, 1967, be, and the same hereby is, vacated, set aside and held for naught.

That Permit No. B-6785 be, and the same hereby is, cancelled.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry H. Gault
Donald B. Smith
Ed R. Ludwig
Commissioners

Dated at Denver, Colorado,
this 11th day of June, 1968
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE INVESTIGATION AND SUSPENSION OF)
TARIFF SHEETS ACCOMPANYING ADVICE)
LETTER NO. 583-ELECTRIC OF THE)
PUBLIC SERVICE COMPANY OF COLORADO,)
550 - 15th STREET, DENVER, COLORADO,)
FOR AN INCREASE IN RATES AND CHANGES)
IN RULES, REGULATIONS AND EXTENSION)
POLICIES FOR RESIDENTIAL UNDERGROUND)
ELECTRIC DISTRIBUTION SYSTEMS AND)
SERVICE LATERALS.)

INVESTIGATION AND SUSPENSION

DOCKET NO. 609

June 10, 1968

S T A T E M E N T

BY THE COMMISSION:

On June 3, 1968, R. D. Speer, Vice President of the Public Service Company of Colorado, 550-15th Street, Denver, Colorado, filed with the Public Utilities Commission of the State of Colorado proposed change in Public Service Company of Colorado tariffs Colorado PUC No. 2-Electric and Colorado PUC No. 4-Electric. The proposed changes in these Tariffs will become effective on July 3, 1968, unless otherwise ordered. The principal effect of the Tariff changes is to provide:

- (1) New rules, regulations and extension policies applicable to electric underground residential distribution systems;
- (2) The Company to furnish and install, at its own expense (subject to the provisions of the revised extension policy), the residential underground distribution facilities; and
- (3) Separate residential rates applicable only in the areas of underground residential distribution service.

Heretofore for underground distribution the customers have contributed to the Company, directly or indirectly, the amount by which the cost of the underground facility exceeded the cost of the equivalent overhead distribution facility. Such contributed amounts were not refundable. This procedure is reasonable, otherwise customers served from underground distribution systems would enjoy a preferential treatment over customers served from overhead distribution systems because of the substantial additional investment required to construct an underground distribution system versus the cost of an equivalent overhead system. In the tariff filing the Company proposes to install the underground distribution system and service lateral facilities at its own expense in a designated area up to an amount not to exceed \$600 per customer. If the average cost of the underground system exceeds this amount, a contribution in aid of construction of such excess amount would be required.

The filing also contains the detail of the revisions of the rules, regulations and extension provisions governing underground extensions to residential customers and for unincorporated area street lighting. The proposed rates will require customers served from underground distribution systems to pay approximately \$2.50 per customer per month more than a similar customer served from an overhead distribution system.

The Advice Letter accompanying the filing states that the Company proposes to return, on an equitable basis, the contributions previously made by customers now being served from underground distribution systems. The amount to be returned will not exceed \$420 per customer. Thereafter the customer will be billed under the proposed rates. The Company states there are approximately 6,500 residential customers who would be so affected.

F I N D I N G S

THE COMMISSION FINDS:

That the tariff filing proposing underground installations to be financed by the Company and the upward revisions in the rates applicable to such installations, and the rules, regulations and extension policies pertaining thereto affect a substantial segment of customers (approximately 6,500) now being served and future customers that may be served from underground distribution systems.

That the Commission, pursuant to Chapter 115-6-11 CRS 1963, on its own initiative should enter upon a hearing concerning the proposal of such rates, rules, regulations and extension policies as proposed in this filing to be changed.

That the proposed effective date of July 3, 1968 be suspended pending investigation and hearing thereon.

That the following sheets are affected hereby:

COLO. PUC-2 Electric

<u>Revision</u>	<u>Sheet No.</u>	<u>Revision</u>	<u>Sheet No.</u>
6th	37	3rd	R18
4th	37A	4th	R38
1st	38	4th	R39
1st	39	1st	R39A
1st	40	Original	R39B
Original	40A	Original	R39C
5th	R16	Original	R39D
5th	R17	Original	R39E

COLO. PUC-4 Electric

3rd	112	5th	R16
3rd	113	3rd	R17
3rd	114	3rd	R36
3rd	115	2nd	R36A
3rd	116	Original	R36B
Original	116A	Original	R36C
3rd	117-119	Original	R36D
4th	R15	Original	R36E

O R D E R

THE COMMISSION ORDERS:

That the effective date of the proposed change in Public Service Company of Colorado tariffs Colo. PUC No. 2-Electric and Colo. PUC No. 4-Electric as specifically enumerated above be, and it hereby is,

suspended for a period of one hundred twenty (120) days from July 3, 1968, or until October 31, 1968 unless otherwise ordered.

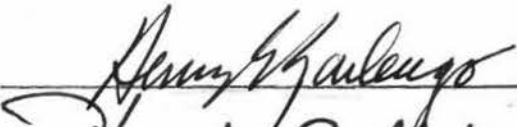
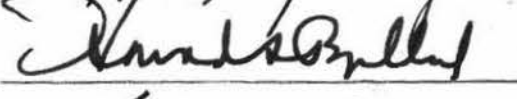
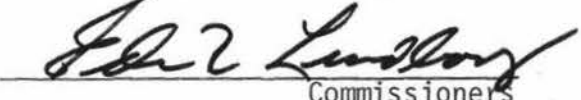
That the proposed change in said tariff be, and it hereby is, set for hearing before the Commission at 10 o'clock A.M., June 27, 1968 in the Commission hearing room, 507 Columbine Building, 1845 Sherman Street, Denver, Colorado.

That a copy of this Order be served on the Public Service Company of Colorado and a copy filed with Advice Letter No. 583-Electric and its accompanying tariff sheets enumerated in the Findings above.

That the Company shall notify not less than ten (10) days in advance of the hearing, all present customers affected hereby, as nearly as can be reasonably ascertained from Company records, of the purpose, time and place of the hearing to be held herein and certify said notification to this Commission.

This Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 10th day of June, 1968.
s1

(Decision No. 71407)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
NORMAN L. CLARK, DOING BUSINESS AS)
"NORMAN CLARK LOGGING," 4-C RANCH,) APPLICATION NO. 23197-PP-Extension
ANTONITO, COLORADO, TO EXTEND OPERA-)
TIONS UNDER PERMIT NO. B-6862.)

June 12, 1968

Appearances: Norman L. Clark, Antonito,
Colorado, pro se.

On May 17, 1968, Norman L. Clark, doing business as "Norman Clark Logging," Antonito, Colorado, filed the instant application (No. 23197-PP-Extension) for an extension of his present Class "B" Permit No. 6862 to operate as a private carrier by motor vehicle for hire in intrastate commerce for the:

"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."

After due and proper notice to all interested parties, the application was heard by Commissioner Howard S. Bjelland on Wednesday, June 5, 1968, at 9:30 a.m. in the District Court, Court House, Montrose, Colorado.

Norman L. Clark, the Applicant, testified in support of the application. No one appeared in opposition to the granting of the authority sought. After hearing the evidence presented, the Presiding Commissioner took the matter under advisement.

FINDINGS OF FACT

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

1. Norman L. Clark is the present holder and owner of Permit No. B-6862 which was granted by this Commission under date of January 18, 1968 by Decision No. 66006 and which provided for the "Transportation of logs and poles, from forests to sawmills, within a radius of fifty miles of said forests within the State of Colorado."

2. Applicant has operated the authority in the past and said authority is presently in good standing before the Commission.

3. Applicant owns two complete logging units and has a net financial worth in the amount of \$125,000, all of which are ample and suitable for the operation of this authority, as well as the extension thereof.

4. If the authority sought herein is granted, Applicant intends to render service under contract to various individuals, contractors, loggers and sawmill operators.

5. Applicant is familiar with the rules and regulations of this Commission and the Statutes of the State of Colorado and will comply therewith if the authority sought herein be granted.

6. The operating experience and financial responsibility of the Applicant has been established to the satisfaction of the Commission.

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

8. The authority sought herein should be granted.

O R D E R

THE COMMISSION ORDERS:

That Norman L. Clark, doing business as "Norman Clark Logging," Antonito, Colorado, be, and hereby is, authorized to extend operations under Permit No. B-6862, and that henceforth the full and complete authority under Permit No. B-6862 shall authorize the following:

"Transportation of

(1) Logs, poles and timber products

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

(2) Rough Lumber

From sawmills within a 100-mile radius of forests to markets in the State of Colorado.

Restricted:

Against town-to-town service."

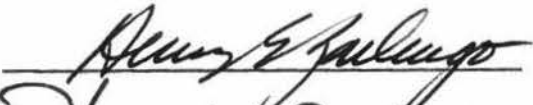

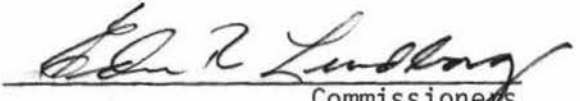
That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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 June, 1968.
s1

(Decision No. 71408)

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" PERMIT TO) APPLICATION NO. 23215-PP
OPERATE AS A PRIVATE CARRIER BY MOTOR)
VEHICLE FOR HIRE.)

June 14, 1968

Appearances: William J. Beasley, also
known as William J. (Jack)
Beasley, Mancos, Colorado, pro se.

PROCEDURE AND RECORD

On May 23, 1968, William J. Beasley, also known as William J. (Jack) Beasley, Mancos, Colorado, hereinafter referred to either by full name or as Applicant, filed the instant application (No. 23215-PP) seeking authority to operate as a Class "B" private carrier by motor vehicle for hire in intrastate commerce, for the:

"Transportation of logs, poles and timber products, from forests to sawmills, places of storage and loading places 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."

After due and proper notice to all interested parties, the application was heard by Commissioner Howard S. Bjelland on Wednesday, June 5, 1968, at 9:30 a.m. in the District Court, Court House, Montrose, Colorado.

William J. Beasley, the Applicant, testified in support of the application. No one appeared in opposition to the granting of the authority sought. After hearing the evidence presented, the Presiding Commissioner took the matter under advisement.

FINDINGS OF FACT

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

1. William J. Beasley is the Applicant in this proceeding.
2. On May 31, 1968, the Staff of the Commission issued temporary authority to Applicant to operate in the transportation of logs, poles and timber products as set forth in the application.
3. Applicant is the owner of a 1956 International tractor with a log trailer and plans to render service under contract with various loggers, and sawmills, and has had 7 years' experience in the operation of logging equipment.
4. Applicant has a net financial worth of about \$8,000.
5. Applicant is familiar with the rules and regulations of this Commission and the Statutes of the State of Colorado and will comply therewith if the authority sought herein be granted.
6. The operating experience and financial responsibility of the Applicant has been established to the satisfaction of the Commission.
7. It did not appear that the proposed service of Applicant would impair the efficiency of any common carrier service operating in the territory which Applicant seeks to serve.
8. The authority sought herein should be granted.

ORDER

THE COMMISSION ORDERS:

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

"Transportation of

(1) Logs, poles and timber products

From forests to sawmills, places of storage and loading points within a radius of 50 miles of said forests;

(2) Rough lumber

From sawmills within a 50-mile radius of forests to markets in the State of Colorado.

Restricted:

Against town-to-town service;"

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


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

That this Order is the permit herein provided for, but it shall not become effective until Applicant has filed a statement of his customers, 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 14th day of June, 1968.

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BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
ERNEST KENYON, RURAL ROUTE 1, BOX)
75, PAONIA, COLORADO, FOR A CLASS) APPLICATION NO. 23158-PP
"B" PERMIT TO OPERATE AS A PRIVATE)
CARRIER BY MOTOR VEHICLE FOR HIRE.)

June 14, 1968

Appearances: Ernest Kenyon, Paonia,
Colorado, pro se.

PROCEDURE AND RECORD

On April 25, 1968, Ernest Kenyon, Paonia, Colorado, hereinafter referred to either by full name or as Applicant, filed the instant application (No. 23158-PP) seeking authority to operate as a Class "B" private carrier by motor vehicle for hire in intrastate commerce, for the:

"Transportation of logs, poles and timber products, from forests to sawmills, places of storage and loading places 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."

After due and proper notice to all interested parties, the application was heard by Commissioner Howard S. Bjelland on Wednesday, June 5, 1968, at 9:30 a.m. in the District Court, Court House, Montrose, Colorado.

Ernest Kenyon, the Applicant, testified in support of the application. No one appeared in opposition to the granting of the authority sought. After hearing the evidence presented, the Presiding Commissioner took the matter under advisement.

FINDINGS OF FACT

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

1. Ernest Kenyon is the Applicant in this proceeding.

2. On May 9, 1968, the Staff of the Commission issued temporary authority to Applicant to operate in the transportation of logs, poles and timber products as set forth in the application.

3. Applicant is the owner of a 1954 Mack Tractor with a log trailer and plans to haul logs for various loggers and rough lumber for sawmills on occasion.

4. Applicant has had twelve years' experience in operating logging equipment, and also his son will drive this equipment.

5. Applicant has a net financial worth of \$26,000.

6. Applicant is familiar with the rules and regulations of this Commission, and the Statutes of the State of Colorado and will comply therewith if the authority sought herein be granted.

7. The operating experience and financial responsibility of the Applicant have been established to the satisfaction of the Commission.

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

9. The authority sought herein should be granted.

O R D E R

THE COMMISSION ORDERS:

That Ernest Kenyon, Rural Route 1, Box 75, Paonia, Colorado, be, and hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire in intrastate commerce, for:

"Transportation of

(1) Logs, poles and timber products

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

(2) Rough lumber

From sawmills within a 100-mile radius of forests to markets in the State of Colorado.

Restricted:

Against town-to-town service;"

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

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

That this Order is the permit herein provided for, but it shall not become effective until Applicant has filed a statement of his customers, 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



Donald S. Butler



Commissioners

Dated at Denver, Colorado,
this 14th day of June, 1968.
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BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
JAMES W. CARPENTER AND DORIS C.)	
CARPENTER, DOING BUSINESS AS)	
"CARPENTER COAL & HAULING,")	<u>APPLICATION NO. 23179-PP</u>
HOTCHKISS, COLORADO, FOR A CLASS)	
"B" PERMIT TO OPERATE AS A PRIVATE)	
CARRIER BY MOTOR VEHICLE FOR HIRE.)	

June 14, 1968

Appearances: James W. Carpenter, Hotchkiss,
Colorado, for Applicants

PROCEDURE AND RECORD

On May 7, 1968, James W. Carpenter and Doris C. Carpenter, doing business as "Carpenter Coal & Hauling," hereinafter referred to either by full name or as Applicants, filed the instant application (No. 23179-PP) seeking authority to operate as a Class "B" private carrier by motor vehicle for hire in intrastate commerce, for the:

"Transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of 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."

After due and proper notice to all interested parties, the application was heard by Commissioner Howard S. Bjelland on Wednesday, June 5, 1968 at 9:30 a.m. in the District Court, Court House, Montrose, Colorado.

James W. Carpenter, one of the Applicants, testified in support of the application. No one appeared in opposition to the granting of the authority sought. After hearing the evidence presented, the Presiding Commissioner took the matter under advisement.

FINDINGS OF FACT

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

1. James W. Carpenter and Doris C. Carpenter, doing business as "Carpenter Coal & Hauling," are the Applicants in this proceeding.

2. Applicants are the owners of a 1949 and a 1958 Dump Truck and have had six years' experience in the operation of dump trucks. If the authority sought herein is granted, Applicants intend to drive these trucks themselves and plan to render service under contract to various individuals and contractors.

3. Applicants have a net financial worth of about \$3,000.

4. Applicants are familiar with the rules and regulations of this Commission, and the Statutes of the State of Colorado and will comply therewith if the authority sought herein be granted.

5. The operating experience and financial responsibility of the Applicants have been established to the satisfaction of the Commission.

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

7. The authority sought herein should be granted.

O R D E R

THE COMMISSION ORDERS:

That James W. Carpenter and Doris C. Carpenter, doing business as "Carpenter Coal & Hauling," Hotchkiss, Colorado, be, and hereby are, authorized to operate as a Class "B" private carrier by motor vehicle for hire in intrastate commerce, for the

"Transportation of

(1) Sand, gravel and other road-surfacing materials used in the construction of roads and highways

From pits and supply points in the State of Colorado to road jobs, mixer and processing plants within a radius of fifty (50) miles of said pits and supply points;

(2) Sand and gravel

From pits and supply points in the State of Colorado to railroad loading points and to homes and small construction jobs within a radius of fifty (50) miles of said pits and supply points;

(3) Sand, gravel, dirt, stone and refuse

From and to building construction jobs, to and from points within a radius of fifty (50) miles of said jobs;

(4) Insulrock

From pits and supply points in the State of Colorado to roofing jobs within a radius of fifty (50) miles of said pits and supply points;

Restricted:

Against the use of tank vehicles when transporting road-surfacing materials;"

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



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 14th day of June, 1968.

sl

(Decision No. 71411)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
MISSOURI PACIFIC RAILROAD COMPANY)
TO CLOSE ITS STATION AND AGENCY AT)
TOWNER, COLORADO.)

APPLICATION NO. 22776

June 17, 1968

Appearances: Leo S. Altman, Esq., Pueblo,
Colorado, for Applicant;
John Mills, Towner, Colorado,
for Bartlett & Co., Protestant;
Harold Splitter, Towner, Colorado,
for Milford Mills, Inc.,
Milford, Illinois, Protestant;
J. L. McNeill, Denver, Colorado,
of the Staff of the Commission.

S T A T E M E N T

BY THE COMMISSION:

By the above-styled application, Applicant (Missouri Pacific Railroad Company) seeks authority to close its railroad station and agency at Towner, Colorado.

After due and proper notice to all interested persons, firms or corporations, the matter was heard by Commissioner Edwin R. Lundborg on March 28, 1968, at the Kiowa County Court House, Eads, Colorado and, at the conclusion thereof, the same was taken under advisement.

In a previous proceeding, based on low volume of station work, as shown in Application No. 19865, this Commission, after hearing at Pueblo, Colorado, on October 22, 1963, made and entered Decision No. 61912, dated December 11, 1963, authorizing the Applicant to combine the functions of its station agencies at Towner, Colorado and Sheridan Lake, Colorado. By virtue of this combination, both stations have been served, on a part-time basis during each working day, by the one agent at Towner, Colorado. A copy of the aforesaid decision was received into evidence as Exhibit No. 5 in the instant proceeding.

By the instant application Applicant is proposing to close the Towner Station and Agency because of insufficient work and as a means of eliminating unproductive agency expense. With the proposed station closing, the involved agent would be placed on full-time duty at Sheridan Lake.

Testimony on behalf of the Applicant was presented by:

A. C. Yowell, Traffic Freight Accountant, St. Louis, Missouri

D. C. Conway, Superintendent, Kansas Division, Osawatomie, Kansas

Leo Termer, Trainmaster, Local Area, Pueblo, Colorado.

Identified by Mr. Yowell and received into evidence were the following exhibits:

Exhibit No. 1 - Statement for the period of January 1964 to May 1967 showing by months the revenues, carloads and L.C.L. shipments -- forwarded and received -- at Towner, Colorado.

Exhibit No. 2 - Statement showing the number of carloads by commodities -- forwarded and received -- January 1964 to May 1967.

Exhibit No. 3 - Statement of station expense at Towner, Colorado.

Exhibit No. 4 - Statement showing the approximate net railway operating income for Towner Station.

Summary of the exhibit data is set forth as follows:

<u>Item</u>		<u>1964</u>	<u>1965</u>	<u>1966</u>	(4 Mos.) <u>1967</u>
Carloads:	Forwarded	237	153	166	44
	Received	3	2	--	--
	Total	<u>240</u>	<u>155</u>	<u>166</u>	<u>44</u>
Revenues:	Forwarded	\$55,563	\$31,769	\$36,497	\$9,527
	Other	429	404	72	372
	Total	<u>\$55,992</u>	<u>\$32,173</u>	<u>\$36,569</u>	<u>\$9,899</u>
Expense:					
Ratio for Operating Exp.		76.81%	76.51%	78.17%	
Amount Operating Expense		\$43,007	\$24,616	\$28,586	
Station Expense		4,557	3,871	3,813	
Total Expense		<u>\$47,564</u>	<u>\$28,487</u>	<u>\$32,399</u>	
Remainder: Gain (Loss)					
Revenue Less Expenses		\$ 8,428	\$ 3,686	\$ 4,170	

By way of review, Mr. Yowell stated that the exhibits showed that Towner was a good wheat shipping station; that receipts were poor; that a Gain of 15% in 1964 declined to 11.40% in 1966; and that by using 1966 data, the savable expense items, in the herein proposed station closing, would be:

Station supplies - Electric	\$ 33.08
Fuel	<u>74.12</u>
Total	\$107.20

The remaining expenses of Agent salary, taxes and fringe benefits, telephone, postage and miscellaneous expense -- all amounting to \$3,705.59 -- would be transferred to expenses of the Sheridan Lake Station.

In his testimony, Superintendent D. C. Conway stated that Towner was located 13 miles west from the station of Horace, Kansas and 12 miles eastward from Sheridan Lake; that the population of Towner, and the surrounding area, is 100 persons; that Towner is served by two truck deliveries per week and a daily Local freight train; that the part-time hours of the Agent at the station are from 7:30 A. M. to 8:05 A.M. -- and from 1:30 P.M. to 4:30 P.M. on Mondays through Fridays of each week; that toll charges for telephone calls between Towner and Sheridan Lake are 15 cents station to station, and 35 cents person to person; and that with the proposed closing of the station, the depot building would remain unoccupied and be without heat or lights.

Mr. Conway further stated that Sheridan Lake is a small grain shipping point similar to Towner; that full-time agent service would be restored upon closing of the Towner Station; that for future handling, Towner patrons could call the Agent at Sheridan Lake for cars or other rail information; that Bills of Lading could be made by the Towner shippers which would then be handled by (1) the train conductor or (2) by the Sheridan Lake Agent who would go to Towner, if necessary, to sign all shipping documents.

In addition to the savable utility expenses, as above described by Mr. Yowell, the following items and dollar amounts were submitted by Mr. Conway:

\$107 - Utilities

100 - Travel Expense for part-time agent

250 - Premium pay for part-time duty

100 - Insurance premium for Agent vehicle

60 - Other wage expense

\$ 617 - Total expense saving per year.

Leo Termer, Trainmaster for Applicant, testified that he had made monthly time and motion studies during 1966 and 1967 to observe the amount of station work and time required for performance of the various duties required at Towner. Based on the study, he found some seasonal variations during the times involved, but, on a yearly basis, the agent actually worked for an average of one hour per day.

Mr. Termer further stated that rail traffic consists of two regular freight trains daily in each direction; and that Towner service is provided by a Local Switching train which moves east from Pueblo, Colorado on Sunday, Tuesday and Thursday, and returns westward from Horace, Kansas on Monday, Wednesday and Friday. He explained that orders for cars to Towner are placed daily by the Agent by telephone call from the Car Dispatcher at Osawatomie, Kansas, or forwarded by the Agent whenever requests are made during the day.

If the requested closing of the Towner Station be authorized, Mr. Termer explained that local customers would then place their car orders with the Sheridan Lake Agent for handling with the Car Dispatcher; that with regard to loaded cars, the shipper could make a Bill of Lading to be placed in a locked box for the Conductor to sign, or the same could be taken by the train crew to the next station for signing by the Agent. Signed copies for the shipper would be returned by mail. He also explained that since cars are often received or picked up along the line at night when the Agent is not on duty, train operations would not be involved by removal of the Agent.

Objections of protestants to the proposed station closing may be summarized as follows:

Harold Splitter, Manager, Milford Mills, Inc., stated that his firm is leasing elevator property and trackage facility formerly operated as Woolfolk Elevator; that his firm is bringing into Towner a new industry to package Bird food and popcorn; that the firm of Milford Mills, Inc., as packers of Milford Wild Bird Food and Buddy Boy Popcorn have been operating since 1932 with its main plant and home office located at Milford, Illinois; that bird seed had formerly been grown and shipped from Towner; and that the home plant was interested in processing the millet grain produced in Towner area. Mr. Splitter described the millet as being a very small grain which would require cars to be in good condition in order to avoid leaking losses enroute. In this regard, he emphasized the need of the rail agent to make careful car inspections to insure proper repair work and loading approval. With regard to the proposal of the Sheridan Lake Agent to come to Towner on customer calls, Mr. Splitter stated that the travel expense of the agent would soon use up the small saving that the station closing would produce.

Mr. John Mills, Manager of Bartlett & Co., stated the main work of his firm was the handling carload wheat, milo by truck for local feed, and some carload movements of millet. He stated that shipments for the past two years have been very poor, and reported the following data:

1966	99 cars wheat	\$45,000	Freight expense
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1967	33 cars wheat		
------	---------------	--	--

and

8 cars Millet	\$23,000	Freight expense
---------------	----------	-----------------

Objections of Mr. Mills related to the loss of service as being rendered by the part-time agent in securing box cars, preparation of bills of lading, train crew instructions for car spotting and early notice of car arrivals for his loading crew assignments. Removal of the agent would cause new problems regarding car-door storage at a blind siding, bill of lading signatures and work crew delays when necessary for a distant agent to come to Towner for damaged car repairs or other loading approval.

In the opinion of Witness Mills, the minor saving that would accrue to the railroad, if the instant application be granted, would not justify the loss of service which would result. Such loss of service would seriously inconvenience him and the other local rail patrons in Towner.

F I N D I N G S

From the above and foregoing Statement, which by reference is made a part hereof, the Commission, after due and careful consideration of the entire record in this proceeding, is of the opinion, and finds:

That the railroad agent service of the Applicant, amounting to 3 hours and 35 minutes each working day, is being provided on a part-time basis at Towner, Colorado by an agent who also works a portion of the day at Sheridan Lake, Colorado located 12 miles to the west.

That no complaints or objections were submitted regarding the service of the part-time agency at Towner, Colorado.

That the maximum monetary benefit which would accrue to the Applicant, from the proposed withdrawal of part-time agency services, would indicate a possible annual expense saving of only \$617.

That the following volume of outbound rail traffic at Towner, Colorado has been in a declining trend due to extraordinary drouth conditions existing in the south-east area of Colorado (including both Sheridan Lake and Towner).

YEAR AND CARLOADS

1959 -- 554	1962 -- 321	1965 -- 153
1960 -- 563	1963 -- -	1966 -- 166
1961 -- 331	1964 -- 237	1967 -- 44 (4 mos.)

That the dualization of Towner and Sheridan Lake Stations was authorized by this Commission in 1963 to meet the declining needs at that time and to secure some economies in station operations.

That, in spite of continued traffic declines, Towner Station revenues continue to provide a net revenue gain -- over and above the operating and station expenses -- as follows:

1964 -- \$8,428

1966 -- \$4,170

1965 -- \$3,686

1967 -- 4 month data not complete

That protestants actively use and are dependent upon the Applicant's services, at Towner, Colorado, of the Agent.

That protestants have also experienced the same drouth losses and have submitted justifiable objections to further service reductions which would be detrimental and adverse to their operations.

That, when considering all the evidence of record, it does not appear that any significant gain, advantage or benefit would accrue to the Applicant which would offset or justify the inconvenience and loss that would accrue to the railroad patrons at Towner, Colorado, if the herein application be granted.

That to grant the herein request to close the Towner Station and Agency would be contrary to the public interest.

That public convenience and necessity requires the continuation of the part-time agency service by the Applicant at Towner, Colorado.

That the herein application should be denied.

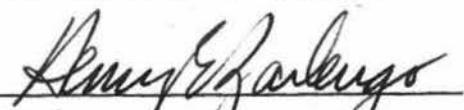
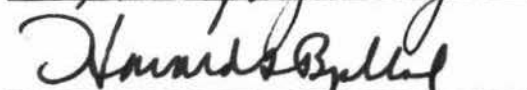
O R D E R

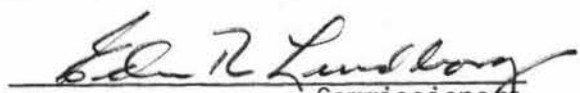
THE COMMISSION ORDERS:

That the application of Missouri-Pacific-Pacific Railroad Company for authority to close its railroad station and agency at Towner, Colorado, be, and hereby is, denied.

That this Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioner

Dated at Denver, Colorado,
this 17 th day of June, 1968.

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BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
THE BOARD OF COUNTY COMMISSIONERS,)
ROUTT COUNTY, COLORADO, FOR AUTHORITY)
TO INSTALL AUTOMATIC FLASHING LIGHT)
SIGNALS, INCLUDING AUDIBLE WARNING)
DEVICES, AT AN EXISTING PUBLIC GRADE)
CROSSING, MILE POST 191 PLUS 327 FEET)
ON THE MAIN LINE CRAIG BRANCH OF THE)
DENVER AND RIO GRANDE WESTERN RAILROAD)
COMPANY IN ROUTT COUNTY, STATE OF)
COLORADO.)

APPLICATION NO. 23144

June 14, 1968

Appearances: Robert H. Gleason, Esq.,
Steamboat Springs, Colorado,
for Applicant;
Royce D. Sickler, Esq.,
Denver, Colorado, for the Denver and
Rio Grande Western Railroad Company;
Rex Litton, Board Member,
for the Town of Steamboat Springs,
Colorado;
J. L. McNeill, Denver, Colorado,
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 April 22, 1968. Subsequently said application was set for hearing before the Commission on May 28, 1968, at the Community Room, Basement of District Court House, Steamboat Springs, Colorado.

After proper notice to all interested persons, firms or corporations, to owners of adjacent property, and to the Mayor, Town of Steamboat Springs, Colorado, the matter was heard as scheduled and thereafter taken under advisement by the Commission.

Purpose of the application is to secure Commission approval for the proposed improvement of the crossing of a Routt County road (Twenty Mile Road) over the track of The Denver and Rio Grande Western Railroad Company (Rio Grande) by the installation of automatic railroad flasher

signals and bell under the provisions of CRS 1963 115-4-6 (2) (b) relating to use of Highway Crossing Protection Fund of the State of Colorado.

At the hearing Mr. Andrew McDermott, County Commissioner for Road District No. 3, Routt County, identified the following exhibits which were received into evidence.

Exhibit No. A - Agreement dated April 2, 1968, between The Denver & Rio Grande Western Railroad Company and The Board of Routt County Commissioners for installation of flashing light signals and bell at the grade crossing of a Routt County road (Twenty Mile Road) over the single main-line track of Rio Grande-Craig Branch at Mile Post 191 plus 327 feet.

Exhibit No. B - Resolution of Board of Routt County Commissioners to authorize execution of Crossing Agreement and filing of an application with the Public Utilities Commission for approval of signal devices and cost allocation.

Mr. McDermott also described the crossing location and limited vision in an easterly direction; he explained need for improved protection pertaining to movements of increasing traffic to serve local and business needs and for the school bus traffic. He also stated that County funds are limited, that the road is not a part of the State system and that no Federal or Federal Aid funds are available for the signal improvement; however, Routt County is offering to pay 10% of the cost of the signal installation.

Mr. George Sauer, Superintendent of Schools, District No. RE-2, explained that school bus traffic involves two vehicles having capacity of 36 and 48 passengers respectively; that three movements are made both morning and afternoon for a total of six trips over the crossing each school day. He testified that in his work relative to the school bus routings he has endeavored to secure signal protection at this location because of limited eastward visibility for vehicles crossing from the south.

Mr. Karl L. Rathgeber, Locating Engineer for Rio Grande Railroad, verified Agreement, Exhibit No. A, as being fully executed by Rio Grande and identified the following exhibit which was received into evidence.

Exhibit No. C - Detailed estimate by Rio Grande to show total cost of materials and labor for installation of flashing light signals, Mile Post 191.06, Steamboat Springs, Colorado.

Mr. Rathgeber testified that Agreement, Exhibit No. A, provides for further improvement work to be done by Rio Grande in the renewal of planking at the crossing and a widening from 24 feet to 32 feet. He described rail and vehicular use of the crossing according to seasonal needs; also, the proposed standard mast-type flasher units for curb-side installation as protection of the two-lane road way. Estimated cost as shown in Exhibit C is \$7,500; signal materials are available and, as stated by Mr. Rathgeber, the installation to be completed for fall school term will meet a public need for the area.

Appearance of Mr. Rex Litton, a member of the Steamboat Springs Town Board, was also noted by Counsel for Applicant. In behalf of Mr. Litton, Counsel stated for the record that position of Town of Steamboat Springs is to support the proposed signal installation; that testimony of Mr. Litton would be similar to information already submitted concerning limited crossing vision in the eastward direction due to the nearby mountainside and rail-road cut, and that there is a continuing need for a grade crossing at this location.

As noted in the application and testimony during the hearing, purpose of the proposed protection is to provide a greater measure of public safety for both rail and vehicular traffic at the instant crossing.

F I N D I N G S

THE COMMISSION FINDS:

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

1. Rail traffic over the instant crossing amounts to an average of five to six freight trains daily at varying times of the day and night. Additional yard switching movements over the crossing at Steamboat Springs are made to meet seasonal needs of livestock shipments, lumber and grain consignors.

2. Rail speeds are variable from stop-start switch moves to 50 miles per hour.

3. The County road known as 'Twenty Mile Road' serves an extensive ranching, timber and coal producing area of Routt County on the south side of Rio Grande rail line. Near the west city limits of Steamboat Springs there is also a residential subdivision development and the local rail yard facilities which are served by the crossing.

4. County Commissioner states increased traffic volumes indicate justification for improvements of the County Road; a later replacement of the nearby sub-standard bridge over the Yampa River and retention of the present crossing location where only a single track is involved.

5. Visibility in an eastward direction is restricted by mountain-side topography. Other hazards involve icy road and deep winter snows.

6. Proposed installation of double flashing light signal units on curbside masts with a single bell will provide a warning time of 25 seconds in advance of any train approaching as rapidly as 50 miles per hour.

7. Estimated cost for signal protection work is \$7,500. Other expense of planking and crossing work will be paid by Rio Grande.

8. No federal funds are available to the County for the proposed protection. Meanwhile, in the interest of improved operating safety and to overcome limited visibility, there is need for a protected grade crossing. Hence, it is the desire of Routt County to participate in the cost of the signal installation to the amount of 10%, with 10% to be paid by Rio Grande and remaining 80% from the Highway Crossing Protection Fund.

9. The public safety, convenience and necessity require the protection and installation of automatic flasher signal devices with a bell as proposed for the grade crossing of Twenty Mile Road over the main line track of Rio Grande Craig Branch near Steamboat Springs, Colorado.

10. The authority sought in the instant application should be granted.

O R D E R

THE COMMISSION ORDERS:

1. That the Applicant, the Board of County Commissioners, Routt County, Colorado, be, and hereby is, granted a certificate of public convenience and necessity authorizing and approving the installation and operation of standard automatic railroad flashing signals and bell at the Twenty Mile Road grade crossing over The Denver and Rio Grande Western Railroad Company Craig Branch at Mile Post 191 plus 327 feet, near Steamboat Springs, Colorado.

2. That the installation and maintenance of the signal devices shall be done by the Railroad Company as set forth in the agreement made and entered into by said Railroad Company and the Board of Routt County Commissioners, which Agreement by reference is made a part hereof.

3. That a fair, just and equitable distribution of the total cost of the installation of proposed automatic railroad flashing light signals and bell is as follows: (Note: Estimated cost is \$7,500.)

- (a) The County of Routt to pay ten percent (10%) thereof to cover its share of benefits received from such installation. Upon completion of the proposed work, an itemized statement of the actual cost, and a bill covering said 10% shall be forwarded by the Railroad Company to the Board of Routt County Commissioners, Court House, Steamboat Springs, Colorado, which bill shall be paid to the Railroad Company within thirty (30) days after receipt thereof.




- (b) That the Railroad Company shall contribute out of its own funds ten percent (10%) of the cost of said installation and shall thereafter maintain said signals and bell to cover its share of the benefits therefrom.
- (c) That the remainder of the cost, or eighty percent (80%), shall be paid out of the Highway Crossing Protection Fund. Upon completion of the proposed work, an itemized statement of the actual cost and a bill covering such 80% shall be forwarded by the Railroad Company to the Public Utilities Commission, which bill shall be paid within thirty (30) days after receipt thereof.

4. 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 Crossing Protection.

That the Commission hereby retains jurisdiction to make such further Order or Orders as may be required in the instant matter.

That this Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 14th day of June, 1968.

sl

(Decision No. 71413)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
DAVID D. WINTERS, P. O. BOX 937,)
MONTROSE, COLORADO, FOR AUTHORITY)
TO EXTEND OPERATIONS UNDER PERMIT)
NO. B-7135.)

APPLICATION NO. 23193-PP-Extension

June 12, 1968

Appearances: David D. Winters, Montrose, Colorado,
pro se.

PROCEDURE AND RECORD

On May 15, 1968, David D. Winters, Montrose, Colorado, filed the instant application (No. 23193-PP-Extension) for an extension of his present Class "B" Permit No. 7135 to operate as a private carrier by motor vehicle for hire in intrastate commerce for the:

"Transportation of sand, gravel, and other road-surfacing materials used in the construction of roads and highways, from pits and supply points in the State of Colorado, to road jobs, mixer and processing plants within a radius of 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.

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."

After due and proper notice to all interested parties, the application was heard by Commissioner Howard S. Bjelland on Wednesday, June 5, 1968, at 9:30 a.m. in the District Court, Court House, Montrose, Colorado.

David D. Winters, the Applicant, testified in support of the application. No one appeared in opposition to the granting of the authority sought. After hearing the evidence presented, the Presiding Commissioner took the matter under advisement.

FINDINGS OF FACT

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

1. David D. Winters is the present holder of Permit No. B-7135 which was granted by this Commission under date of October 26, 1967 by Decision No. 70303 and which provided for the "Transportation of logs, poles and timber products, from forests to sawmills, places of storage and loading points within a radius of 45 miles of said forests; rough lumber, from sawmills in said 45-mile radius to markets in the State of Colorado; provided, however, that no town-to-town service shall be rendered."
2. The Applicant has continually operated the authority in the past and said authority is presently in good standing before the Commission.
3. Applicant has 1 Peterbilt Logging Truck, five years' experience and a net worth of \$15,000, all of which are ample and suitable for the operation of this authority, as well as the extension thereof.
4. If the authority sought herein is granted, Applicant intends to render service under contract to various individuals, contractors, loggers and sawmill operators.
5. Applicant is familiar with the rules and regulations of this Commission and the Statutes of the State of Colorado and will comply therewith if the authority sought herein be granted.
6. The operating experience and financial responsibility of the Applicant has been established to the satisfaction of the Commission.
7. It did not appear that the proposed service of Applicant would impair the efficiency of any common carrier service operating in the territory which Applicant seeks to serve.
8. The authority sought herein should be granted.

O R D E R

THE COMMISSION ORDERS:

That David D. Winters, Montrose, Colorado, be, and hereby is, authorized to extend operations under Permit No. B-7135, and that henceforth the full and complete authority under Permit No. B-7135 shall authorize the following:

"Transportation of

- (1) Sand, gravel and other road-surfacing materials used in the construction of roads and highways

From pits and supply points in the State of Colorado to road jobs, mixer and processing plants within a radius of 100 miles of said pits and supply points;

- (2) Sand and gravel

From pits and supply points in the State of Colorado to railroad loading points and to homes and small construction jobs within a radius of 100 miles of said pits and supply points;

- (3) Sand, gravel, dirt, stone and refuse

From and to building construction jobs, to and from points within a radius of 100 miles of said jobs;

- (4) 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;

Restricted:

Against the use of tank vehicles when transporting road-surfacing materials.

- (5) Logs, poles and timber products

From forests to sawmills, places of storage and loading points within a radius of 150 miles of said forests;

- (6) Rough lumber

From sawmills within a 150-mile radius of forests to markets in the State of Colorado.

Restricted:

Against town-to-town service."


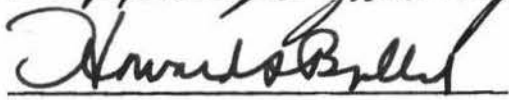

That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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 June, 1968.
s1

(Decision No. 71414)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
PUBLIC SERVICE COMPANY OF COLORADO,)
550 - 15TH STREET, DENVER, COLORADO,)
FOR AN ORDER GRANTING TO IT A CERTI-)
FICATE OF PUBLIC CONVENIENCE AND)
NECESSITY TO EXERCISE FRANCHISE)
RIGHTS IN THE TOWN OF SILVERTHORNE,)
SUMMIT COUNTY, COLORADO, FOR THE)
GENERATION, PRODUCTION, MANUFACTURE,)
PURCHASE, STORAGE, EXCHANGE, TRANS-)
MISSION AND DISTRIBUTION OF ELECTRI-)
CAL ENERGY, GASEOUS FUELS OR MIXTURES)
THEREOF, IN SAID TOWN.)

APPLICATION NO. 23211

June 12, 1968

Appearances: Lee, Bryans, Kelly & Stansfield, Esqs.,
Denver, Colorado, by
Donald D. Cawelti, Esq., Denver,
Colorado for Applicant;
Girts Krumins, Esq., Denver, Colorado,
for the Staff of the Commission.

S T A T E M E N T

BY THE COMMISSION:

Public Service Company of Colorado filed an application with this Commission, seeking a certificate of public convenience and necessity authorizing the exercise of franchise rights granted by the Town of Silverthorne, County of Summit, Colorado, for the generation, production, manufacture, storage, exchange, transmission, and distribution of electrical energy, gaseous fuels or mixtures thereof in said Town.

The matter was set for hearing, after due notice to all interested parties, on Thursday, June 6, 1968, at 10 o'clock A. M., in the Hearing Room of the Commission, 507 Columbine Building, Denver, Colorado. The application was heard on a joint record with Application No. 23212, and at the conclusion of the hearing the matter was taken under advisement.

Applicant is a corporation, organized and existing under and by virtue of the laws of the State of Colorado, and is a public utility

operating company subject to the jurisdiction of this Commission, engaged primarily in the generation, purchase, transmission, distribution and sale of electric energy, and in the purchase, distribution and sale of natural gas at various points within the State of Colorado. A certified copy of Applicant's Composite Certificate of Incorporation, together with all amendments thereto, has heretofore been filed with this Commission.

Applicant showed that on April 22, 1968, the Board of Trustees of the Town of Silverthorne duly passed and adopted Ordinance No. 3, Series of 1968 of the Town, which franchise ordinance was introduced in evidence as Exhibit A, and is entitled as follows:

AN ORDINANCE GRANTING FRANCHISE BY THE TOWN OF SILVERTHORNE, SUMMIT COUNTY, COLORADO, TO PUBLIC SERVICE COMPANY OF COLORADO, ITS SUCCESSORS AND ASSIGNS, TO CONSTRUCT, PURCHASE, ACQUIRE, LOCATE, MAINTAIN, OPERATE AND EXTEND INTO, WITHIN AND THROUGH SAID TOWN, PLANTS, WORKS, SYSTEMS AND FACILITIES FOR THE GENERATION, PRODUCTION, MANUFACTURE, PURCHASE, STORAGE, EXCHANGE, TRANSMISSION AND DISTRIBUTION OF ELECTRICAL ENERGY, GASEOUS FUELS OR MIXTURES THEREOF, BY MEANS OF PIPES, MAINS, CONDUITS, WIRES, CABLES, POLES AND STRUCTURES, OR OTHERWISE, ON, OVER, UNDER, ALONG AND ACROSS ALL STREETS, ALLEYS, VIADUCTS, BRIDGES, ROADS, LANES, PUBLIC WAYS AND OTHER PUBLIC PLACES IN SAID TOWN OF SILVERTHORNE, TO SELL, FURNISH AND DISTRIBUTE SAID PRODUCTS TO THE TOWN AND THE INHABITANTS THEREOF; AND FIXING THE TERMS AND CONDITIONS THEREOF.

The term of said franchise is for a period of twenty-five years. Attached to the franchise introduced in evidence is a Certificate of Introduction, passage and signature by the Mayor, and a certificate of the recording by the Town Clerk and of the acceptance of the franchise by Applicant. Exhibits B and C are maps of the gas and electric distribution systems in the Town of Silverthorne. These exhibits, by reference, are made a part hereof.

Witness for Applicant, Mr. D. E. Lichtenwalter, testified that Applicant obtains its natural gas for distribution and sale in Silverthorne from a pipeline of the Western Slope Gas Company in the area, and its electric energy from the interconnected Central System of Applicant.

The existing facilities will be utilized in continuing said gas and electric service. There is no other public utility in the business of distributing gas and electricity in said Town of Silverthorne. Applicant is serving 8 residential gas customers and 141 residential electric customers.

Witness estimated that additional capital investment in the gas and electric distribution systems in the Town of Silverthorne during the term of the franchise will amount to approximately \$32,800 for the electric distribution system and \$23,000 for the gas distribution system. These figures will be utilized in determining the amount of the certificate issuance fee but will not be binding upon the Commission in any subsequent proceeding where valuation may be an issue.

F I N D I N G S

THE COMMISSION FINDS:

1. That the above and foregoing Statement should be, and hereby is made a part of these Findings by reference.
2. That the Commission has jurisdiction of Applicant herein, Public Service Company of Colorado, and of the subject matter involved in the instant application.
3. That the Commission is fully advised in the premises.
4. That no other public utility now provides gas or electric service in the Town of Silverthorne.
5. That the public convenience and necessity require, and will require, the exercise by Public Service Company of Colorado, of the franchise rights granted in and by Ordinance No. 3, Series of 1968 of the Town of Silverthorne, dated April 22, 1968, for the generation, production, manufacture, purchase, storage, exchange, transmission and distribution of electrical energy and gaseous fuels by Public Service Company of Colorado in said Town.
6. That Applicant should odorize all gas prior to sale to its customers.

O R D E R

THE COMMISSION ORDERS:

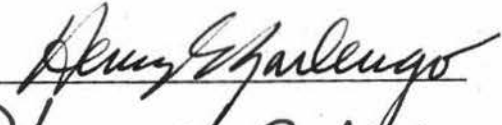
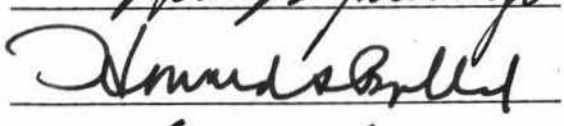
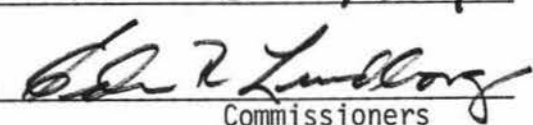
That public convenience and necessity require, and will require, the exercise by Public Service Company of Colorado, of the franchise rights granted in and by Ordinance No. 3, Series of 1968 of the Town of Silverthorne , dated April 22, 1968, marked Exhibit A herein, which by reference is made a part hereof, for the generation, production, manufacture, purchase, storage, exchange, transmission and distribution of electricity and gaseous fuels by Public Service Company of Colorado, in said Town, and this Order shall be taken, deemed, and held to be a certificate of public convenience and necessity therefor.

That Public Service Company of Colorado shall install, operate and maintain its electric and gas systems and supply service in the area heretofore designated in accordance with its schedules of electric and gas rates, classifications, rules and regulations now on file with this Commission, or as the same may be changed according to law and the rules and regulations of this Commission.

That Public Service Company of Colorado shall continue to maintain its books and accounts in accordance with the Uniform System of Accounts prescribed by this Commission, and shall continue to keep its practices as to the testing of meters, customers' deposits and operations, records of meters and complaints in accordance with the Commissions' requirements.

This Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado
this 12th day of June, 1968.

bk

(Decision No. 71415)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
PUBLIC SERVICE COMPANY OF COLORADO,)
550 - 15TH STREET, DENVER, COLORADO,)
FOR AN ORDER GRANTING TO IT A CERTI-)
FICATE OF PUBLIC CONVENIENCE AND)
NECESSITY TO CONSTRUCT A GAS DISTRI-)
BUTION MAIN TO, AND A GAS DISTRI-)
BUTION SYSTEM IN, THE TOWN OF SUPERIOR,)
BOULDER COUNTY, COLORADO, AND TO)
EXERCISE FRANCHISE RIGHTS IN SAID TOWN)
FOR THE GENERATION, PRODUCTION, MANU-)
FACTURE, PURCHASE, STORAGE, EXCHANGE,)
TRANSMISSION AND DISTRIBUTION OF ELEC-)
TRICAL ENERGY, GASEOUS FUELS OR MIX-)
TURES THEREOF, IN SAID TOWN, AND TO)
DISTRIBUTE AND SELL NATURAL GAS IN THE)
AREA CONTIGUOUS TO SAID TOWN AND ALONG)
THE GAS DISTRIBUTION MAIN TO BE CON-)
STRUCTED THERETO)

APPLICATION NO. 23212

- - - - -
June 12, 1968
- - - - -

Appearances: Lee, Bryans, Kelly & Stansfield, Esqs.,
Denver, Colorado, by
Donald D. Cawelti, Esq., Denver,
Colorado, for Applicant;
Girts Krumins, Esq., Denver, Colorado,
of the Staff of the Commission.

S T A T E M E N T

BY THE COMMISSION:

Public Service Company of Colorado filed an application with this Commission, seeking a certificate of public convenience and necessity authorizing the construction of a gas distribution main to and a gas distribution system in the Town of Superior, Boulder County, Colorado, the exercise of franchise rights acquired therein for the distribution and sale of electrical energy and gaseous fuels or mixtures thereof, in said Town, and the distribution and sale of gas in the area contiguous thereto and along the gas distribution main to be constructed to said Town.

The matter was set for hearing, after due notice to all interested

parties, on June 6, 1968, at ten o'clock A. M., in the Hearing Room of the Commission, in the Columbine Building, Denver, Colorado. This application was heard in conjunction with Application No. 23211. At the conclusion of the hearing, the matter was taken under advisement.

No petitions of intervention were filed with the Commission and no one appeared in opposition to the application.

Applicant is a corporation organized and existing under and by virtue of the laws of the State of Colorado, and is a public utility operating Company subject to the jurisdiction of this Commission, engaged primarily in the generation, purchase, transmission, distribution and sale of electric energy, and in the purchase, distribution and sale of natural gas in various areas within the State of Colorado. A certified copy of Applicant's Certificate of Incorporation, containing all amendments thereto, has heretofore been filed with this Commission.

A map of the proposed gas distribution main to and system in the Town of Superior was attached to the application as Exhibit A. The witness estimated that investment in the Town over the 25-year period of the franchise would be \$9,600 for the electric system and the investment in the Town and the contiguous area for the gas system would be \$105,600. These figures will be used solely for the purpose of determining the certificate issuance fee and will not be binding upon the Commission in any subsequent proceeding where valuation may be an issue.

Applicant showed that on May 6, 1968 the Board of Trustees of the Town of Superior duly passed and adopted Ordinance No. 518 granting to Applicant a combined gas and electric franchise entitled as follows:

AN ORDINANCE GRANTING A FRANCHISE BY THE TOWN OF SUPERIOR, BOULDER COUNTY, COLORADO, TO PUBLIC SERVICE COMPANY OF COLORADO, ITS SUCCESSORS AND ASSIGNS, TO CONSTRUCT, PURCHASE, ACQUIRE, LOCATE, MAINTAIN, OPERATE AND EXTEND INTO, WITHIN AND THROUGH SAID TOWN, PLANTS, WORKS, SYSTEMS AND FACILITIES FOR THE GENERATION, PRODUCTION, MANUFACTURE, PURCHASE, STORAGE, EXCHANGE, TRANSMISSION AND DISTRIBUTION OF ELECTRICAL ENERGY, GASEOUS FUELS OR MIXTURES THEREOF, BY MEANS OF PIPES, MAINS, CONDUITS, WIRES, CABLES, POLES AND STRUCTURES, OR

OTHERWISE, ON, OVER, UNDER, ALONG AND ACROSS ALL STREETS, ALLEYS, VIADUCTS, BRIDGES, ROADS, LANES, PUBLIC WAYS AND OTHER PUBLIC PLACES IN SAID TOWN OF SUPERIOR, TO SELL, FURNISH AND DISTRIBUTE SAID PRODUCTS TO THE TOWN AND THE INHABITANTS THEREOF; AND FIXING THE TERMS AND CONDITIONS THEREOF.

A copy of the franchise as passed, together with copies of authenticating documents was attached to the application as Exhibit B.

The term of said proposed franchise is for a period of twenty-five years.

Exhibits A & B were offered and admitted into evidence.

Witness for Applicant, Mr. D. E. Lichtenwalter, testified that Applicant will obtain its supply of natural gas for distribution and sale in the areas herein applied for from Western Slope Gas Company, a wholly-owned subsidiary of Applicant. Further, Mr. Lichtenwalter testified that the Applicant estimates a total of 90 gas customers by the 5th year of operation, the net revenues from which will produce a rate of return of 5.01% on net investment in the 5th year.

A map of the present primary electric distribution system in the Town was introduced and admitted at the hearing as Exhibit C. Existing facilities will be used in the delivery of electric service.

FINDINGS OF FACT

THE COMMISSION FINDS:

1. That the above and foregoing statement should, and hereby is, incorporated in these Findings and made a part thereof by reference.
2. That this Commission has jurisdiction of the Applicant herein, and of the subject matter of this Application.
3. That the Commission is fully advised in the premises.
4. That no other public utility now provides gas or electric service in the areas sought to be certificated hereunder, respectively.
5. That the public convenience and necessity require, and will require, the exercise by Public Service Company of Colorado, of the franchise rights to be granted by the Town of Superior for the distribution and sale of electrical energy and gaseous fuels or mixtures thereof in said Town,

and the public convenience and necessity require, and will require the distribution of said gas by Applicant in the area contiguous thereto, and the distribution of natural gas along the gas distribution main to be constructed to the Town.

6. That Applicant should odorize all gas prior to sale to its customers.

O R D E R

THE COMMISSION ORDERS:

That the public convenience and necessity require, and will require, the construction by Public Service Company of Colorado of a gas distribution system in the Town of Superior; the exercise of the franchise rights to be granted by said Town of Superior for the distribution and sale therein of electric energy and gaseous fuels or mixtures thereof, the distribution and sale of said gas in the area contiguous to the Town, and the distribution and sale of natural gas along the gas distribution main authorized to be constructed to the Town; and this order shall be taken, deemed and held to be a certificate of public convenience and necessity therefor.

That Public Service Company of Colorado shall install, operate and maintain its electric and gas systems and supply service in the areas heretofore designated in accordance with its schedules of electric and gas rates, classifications, rules and regulations as applicable to the area, now on file with this Commission, or as the same may be changed according to law and the rules and regulations of this Commission.

All gas sold by Applicant shall be odorized prior to sale to its customers.

That Public Service Company of Colorado shall continue to maintain its books and accounts in accordance with the Uniform System of Accounts prescribed by this Commission, and shall continue to keep its practices as to the testing of meters, customers' deposits and operations, records of meters and complaints, in accordance with the Commission's

requirements.

This Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry G. Paulsen
Donald B. Byland
Ed. J. Lindberg
Commissioners

Dated at Denver, Colorado
this 12th day of June, 1968.
bk

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 TO
ComFURT GAS, INCORPORATED, A COLORADO
CORPORATION, BUENA VISTA, COLORADO,
CERTIFICATE OF PUBLIC CONVENIENCE AND
NECESSITY AUTHORIZING EXERCISE OF
FRANCHISE RIGHTS GRANTED BY ORDINANCE
NO. 192 OF THE TOWN OF BUENA VISTA,
COLORADO, DATED NOVEMBER 6, 1962, FOR
THE DISTRIBUTION AND SALE OF GAS
EITHER NATURAL, ARTIFICIAL OR MIXED,
IN SAID TOWN BY EVEREADY FREIGHT
SERVICE, INC.

APPLICATION NO. 23100-Transfer

IN THE MATTER OF THE APPLICATION OF
ComFURT GAS, INCORPORATED, A COLORADO
CORPORATION, BUENA VISTA, COLORADO,
FOR APPROVAL OF THE FINANCING ARRANGE-
MENT FOR THE PURCHASE BY THE APPLICANT
OF THE CERTIFICATE OF PUBLIC CONVENIENCE
AND NECESSITY OF EVEREADY FREIGHT SERVICE,
INC., AUTHORIZING EXERCISE OF FRANCHISE
RIGHTS GRANTED BY ORDINANCE NO. 192 OF
THE TOWN OF BUENA VISTA, COLORADO, DATED
NOVEMBER 6, 1962, FOR THE DISTRIBUTION
AND SALE OF GAS, EITHER NATURAL,
ARTIFICIAL OR MIXED, IN SAID TOWN BY
EVEREADY FREIGHT SERVICE, INC.

APPLICATION NO. 23151-Securities

June 11, 1968

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On May 17, 1968, the Commission entered Decision No. 71324 setting the above-entitled matters for hearing at 10:00 A.M. on June 12, 1968 at Denver, Colorado.

By letters dated June 10, 1968 and June 11, 1968, request was made that the hearing on the above applications now set for June 12, 1968 be vacated and reset at a later time. In said letters of request reasons for such continuance are stated as follows, to-wit:

- (1) That applicants had employed an accountant in Salida, Colorado, to prepare the necessary exhibits and financial statements and check with Internal Revenue to determine the best possible method to transfer and finance without large tax liability;
- (2) That the exhibits were not prepared and applicants employed Leslie Whittemore, a certified public accountant in Denver, Colorado, to prepare the necessary exhibits; and
- (3) That Mr. Whittemore called June 10, 1968, indicating that he could not have the necessary exhibits prepared by June 12, the date of the hearing. He indicated it would take several days to check the financial arrangements and prepare the exhibits necessary for transfer.


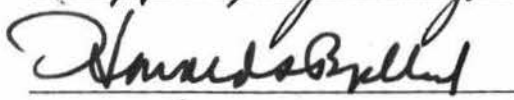
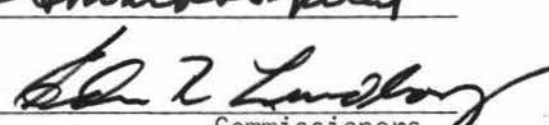
The Commission finds that the reasons presented and the facts asserted necessitate continuance as requested in the public interest and that the following Order should be entered.

O R D E R

THE COMMISSION ORDERS:

That hearing on the above applications presently set before the Commission at 10:00 A.M., June 12, 1968, at 507 Columbine Building, Denver, Colorado, be, and hereby is, vacated, and that hearing thereon be set at a date to be determined by the Commission upon written request by the Applicants.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 12th day of June, 1968.

mp

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE THE DETERMINATION THAT TRANSPORTATION)
OF MOTION PICTURE FILM IS INTERSTATE)
COMMERCE; ADJUSTMENTS AND ELIMINATION)
OF MILK RATES ON THE LINES OF LARSON)
TRANSPORTATION COMPANY AND RIO GRANDE)
MOTOR WAY, INC.)
-----)

CASE NO. 1585

June 14, 1968

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On May 17, 1968, J. R. Smith, Chief of Tariff Bureau, Colorado Motor Carriers' Association, as Agent, filed revised 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, scheduled to become effective June 24, 1968.

In support of the changes, the Commission is in receipt of communications from the carriers involved herein and the Chief of Tariff Bureau.

Item No. 1730, motion picture film, exposed, and supported by letter dated May 20, 1968, by the Chief of Tariff Bureau, Colorado Motor Carriers' Association, which states:

"This item, as published on 10th Revised Page No. 206 to become effective June 24, 1968, is being restricted to apply on interstate traffic only because the Interstate Commerce Commission^[] and, we believe, the courts have held on numerous occasions that the transportation of exposed motion picture film wholly within a state is interstate commerce.

"Attached is a copy of a clipping from a recent issue of Traffic World in which this subject is discussed, and in which the interstate theory is again discussed and upheld by the Interstate Commerce Commission."

[] Inserted by the Commission staff.
See ICC reports No. MCC-116999
Ephraim Freightways, Inc.
Common Carrier Application, 78 MCC-
489-496

The following is clipping as cited above:

Transportation of Movies
Held Interstate Commerce

Although it performs all of the physical transportation within the State of Indiana, Indiana Transit Service, Inc., of Indianapolis, is operating in interstate commerce when it transports copies of motion pictures to and from movie theaters.

This is the finding of Review Board No. 2 of the Commission, which held the transportation to be unlawful because of ITS's lack of appropriate interstate operating authority. The board found that ITS had performed the service in the honest belief that it was intrastate, not interstate, transportation, however, and declined to issue a cease and desist order against it.

The board's order dismissing the complaint was issued in MC-C-5315, Indiana Transit Service, Inc. v. Feature Film Service, Inc. It said the complainant sought reparation for revenues lost as a result of ITS's unlawful service, which allegedly reduced the complainant's motion picture film customers from 150 to two in number.

The transportation performed by ITS involved hauling the movie film from a distributor at Indianapolis to various theaters around the state. This transportation, the board said, comprises merely part of a single and reasonably continuous movement from producer to distributor to theater which takes place partially without the state of Indiana, and is thus interstate commerce in nature.

However, the board said, the precedent cases are not uniform, and ITS's operations have apparently been conducted "in the good faith belief that the transportation involved was in intrastate commerce (for which ITS does have appropriate operating authority)." Accordingly, the board contented itself with an admonishment to ITS that it bring its operations into compliance with the interstate commerce act, and dismissed the proceeding.

In the light of the foregoing paragraphs, the Chief of Tariff Bureau should restrict also the following commodity items on motion picture film to apply on interstate traffic. These have been entered in Case No. 1585 previously, and since the determination now is that the transportation of all movie film being used in movie theaters is interstate in nature, such items should also be removed from the intrastate prescribed rates in Case No. 1585.

<u>CMCA Tariff 12-A, Colo. PUC 11</u>	
Item No.	1700
" "	1725
" "	1720
" "	1730
" "	1750

<u>Case No. 1585</u>
615
617
620
625#
630

Involved in this decision.

Item 2940, milk in shipping cans from points on the line of Larson Transportation Company of Denver, Colorado, is amended to restrict its application to the minimum charge rule (\$3.50) and add a provision that rates include the return of empty milk cans.

In support thereof, Mr. Wally Fletchinger, General Traffic Manager, states in his letter of April 12, 1968: --

"As for comparative provisions in Section 3 that are similar as to those being proposed, reference is made to Items 2810, 3010, 3050 and 3120, all of which have a provision that the rates are not subject to Item 730 (minimum charge rule) as for the provisions for the free return of empty cans, reference is made to Items Nos. 2820, 2830, 2870, 2890, 3040, 3075, 3080, 3100, 3120, 3130 and 3260.

"With the discontinuance of the No. 9 and 10 trains of the Denver & Rio Grande Western RR, between Denver on the one hand and on the other Steamboat Springs and Craig, that became effective April 2, the milk and cream shipments from the Craig and Steamboat Springs areas to Denver are now being shipped by Larson Transportation Company. There are from between twenty and thirty different shippers involved and these are basically farmers or ranchers who ship one or two cans of cream or milk into Denver on a once or twice weekly basis. To pay the minimum charge of \$3.50 for each shipment would be exorbitant for them and would price them out of the market. The same is true concerning the return of the empty cans. There would only be a few cans shipped back at one time and this would result in the minimum charge of \$3.50 being applied also, resulting in a total charge of \$7.00 for the round trip haul. These shippers have little alternative as to choice of mode of carrier and without relief from the minimum charge provision and an allowance for the free return of the empty cans, the shipping of this commodity to Denver would cease. We have installed the necessary equipment in the trailers to prevent the milk and cream from tipping over and which will not require any bracing for each shipment. There is sufficient room on our schedules out of Denver to handle the empty cans and will be done at our convenience."

Mr. Fletchinger also requests the cancellation of Items 2960, 2980 and 2990 on milk in shipping cans. The reason for this is that no known movement between the points involved is being made by his Company and since these are paper rates, it is desired they be canceled.

The Commission finds that items on motion picture film, exposed, as prescribed in Case No. 1585, and as set forth in the statement hereof, and the application of the rates and charges on intrastate traffic should be withdrawn and held for naught; that the changes in Appendix "A", attached hereto, appear to represent just, fair and reasonable rates and charges, and 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 they are hereby, 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; and that the Colorado Motor Carriers' Association, as Agent, should restrict the application on intrastate traffic for Items 1700, 1720, 1725, 1730 and 1750, and for the future to apply on interstate traffic only; that the counterparts in Case No. 1585, Part I, Section E, Item 615, 617, 620, 625 and 630 should be withdrawn and held for naught.

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 June 24, 1968, 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) percent.

6. That on and after June 24, 1968, 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) percent.

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

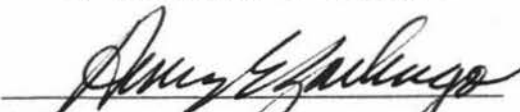


carrier or to subject any such private carrier by motor vehicle to the laws and liabilities applicable to a motor vehicle common carrier.

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. That this order shall become effective forthwith.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado, this
14th day of June, 1968. 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)

Issued: May 17, 1968
Effective: June 24, 1968

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.	(Except as noted in individual items)			

10th Revised Page No. 206

10th REVISED Page No. 200

		<u>BETWEEN</u>	<u>AND</u>	<u>COLORADO POINTS:</u>	③
Film, motion picture, exposed, packed in metal containers.				Debeque	61
③ Rates in cents per Reel.				Delta	61
Minimum charge \$1.08 per shipment.				Eagle	54
(E) (R) Rates include the transportation of all advertising matter used in connection with such film.				Glenwood Springs	54
1730				Grand Junction	61
③ Actual value not exceeding \$1.00 per pound. The actual value declared in writing must be entered on the shipping order and bill of lading as follows:				Grand Valley	61
		Denver		Gunnison	56
				Gypsum	54
				Leadville	46
				Minturn	54
				Montrose	61
				New Castle	60
				Olathe	61
				Palisade	61
				Rifle	60
				Silt	60
<hr/>					
"The actual value of the property is hereby specifically stated by the shipper to be not exceeding \$1.00 per pound for each article."					
/ (R) (Applies on interstate traffic only.)					

SECTION NO. 3
CREAM AND MILK

Rates are in cents per 100 pounds (unless otherwise stated)
(Applies only on Colorado Intrastate Traffic)

Item No.	Commodity Commodities in the same item may be shipped in straight or mixed truck loads.	From (Except as noted in individual items)	To	Rates	Route
4th Revised Page No. 250					
2940	Milk or cream, in 5-gallon cans.	Craig, Colo.	Denver	72¢ per can	25
		Hayden, Colo.		71¢ per can	
		Steamboat Springs		68¢ per can	
	Milk or cream, in 8-gallon cans.	Craig, Colo.	Denver	95¢ per can	25
		Hayden, Colo.		92¢ per can	
		Steamboat Springs		88¢ per can	
	Milk or cream, in 10-gallon cans.	Craig, Colo.	Denver	105¢ per can	
		Hayden, Colo.		102¢ per can	
		Steamboat Springs		98¢ per can	
⚡ (R) Not subject to Item No. 930. ⚡ (R) Rates include return of empty cans.					
4th Revised Page No. 251					
2960	Milk or Cream, in 10-gallon shipping cans. Rate includes return of empty cans.	Delta, Colo.	Denver		87
		Grand Junction		(E) (A)	
		Montrose			
		Rifle			
(5) Rate will also apply from intermediate points where said rate is lower than the class 70 rate. Minimum shipment, 10 cans.					
2980	Milk or Cream, in containers, minimum weight 3,000 pounds. Rate includes return of empty containers. Shipper to supply refrigeration necessary to insure safe delivery to destination.	Grand Junction	Leadville	(E) (A)	87

SECTION NO. 3
CREAM AND MILK

Rates are in cents per 100 pounds (unless otherwise stated)
(Applies only on Colorado intrastate traffic)

Item No.	Commodity Commodities in the same item may be shipped in straight or mixed truck loads.	From	To	Rates	Route No.
		(Except as noted in individual items)			

11th Revised Page No. 252

		<u>BETWEEN</u>	<u>AND</u>	
2990	Milk or Cream, in shipping cans. (Rates include return of empty cans.) NOTE: Where actual point of origin is not shown, rate from next more distant point will be used. Size of can not to exceed 10 gallons.	<u>All Colorado</u> Aspen Basalt Carbondale Emma Snowmass Woody Creek and intermediate points) See Note.		Glenwood Springs (E) (A) 87

/ DENOTES ADDITION

(R) DENOTES REDUCTION

(E) DENOTES ELIMINATION

(A) DENOTES INCREASE

ROUTE 25 - LARSON TRANSPORTATION COMPANY - DIRECT

ROUTE 85 - RIO GRANDE MOTOR WAY, INC., - DIRECT

(Decision No. 71418)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
ROBERT R. REICHERT, DOING BUSINESS AS)
"DERBY WASTE DISPOSAL," 6095 EAST)
64TH AVENUE, COMMERCE CITY, COLORADO,)
TO TRANSFER PUC NO. 2212 TO COMMERCE)
REFUSE DISPOSAL, INC., 6095 EAST 64TH)
AVENUE, COMMERCE CITY, COLORADO.)

APPLICATION NO. 22710-Transfer

IN THE MATTER OF THE APPLICATION OF)
ROBERT R. REICHERT, DOING BUSINESS AS)
"DERBY WASTE DISPOSAL," 6095 EAST)
64TH AVENUE, COMMERCE CITY, COLORADO,)
TO TRANSFER PUC NO. 3706 TO COMMERCE)
REFUSE DISPOSAL, INC., 6095 EAST)
64TH AVENUE, COMMERCE CITY, COLORADO.)

APPLICATION NO. 22711-Transfer

RE: MOTOR VEHICLE OPERATIONS OF)
RICHARD C. BROUGH, DOING BUSINESS AS)
"DICK'S RUBBISH REMOVAL," 6950)
LOCUST STREET, COMMERCE CITY, COLO-)
RADO.)

PUC NO. 2084

RE: MOTOR VEHICLE OPERATIONS OF)
RUBEN LEE, 5661 SOUTH HAVANA STREET,)
ENGLEWOOD, COLORADO.)

PUC NO. 3057

RE: MOTOR VEHICLE OPERATIONS OF)
RICHARD C. BROUGH, DOING BUSINESS AS)
"DICK'S RUBBISH REMOVAL," 6950)
LOCUST STREET, COMMERCE CITY, COLO-)
RADO.)

PUC NO. 3567

RE: MOTOR VEHICLE OPERATIONS OF)
CYRIL A. KREUTZER AND VICTOR C.)
KREUTZER, DOING BUSINESS AS)
"KREUTZER DISPOSAL SERVICE," 7481)
BRIGHTON BOULEVARD, COMMERCE CITY,)
COLORADO.)

PUC NO. 3581

June 13, 1968

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

STATEMENT OF PROCEDURE AND RECORD

BY THE COMMISSION:

On July 20, 1967, the above-entitled applications were filed re-

requesting authority to transfer Certificates of Public Convenience and Necessity PUC No. 2212 and PUC No. 3706.

After due and proper notice to all interested persons, firms or corporations, the applications were heard by Robert L. Pyle -- duly designated by the Commission as an Examiner for the purpose of conducting the hearing on said applications -- who, pursuant to the provisions of 1963 CRS 115-6-9 (2), has transmitted to the Commission the record and exhibits of the instant proceeding together with a written statement of his Findings of Fact and Conclusions.

The record transmitted by the Examiner discloses that no one appeared at the hearing to intervene or to protest the granting of the authority as requested and that the herein applications were consolidated for hearing and heard on a joint record.

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

Specifically, the submitted Examiner's Findings of Fact and Conclusions read as follows, to-wit:

EXAMINER FINDINGS OF FACT

1. Transferor, Robert R. Reichert, doing business as "Derby Waste Disposal," is the present owner and operator of Certificates of Authority PUC No. 2212 and PUC No. 3706 which are the subject of this proceeding.
2. These authorities provide generally for the transportation of ashes, trash, rubbish, refuse and other waste materials in the City and County of Denver and a contiguous area described by metes and bounds.
3. These authorities have been continually operated in the past and are presently in good standing with the Commission.
4. The Transferor, Robert R. Reichert, doing business as "Derby Waste Disposal", is one of the parties involved in forming the Commerce Refuse Disposal, Inc., which is a Colorado corporation and the Transferee herein.
5. Others involved in the forming of the Transferee corporation are:
 - (a) Ruben Lee, who presently holds Certificate of Authority PUC No. 3057;

- (b) Cyril A. Kreutzer and Victor C. Kreutzer, doing business as "Kreutzer Disposal", who presently hold Certificate of Authority PUC No. 3581;
- (c) Richard C. Brough, doing business as "Dick's Rubbish Removal", who presently holds Certificates of Authority PUC No. 3567 and PUC No. 2084.

All of these authorities provide for transportation of ashes, trash, refuse and other waste materials in various and sundry areas in and about the City and County of Denver.

- 6. All of the above-named individuals are officers and stockholders in Commerce Refuse Disposal, Inc., the Transferee, and their Certificate of Authority, as indicated, duplicate and overlap in certain instances to the Certificates of Authority being transferred in this proceeding.
- 7. In view of the fact that the Transferee corporation is somewhat of an experiment by the organizers thereof, the duplicate and overlapping authorities (PUC No. 3057, PUC No. 3581, PUC No. 2084 and PUC No. 3567) should not be cancelled outright but should be suspended for six (6) months from the date of the Order entered herein and then automatically cancelled if not reinstated.
- 8. Reinstatement of the above designated certificates should not be granted if the Transferee corporation continues in business.
- 9. The parties to these proceedings have entered into an agreement to transfer the operating authority contained in Certificate Nos. 2212 and 3706 and, pursuant to said agreement, there is no consideration to be paid for the authority inasmuch as the primary purpose is to consolidate the authorities involved herein and place them into the ownership of a corporate structure.
- 10. By consolidating the various authorities involved by the officers and stockholders of the Transferee corporation and placing them into the corporate structure, the use of equipment could be better facilitated and there would be more ease of operation, and the operation of the authorities would as such be in the public interest.
- 11. The certificates are free and clear of any debts, encumbrances or obligations.
- 12. Transferee has sufficient equipment, experience and net worth, all of which are ample and suitable for operation of the authorities involved herein.
- 13. The officers and directors of the Transferee corporation are familiar with the rules and regulations of

the Public Utilities Commission and, if these applications are 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.

14. If these transfers are approved, Transferee intends to and will engage in bona fide motor carrier operations under the operating rights set forth herein.
15. In order to avoid duplication and to better clarify the authority involved herein, the certificate should be as hereinafter set forth.
16. The transfers are compatible with the public interest and should be granted as hereinafter set forth.

EXAMINER CONCLUSIONS

That the Commission make and enter its Order authorizing Transferor to transfer all of his right, title and interest in and to Certificates of Authority PUC No. 2212 and PUC No. 3706 to Commerce Refuse Disposal, Inc., and that henceforth the full and complete authority be designated as PUC No. 2212 and shall read as follows:

"Transportation of

Ashes, trash and other waste materials

From points within the City and County of Denver and within an area beginning at the north city limits of the City and County of Denver with its intersection of the east bank of the South Platte River; thence north along said east bank to a point three (3) miles north of Ft. Lupton, Colorado; thence east thirty (30) miles; thence south twenty-seven (27) miles; thence west through and including the Cities of Strasburg, Colorado, and Bennett, Colorado, along the Union Pacific Railroad tracks to the east city limits of the City and County of Denver; thence along the northern border of said city limits to the point of beginning to regularly designated and approved dumps and disposal sites within the described territory.

RESTRICTION:

This Certificate is restricted against service in the City of Brighton, Colorado, and a one (1) mile radius thereof."

And further, that the Commission make and enter its Order suspending Certificates of Authority PUC No. 3581, PUC No. 3057, PUC No. 2084 and PUC No. 3567 for a period of six (6) months from date hereof, at which time said certificates shall be automatically cancelled if not theretofore reinstated.

Further, that the aforementioned certificates being suspended as indicated shall not be reinstated so long as Certificate of Authority PUC No. 2212 is being operated by Commerce Refuse Disposal, Inc., or any of the present officers or stockholders thereof.

The Commission has given careful consideration to the record and exhibits in the above-entitled proceeding and to the Findings of Fact and Conclusions submitted by the Examiner. Now, therefore, pursuant to the submitted Findings of Fact and Conclusions of the Examiner, as hereinabove set forth, and, in accordance therewith, makes and enters the following Order.

O R D E R

THE COMMISSION ORDERS:

That Robert R. Reichert, doing business as "Derby Waste Disposal," Commerce City, Colorado, be, and hereby is, authorized to transfer all right, title and interest in and to Certificates of Public Convenience and Necessity PUC No. 2212 and PUC No. 3706 to Commerce Refuse Disposal, Inc., Commerce City, Colorado, subject to encumbrances, if any, against said authorities approved by this Commission.

That Certificate of Public Convenience and Necessity PUC No. 3706, be, and hereby is, consolidated with Certificate of Public Convenience and Necessity PUC No. 2212.

That, in view of the above, Certificate number PUC No. 3706 be, and hereby is, cancelled.

That henceforth the full and complete authority under Certificate of Public Convenience and Necessity PUC No. 2212 shall read and be as follows, to-wit:

Transportation of

Ashes, trash and other waste materials

From points within the City and County of Denver and within an area beginning at the north city limits of the City and County of Denver with its intersection of the east bank of the South Platte River; thence north along said east bank to a point three (3) miles north of Ft. Lupton, Colorado; thence east thirty (30) miles; thence south twenty-seven (27) miles; thence west through and including the Cities of Strasburg, Colorado, and Bennett, Colorado, along the Union Pacific Railroad tracks to the east city limits of the City and County of Denver; thence along the northern border of said city limits to the point of beginning to regularly designated and approved dumps and disposal sites within the described territory.

RESTRICTION:

This Certificate is restricted against the rendering of any service in the City of Brighton, Colorado and a one (1) mile radius thereof.

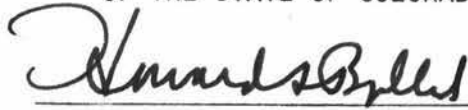
That all motor vehicle operations under Certificates of Public Convenience and Necessity PUC No. 2084, PUC No. 3057, PUC No. 3567 and PUC No. 3581, be, and the same hereby are, suspended by the Commission for a period of six (6) months from the effective date of this Order.

That, unless prior to the expiration date of said suspension, a request in writing for reinstatement thereof be made with the Commission, insurance filed, and compliance with all rules and regulations of the Commission applicable thereto be made, said operating authorities, under the Certificates as above set forth, without further action by the Commission, shall automatically be revoked without the right to reinstatement.

That said transfer shall become effective only if and when, and 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

CHAIRMAN HENRY E. ZARLENGO NOT
PARTICIPATING

Dated at Denver, Colorado,
this 13th day of June, 1968
bk

(Decision No. 71419)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
A. L. ATWOOD, ROUTE 1, FORT MORGAN,)
COLORADO, UNDER PERMIT NO. B-821.)

CASE NO. 5360
SUPPLEMENTAL ORDER

June 12, 1968

Appearances: John H. Lewis, Esq., Denver,
Colorado, for A. L. Atwood,
Respondent;
Robert L. Pyle, Esq., Denver,
Colorado, for the Staff of
the Commission.

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On May 15, 1968, the Commission entered Decision No. 71313
in the above-entitled matter.

On June 3, 1968, "Petition for Rehearing," was filed with the
Commission by the Respondent, A. L. Atwood, and the Commission having
considered the same finds that said Petition for Rehearing should be denied.

Upon consideration of the file in the above matter, the Commission
finds that certain extenuating and mitigating circumstances were not fully
considered in ordering the amount of penalty in its Order dated May 15, 1968,
in Decision No. 71313, and finds that said order should be amended nunc pro
tunc, as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That Petition for Rehearing filed with the Commission by the
Respondent, A. L. Atwood, be, and the same hereby is, denied.

That Decision No. 71313, be, and the same hereby is, amended,
nunc pro tunc, as of May 15, 1968, by striking therefrom the following
wording appearing on page 3 of the Order therein, to-wit:


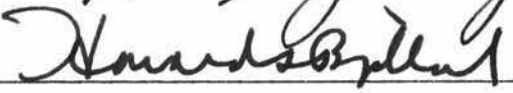

" . . . provided, however, that in lieu of said revocation and cancellation, Respondent may pay the sum of Two Thousand Five Hundred Dollars (\$2,500.00) to the Treasurer of the State of Colorado, on or before July 1, 1968, . . ."

and inserting in lieu thereof the following, to-wit:

" . . . provided, however, that in lieu of said revocation and cancellation, Respondent may pay the sum of One Thousand Two Hundred Fifty Dollars (\$1,250.00) to the Treasurer of the State of Colorado, on or before July 1, 1968. . ."

That, except as herein amended, said Decision No. 71313 shall remain in full force and effect.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 12th day of June, 1968.
ls

(Decision No. 71420)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
McSTAIN CORPORATION, A CORPORATION,)
2710 VASSAR DRIVE, BOULDER, COLORADO,)
FOR A CLASS "B" PERMIT TO OPERATE AS)
A PRIVATE CARRIER BY MOTOR VEHICLE)
FOR HIRE.)

APPLICATION NO. 23154-PP

June 12, 1968

Appearances: Jim R. Carrigan, Esq., Denver,
Colorado, for Applicant.

STATEMENT OF PROCEDURE AND RECORD

BY THE COMMISSION:

On March 26, 1968, the above-entitled application was filed requesting authority to operate as a Class "B" private carrier by motor vehicle for hire for the transportation service as specifically set forth in said application.

After due and proper notice to all interested persons, firms or corporations, the application was heard by Robert L. Pyle -- duly designated by the Commission as an Examiner for the purpose of conducting the hearing on said application -- who, pursuant to the provisions of 1963 CRS 115-6-9 (2), has transmitted to the Commission the record and exhibits of the instant proceeding together with a written statement of his Findings of Fact and Conclusions.

The record transmitted by the Examiner discloses that no one appeared at the hearing to intervene or to protest the granting of the authority as requested.

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

Specifically, the submitted Examiner's Findings of Fact and Conclusions read as follows, to-wit:

EXAMINER FINDINGS OF FACT

1. Applicant is a corporation duly organized under the laws of the State of Colorado.
2. Applicant does not hold previously granted authority from this Commission, other than M-1840.
3. Applicant has sufficient equipment, experience and net worth, 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 authority will be in the public interest and should be granted as hereinafter set forth.

EXAMINER CONCLUSIONS

That the Commission make and enter its Order granting the application and authorizing Applicant to operate as a private carrier by motor vehicle for hire with authority as follows:

"Transportation of

- (1) Sand, gravel and other road-surfacing materials used in the construction of roads and highways

From pits and supply points in the State of Colorado to road jobs, mixer and processing plants within a radius of fifty (50) miles of said pits and supply points;

- (2) Sand and gravel

From pits and supply points in the State of Colorado to railroad loading points and to homes and small construction jobs within a radius of fifty (50) miles of said pits and supply points;

- (3) Sand, gravel, dirt, stone and refuse

From and to building construction jobs, to and from points within a radius of fifty (50) miles of said jobs;

(4) Insulrock

From pits and supply points in the State of Colorado to roofing jobs within a radius of fifty (50) miles of said pits and supply points;

RESTRICTION:

This Permit is restricted against the use of tank vehicles when transporting road-surfacing materials."

The Commission has given careful consideration to the record and exhibits in the above-entitled proceeding and to the Findings of Fact and Conclusions submitted by the Examiner. Now, therefore, pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission specifically adopts the submitted Findings of Fact and Conclusions of the Examiner, as hereinabove set forth, and, in accordance therewith, makes and enters the following Order.

O R D E R

THE COMMISSION ORDERS:

That McStain Corporation, a corporation, Boulder, Colorado, be, and hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire for the following:

Transportation of

- (1) Sand, gravel and other road-surfacing materials used in the construction of roads and highways

From pits and supply points in the State of Colorado to road jobs, mixer and processing plants within a radius of fifty (50) miles of said pits and supply points.

- (2) Sand and gravel

From pits and supply points in the State of Colorado to railroad loading points and to homes and small construction jobs within a radius of fifty (50) miles of said pits and supply points.

- (3) Sand, gravel, dirt, stone and refuse

From and to building construction jobs, to and from points within a radius of fifty (50) miles of said jobs.

- (4) Insulrock

From pits and supply points in the State of Colorado to roofing jobs within a radius of fifty (50) miles of said pits and supply points.

RESTRICTION:

This Permit is restricted against the use of tank vehicles when transporting road-surfacing materials;

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

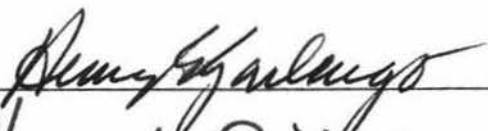
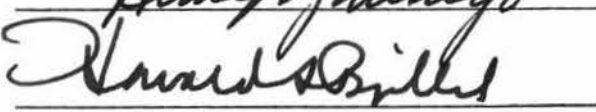

That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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 12th day of June, 1968.
1s

(Decision No. 71421)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
GEORGE AIL, 1822 EAST 12TH STREET,)
PUEBLO, COLORADO, FOR AUTHORITY TO)
TRANSFER PUC NO. 2437 TO GEORGE)
JUDISCAK, DOING BUSINESS AS G & J)
HAULING, 1216 CONSTITUTION ROAD,)
PUEBLO, COLORADO.)

APPLICATION NO. 23097-Transfer

June 13, 1968

Appearances: George Ail, Pueblo, Colorado,
Transferor, pro se;
George Judiscak, Pueblo, Colorado,
Transferee, pro se.

STATEMENT OF PROCEDURE AND RECORD

BY THE COMMISSION:

On March 15, 1968, the above-entitled application was filed requesting authority to transfer Certificate of Public Convenience and Necessity PUC No. 2437.

After due and proper notice to all interested persons, firms or corporations, the application was heard by Robert L. Pyle -- duly designated by the Commission as an Examiner for the purpose of conducting the hearing on said application -- who, pursuant to the provisions of 1963 CRS 115-6-9 (2), has transmitted to the Commission the record and exhibits of the instant proceeding together with a written statement of his Findings of Fact and Conclusions.

The record transmitted by the Examiner discloses that no one appeared at the hearing to intervene or to protest the granting of the authority as requested.

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

Specifically, the submitted Examiner's Findings of Fact and Conclusions read as follows, to-wit:

EXAMINER FINDINGS OF FACT

1. Transferor herein is the present owner and operator of PUC No. 2437, which is the subject of this proceeding.
2. This authority has been continually operated in the past and is presently in good standing with the Commission.
3. Transferee herein holds no previously granted authority from this Commission.
4. The parties have entered into an Agreement to transfer the operating authority and, pursuant to said Agreement, the consideration to be paid is fair and reasonable.
5. The Certificate is free and clear of any debts, encumbrances or obligations.
6. Transferee has sufficient equipment, experience and net worth, all of which are ample and suitable for operation of the authority sought 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. 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.
9. 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.
10. The Transfer will be in the public interest and should be granted as hereinafter set forth.

EXAMINER CONCLUSIONS

That the Commission make and enter its Order authorizing Transferor to transfer all of his right, title and interest in and to PUC No. 2437 to George Judiscak, doing business as G & J Hauling, and that henceforth the full and complete authority under said PUC No. 2437 shall read as follows, to-wit:

"Transportation of

(1) Ashes, trash and other waste materials

From Pueblo, Colorado, and a fifteen (15) mile radius thereof, to designated and approved dumps and disposal sites within Pueblo County, Colorado;

(2) Sand, gravel, dirt and other road-construction materials

Between all points within Pueblo County, Colorado."

The Commission has given careful consideration to the record and exhibits in the above-entitled proceeding and to the Findings of Fact and Con-

clusions submitted by the Examiner, Now, therefore, pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission specifically adopts the submitted Findings of Fact and Conclusions of the Examiner, as hereinabove set forth, and, in accordance therewith, makes and enters the following Order.

O R D E R

THE COMMISSION ORDERS:

That George Ail, Pueblo, Colorado, be, and hereby is, authorized to transfer all right, title and interest in and to Certificate of Public Convenience and Necessity PUC No. 2437 to George Judiscak, Pueblo, Colorado, subject to encumbrances, if any, against said authority approved by this Commission.

That henceforth the full and complete authority under PUC No. 2437 shall read and be as follows, to-wit:

Transportation of

(1) Ashes, trash and other waste materials

From Pueblo, Colorado, and a fifteen (15) mile radius thereof, to designated and approved dumps and disposal sites within Pueblo County, Colorado.

(2) Sand, gravel, dirt and other road-construction materials

Between all points within Pueblo 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 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.


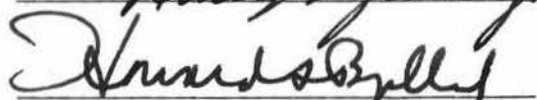

The tariff of rates, rules, and regulations of transferor shall, upon proper adoption notice, become and remain those of transferee until changed

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 13th day of June, 1968.
ls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
JOSEPH P. HART AND THOMAS GALLAGHER,)
DOING BUSINESS AS "STUDENT JANITORIAL)
SERVICE," 4651 1/2 SOUTH ACOMA STREET,)
ENGLEWOOD, COLORADO, FOR A CERTIFICATE)
OF PUBLIC CONVENIENCE AND NECESSITY TO)
OPERATE AS A COMMON CARRIER BY MOTOR)
VEHICLE FOR HIRE.)

APPLICATION NO. 23184

June 13, 1968

Appearances: Joseph P. Hart, and
Thomas Gallagher, Englewood,
Colorado, Applicants, pro se;
William A. Wilson, Esq., Denver,
Colorado, for Englewood-Littleton-
Arapahoe Rubbish Removal, Inc.;
Metropolitan Trash, Inc.; Best Way
Disposal; Freddie's Rubbish Removal;
VanISH Rubbish Removal; Aurora F & S
Sanitary Carriers; A & F Trash
Disposal; Aurora Ash & Trash Co.; A-
Aurora Removal Service; Aurora and
East Denver Trash Disposal,
Protestants.

STATEMENT AND PROCEDURE OF RECORD

BY THE COMMISSION:

On May 13, 1968, the above-entitled application was filed requesting a certificate of public convenience and necessity to operate as a common carrier by motor vehicle for hire for the transportation service as specifically set forth in said application.

After due and proper notice to all interested persons, firms or corporations, the application was heard by Robert L. Pyle -- duly designated by the Commission as an Examiner for the purpose of conducting the hearing on said application -- who, pursuant to the provisions of 1963 CRS 115-6-9 (2), has transmitted to the Commission the record and exhibits of his Findings of Fact and Conclusions.

The record transmitted by the Examiner discloses that -- at the hearing -- the herein application was protested by the carriers as indicated in the Appearance section of this Decision.

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

Specifically, the submitted Examiner's Findings of Fact and Conclusions read as follows, to-wit:

EXAMINER FINDINGS OF FACT

1. Applicants are individuals who, if granted this authority, would engage in business as a partnership.
2. Applicants presently hold no authority from this Commission.
3. By this application Applicants seek a certificate of public convenience and necessity to operate as a common carrier by motor vehicle for hire for the transportation of trash and rubbish between points in the County of Arapahoe, State of Colorado, to designated and approved dumps and disposal sites in the County of Arapahoe, State of Colorado.
4. The following Protestants appeared and testified setting forth their authority as follows:

<u>Name</u>	<u>PUC No.</u>
Bestway Disposal	2097
Aurpra and East Denver Ash and Trash	1820 and 1823
Freddie's Rubbish Removal	2086
Englewood-Littleton-Arapahoe Rubbish Removal	2042, 1966, 3105
"Van"ish Rubbish Removal	3202
Aurora F & S Sanitation Corp.	2422 and 3214
A-Aurora Trash Co.	1995
5. Said Protestants presently render a transportation service which is entirely suitable and adequate in the area in which Applicants propose to serve.
6. The existing service meets the particular transportation requirements sought herein.
7. Applicants failed to prove any present or special need for the service applied for.
8. Applicants failed to show that the present or future public convenience and necessity requires or will require the service applied for.
9. The granting of the authority would not be in the public interest and the application should therefore be denied.

EXAMINER CONCLUSIONS

That the Commission make and enter its Order denying the application.

The Commission has given careful consideration to the record and exhibits in the above-entitled proceeding and to the Findings of Fact and Conclusions submitted by the Examiner. Now, therefore, pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission specifically adopts the submitted Findings of Fact and Conclusions of the Examiner, as hereinabove set forth, and, in accordance therewith, makes and enters the following Order.


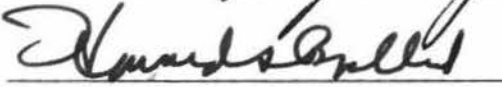
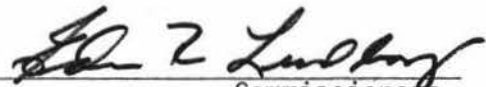
O R D E R

THE COMMISSION ORDERS:

That Application No. 23184, be, and the same hereby is, denied.

That this Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 13th day of June, 1968

mp

(Decision No. 71423)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
THERON LAWSON AND ERNESTINE LAWSON,)
DOING BUSINESS AS "MAIN RUBBISH)
REMOVAL," 825 SOUTH YATES STREET,)
DENVER, COLORADO, FOR AUTHORITY TO)
TRANSFER PUC NO. 3558 TO SANITARY)
SERVICES, INC., DOING BUSINESS AS)
"MAIN RUBBISH REMOVAL, INC.," 5250)
WEST 53RD STREET, ARVADA, COLORADO.)

APPLICATION NO. 23156-Transfer

June 13, 1968

Appearances: Douglas G. McKinnon, Esq., Denver,
Colorado, for Transferor and
Transferee.

STATEMENT OF PROCEDURE AND RECORD

BY THE COMMISSION:

On April 24, 1968, the above-entitled application was filed requesting authority to transfer Certificate of Public Convenience and Necessity PUC No. 3558.

After due and proper notice to all interested persons, firms or corporations, the application was heard by Robert L. Pyle -- duly designated by the Commission as an Examiner for the purpose of conducting the hearing on said application -- who, pursuant to the provisions of 1963 CRS 115-6-9 (2), has transmitted to the Commission the record and exhibits of the instant proceeding together with a written statement of his Findings of Fact and Conclusions.

The record transmitted by the Examiner discloses that no one appeared at the hearing to intervene or to protest the granting of the authority as requested.

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

Specifically, the submitted Examiner's Findings of Fact and Conclusions read as follows, to-wit:

EXAMINER FINDINGS OF FACT

1. Transferor herein is the present owner and operator of PUC No. 3558, which is the subject of this proceeding.
2. This authority has been continually operated in the past and is presently in good standing with the Commission.
3. Transferee is a Colorado corporation, duly organized and existing under the laws of the State of Colorado.
4. Transferee herein holds no previously granted authority from this Commission.
5. The parties have entered into an Agreement to transfer the operating authority and the consideration to be paid is fair and reasonable.
6. The Certificate is free and clear of any debts, encumbrances or obligations.
7. Transferee has sufficient equipment, experience and net worth, all of which are ample and suitable for operation of the authority sought herein.
8. 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.
9. If this transfer is approved, Transferee 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 as hereinafter set forth.

EXAMINER CONCLUSIONS

That the Commission make and enter its Order authorizing Transferor to transfer all of his right, title and interest in and to PUC No. 3558 to Sanitary Services, Inc., doing business as "Main Rubbish Removal, Inc.", and that henceforth the full and complete authority under said PUC No. 3558 shall read as follows, to-wit:

"Transportation of

Ashes, trash and other refuse

From all points within the City and County of Denver, Colorado, to regularly designated and approved dump and disposal sites in Denver, Adams, Arapahoe and Jefferson Counties, State of Colorado."

The Commission has given careful consideration to the record and exhibits in the above-entitled proceeding and to the Findings of Fact and Conclusions submitted by the Examiner. Now, therefore, pursuant to the pro-

visions of 1963 CRS 115-6-9 (2), the Commission specifically adopts the submitted Findings of Fact and Conclusions of the Examiner as hereinabove set forth, and, in accordance therewith, makes and enters the following Order.

O R D E R

THE COMMISSION ORDERS:

That Theron Lawson and Ernestine Lawson, doing business as "Main Rubbish Removal," Denver, Colorado, be, and hereby are, authorized to transfer all right, title and interest in and to Certificate of Public Convenience and Necessity PUC No. 3558 to Sanitary Services, Inc., doing business as "Main Rubbish Removal, Inc.," Arvada, Colorado, subject to encumbrances, if any, against said authority approved by this Commission.

That henceforth the full and complete authority under Certificate PUC No. 3558 shall read and be as follows, to-wit:

Transportation of

Ashes, trash and other refuse

From all points within the City and County of Denver, Colorado to regularly designated and approved dump and disposal sites in the following Counties of the State of Colorado: Denver, Adams, Arapahoe and Jefferson.

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

Samuel G. Gailings
Harold S. Burt

Edw. J. Lindsay
Commissioners

Dated at Denver, Colorado,
this 13th day of June, 1968.
ls

(Decision No. 71424)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
WESTERN TRUCKING CO., INC., DOING)
BUSINESS AS WESTERN TRUCKING CO.,)
1262 60TH STREET, BOULDER, COLORADO,)
FOR AUTHORITY TO EXTEND OPERATIONS)
UNDER PERMIT NO. B-4724.)

APPLICATION NO. 23143-PP-Extension

June 13, 1968

Appearances: Rex Ross Walker, President of
Applicant corporation, Boulder,
Colorado, pro se;
J. Albert Sebald, Esq., Denver,
Colorado, for Don Ward, Inc.,
Protestant.

STATEMENT OF PROCEDURE AND RECORD

BY THE COMMISSION:

On April 18, 1968, the above-entitled application was filed requesting authority to extend operations under private carrier Permit No. B-4724.

After due and proper notice to all interested persons, firms or corporations, the application was called for hearing by Robert L. Pyle -- duly designated by the Commission as an Examiner for the purpose of conducting the hearing on said application -- who, pursuant to the provisions of 1963 CRS 115-6-9 (2), has transmitted to the Commission the record of the instant proceeding together with a written statement of his Conclusions.

Matters which were considered by the Examiner, prior to the taking of evidence on the application, have been submitted to the Commission in the following exact manner, to-wit:

PRELIMINARY MATTERS, MOTIONS, ETC.

Inasmuch as Applicant wished to extend his application so as to serve additional customers, Applicant requested that hearing on this matter be continued for an indefinite period so as to give Applicant an opportunity to file an amended application, which Motion was agreed to by Protestant and granted.

The Examiner, in his filed report with the Commission, has concluded and recommended, from the above and foregoing, that the herein matter be continued and re-set for hearing at a later date to be determined by the Commission.

The Commission has given careful consideration to the record and Conclusions submitted by the Examiner. Now, therefore, pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission specifically adopts the submitted Conclusions of the Examiner, as hereinabove set forth, and, in accordance therewith, makes and enters the following Order.


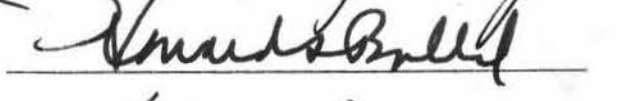
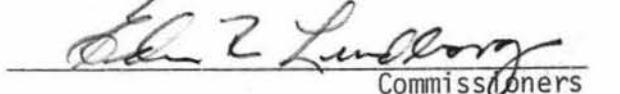
O R D E R

THE COMMISSION ORDERS:

That Application No. 23143-PP-Extension, be, and hereby is, continued to be re-set for hearing by the Secretary of the Commission at a later date to be determined by the Commission, and that notice of hearing be given to only the parties who entered their appearance as above set forth in the Appearance section of this Decision; provided, however, that the applicant shall file with the Commission an amended application requesting a hearing thereon, on or before July 8, 1968.

That unless said amended application, and request for hearing thereon, be received by the Commission on or before July 8, 1968, the above-entitled application shall be dismissed without further notice and said matter shall be closed upon the docket of the Commission.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 13th day of June, 1968.
1s

(Decision No. 71425)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
BIG HORN SERVICES, INC., P.O. BOX)
396 C, CENTRAL CITY, COLORADO, FOR)
A CLASS "B" PERMIT TO OPERATE AS A)
PRIVATE CARRIER BY MOTOR VEHICLE)
FOR HIRE.)

APPLICATION NO. 23139-PP

June 13, 1968

Appearances: E. David Woodring, Central
City, Colorado, pro se.

STATEMENT OF PROCEDURE AND RECORD

BY THE COMMISSION:

On April 15, 1968, the above-entitled application was filed requesting authority to operate as a Class "B" private carrier by motor vehicle for hire for the transportation service as specifically set forth in said application.

After due and proper notice to all interested persons, firms or corporations, the application was heard by Robert L. Pyle -- duly designated by the Commission as an Examiner for the purpose of conducting the hearing on said application -- who, pursuant to the provisions of 1963 CRS 115-6-9 (2), has transmitted to the Commission the record and exhibits of the instant proceeding together with a written statement of his Findings of Fact and Conclusions.

The record transmitted by the Examiner discloses that no one appeared at the hearing to intervene or to protest the granting of the authority as requested.

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

Specifically, the submitted Examiner's Findings of Fact and Conclusions read as follows, to-wit:

EXAMINER FINDINGS OF FACT

1. Applicant is a corporation duly organized under the laws of the State of Colorado.
2. Applicant does not hold previously granted authority from this Commission.
3. Applicant has sufficient equipment, experience and net worth, 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 authority will be in the public interest and should be granted as hereinafter set forth.

EXAMINER CONCLUSIONS

That the Commission make and enter its Order granting the application and authorizing Applicant to operate as a private carrier by motor vehicle for hire with authority as follows:

"Transportation of

Ashes and trash

From point to point over the public highways in the Arapaho National Forest and to designated and approved dumps and disposal sites in Gilpin County, State of Colorado.

RESTRICTION:

This authority is restricted to one customer only, viz.:
The National Forest Service, Department of Agriculture."

The Commission has given careful consideration to the record and exhibits in the above-entitled proceeding and to the Findings of Fact and Conclusions submitted by the Examiner. Now, therefore, pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission specifically adopts the submitted Findings of Fact and Conclusions of the Examiner, as hereinabove set forth, and, in accordance therewith, makes and enters the following Order.

O R D E R

THE COMMISSION ORDERS:

That Big Horn Services, Inc., Central City, Colorado, be, and hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire for the following:

Transportation of

Ashes and trash

From point to point over the public highways in the Arapaho National Forest and to designated and approved dumps and disposal sites in Gilpin County, State of Colorado.

RESTRICTION:

Restricted to service for only The National Forest Service, Department of Agriculture;

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

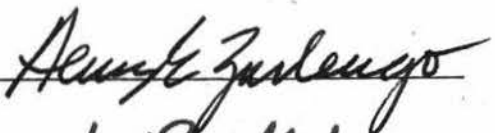
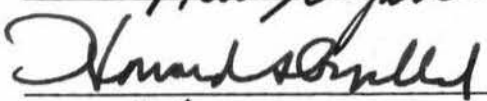
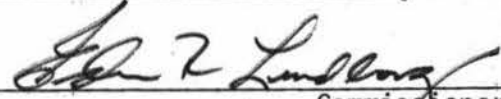
That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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 13th day of June, 1968.

1s

(Decision No. 71426)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
JACK V. HEISER, 2725 WEST ARCHER)
PLACE, DENVER, COLORADO, FOR AUTH-)
ORITY TO TRANSFER PERMIT NO. B-7054)
TO DAVID L. BURTON, 325 SOUTH 11TH)
STREET, #63, COLORADO SPRINGS,)
COLORADO.)

APPLICATION NO. 23098-PP-Transfer

June 13, 1968

Appearances: Jack V. Heiser, Denver, Colorado,
Transferor, pro se;
David L. Burton, Colorado Springs,
Colorado, Transferee, pro se.

STATEMENT AND PROCEDURE OF RECORD

BY THE COMMISSION:

On March 18, 1968, the above-entitled application was filed requesting authority to transfer Permit No. B-7054.

After due and proper notice to all interested persons, firms or corporations, the application was heard by Robert L. Pyle -- duly designated by the Commission as an Examiner for the purpose of conducting the hearing on said application -- who, pursuant to the provisions of 1963 CRS 115-6-9 (2), has transmitted to the Commission the record and exhibits of the instant proceeding together with a written statement of his Findings of Fact and Conclusions.

The record transmitted by the Examiner discloses that no one appeared at the hearing to intervene or to protest the granting of the authority as requested.

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

Specifically, the submitted Examiner's Findings of Fact and Conclusions read as follows, to-wit:

EXAMINER FINDINGS OF FACT

1. Transferor herein is the present owner and operator of Permit No. B-7054, which is the subject of this proceeding.
2. This authority has been continually operated in the past and is presently in good standing with the Commission.
3. Transferee herein holds no previously granted authority from this Commission.
4. The parties have entered into an Agreement to transfer the operating authority and, pursuant to said Agreement, the consideration to be paid is fair and reasonable.
5. The Permit is free and clear of any debts, encumbrances or obligations.
6. Transferee has sufficient equipment, experience and net worth, all of which are ample and suitable for operation of the authority sought 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. 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.
9. 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.
10. The Transfer will be in the public interest and should be granted as hereinafter set forth.

EXAMINER CONCLUSIONS

That the Commission make and enter its Order authorizing Transferor to transfer all of his right, title and interest in and to Permit No. B-7054 to David L. Burton and that henceforth the full and complete authority under said Permit No. B-7054 shall read as follows, to-wit:

"Transportation of

- (1) Sand, gravel and other road-surfacing materials used in the construction of roads and highways

From pits and supply points in the State of Colorado to road jobs, mixer and processing plants within a radius of seventy-five (75) miles of said pits and supply points.

- (2) Sand and gravel

From pits and supply points in the State of Colorado to railroad loading points and to homes and small construction jobs within a radius of seventy-five (75) miles of said pits and supply points.

(3) Sand, gravel, dirt, stone and refuse

From and to building construction jobs, to and from points within a radius of seventy-five (75) miles of said jobs.

(4) Insulrock

From pits and supply points in the State of Colorado to roofing jobs within a radius of seventy-five (75) miles of said pits and supply points.

RESTRICTION:

This Permit is restricted against the use of tank vehicles when transporting road-surfacing materials."

The Commission has given careful consideration to the record and exhibits in the above-entitled proceeding and to the Findings of Fact and Conclusions submitted by the Examiner. Now, therefore, pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission specifically adopts the submitted Findings of Fact and Conclusions of the Examiner, as hereinabove set forth, and, in accordance therewith, makes and enters the following Order.

O R D E R

THE COMMISSION ORDERS:

That Jack V. Heiser, Denver, Colorado, be, and hereby is, authorized to transfer all right, title and interest in and to Permit No. B-7054 to David L. Burton, Colorado Springs, Colorado, subject to encumbrances, if any, against said authority approved by this Commission.

That henceforth the full and complete authority under Permit No. B-7054 shall read and be as follows, to-wit:

Transportation of

(1) Sand, gravel and other road-surfacing materials used in the construction of roads and highways

From pits and supply points in the State of Colorado to road jobs, mixer and processing plants within a radius of seventy-five (75) miles of said pits and supply points.

(2) Sand and gravel

From pits and supply points in the State of Colorado to railroad loading points and to homes and small construction jobs within a radius of seventy-five (75) miles of said pits and supply points.

(3) Sand, gravel, dirt, stone and refuse

From and to building construction jobs, to and from points within a radius of seventy-five (75) miles of said jobs.

(4) Insulrock

From pits and supply points in the State of Colorado to roofing jobs within a radius of seventy-five (75) miles of said pits and supply points.

RESTRICTION:

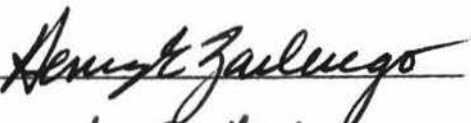
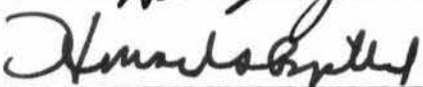
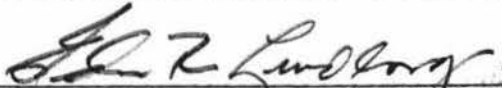
This Permit is restricted against the use of tank vehicles when transporting road-surfacing materials.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 13th day of June, 1968.

ls

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

RE NATIONAL MOTOR FREIGHT)
CLASSIFICATION A-9, COLORADO)
PUC NO. 6, SUPPLEMENT NO. 28)
-----)

CASE NO. 1585

June 14, 1968

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On May 24, 1968, 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. 28 to its NMFC A-9, Colorado PUC No. 6, scheduled to become effective June 24, 1968. 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. 28, which appear in Appendix "A" hereto. The changes as shown by Supplement No. 28 are as set forth in Appendix "B" hereto.

Since the changes as proposed in Supplement No. 13, Item 56950-A, to NMFC A-9, Colorado PUC No. 6, were prescribed in Case No. 1585, Decision No. 69949, dated August 16, 1967, and the Review Board Number 4 of the Interstate Commerce Commission by its order in Docket No. M-21743, on the 7th day of May, 1968, has reinstated the provisions of Item 56950 as reflected in Item 56950-B, Supplement No. 28, the Commission finds that Item 56950-A should be withdrawn and held for naught under the provisions of Rule 18C (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 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. 25, 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 June 24, 1968.

4. That on and after June 24, 1968, 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, as amended, except call and demand common and Class B private carriers shall be subject to the penalty rule of twenty (20) percent.

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

Alvin E. Garluno
Howard B. Miller

Edw. L. Lundberg
Commissioners

Dated at Denver, Colorado, this
14th day of June, 1968. av

TITLE PAGE TO APPENDIXES

National Motor Freight Traffic Association, Inc., Agent
NMFC, A-9, Colorado PUC No. 6
Supplement No. 28

EFFECTIVE JUNE 24, 1968

APPENDIX A - Justification

APPENDIX B - Supplement No. 28
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. 71427
Case No. 1585
June 14, 1968

APPENDIX "A"

Page 1a, Appendix A, Supplement No. 28, NMFC A-9, Colorado PUC No. 6

May 24, 1968

COPY OF I.C.C. ORDER

SERVICE DATE
MAY 14, 1968

ORDER

At a Session of the Interstate Commerce Commission, Division 2, Acting as an Appellate Division, held at its office in Washington, D. C., on the 7th day of May, 1968.

INVESTIGATION AND SUSPENSION DOCKET NO. M-21743

CLASSIFICATION RATING ON DENTAL OR HOSPITAL SWABS, U. S. A.

Upon consideration of the record in the above-entitled proceeding, including a petition filed March 19, 1968, by the respondents, motor carrier member parties to the National Motor Freight Classification, for reconsideration of the report and order of the Commission, Review Board Number 4, decided February 6, 1968, and a reply thereto filed April 4, 1968, by the protestants;

It is ordered, That the petition be, and it is hereby, denied for the reason that sufficient grounds have not been presented to warrant granting the action sought.

It is further ordered, That the order in the above-entitled proceeding, entered on February 6, 1968, which order, pursuant to section 17 (8) of the Interstate Commerce Act, was stayed pending disposition of the petition be, and it is hereby, reinstated and modified so as to become effective on June 24, 1968, without other change in the requirements of said order.

By the Commission, Division 2, acting as an Appellate Division.

H. Neil Garson
Secretary

(SEAL)

APPENDIX "B"

Page 1b, Appendix B, Supplement No. 28, NMFC A-9, Colorado PUC No. 6

Item	ARTICLES	CLASSES		
		LTL	TL	MW
⊙ 56950-B	DENTAL OR HOSPITAL SUPPLY GROUP, subject to			
	cancel Item 56400:	70	37½	30.2
56950-A	Swabs, wood, paper or plastic and cotton			
and				
56950				

- ⊙ Effective June 24, 1968 in compliance with ICC order dated May 7, 1968 (service date May 14, 1968) in Investigation and Suspension Docket No. M-21743.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
STEVE, JOHN AND JOE MATEYKA DBA)
MATEYKA BROTHERS)
Route 2)
Colorado Springs, Colo. 80909)
-----)

AUTHORITY NO. M 12087
CASE NO. 3110-M-Ins.

June 14, 1968

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On June 11, 1968 , 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
14th day of June, 1968 .

(Decision No. 71429)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF
KELLER H. LIGHT TRUCKING, INC., 1656
EAST 47TH AVENUE, DENVER, COLORADO,
FOR AUTHORITY TO TRANSFER PUC NO.
894 AND I TO HAROLD E. WATSON, 5201
YORK STREET, DENVER, COLORADO.

APPLICATION NO. 23119 - TRANSFER

IN THE MATTER OF THE APPLICATION OF
KELLER H. LIGHT TRUCKING, INC., 1656
EAST 47TH AVENUE, DENVER, COLORADO,
FOR AUTHORITY TO TRANSFER PERMIT NO.
B-2753 TO HAROLD E. WATSON, 5201
YORK STREET, DENVER, COLORADO.

APPLICATION NO. 23120-PP - TRANSFER

IN THE MATTER OF THE APPLICATION OF
KELLER H. LIGHT TRUCKING, INC., 1656
EAST 47TH AVENUE, DENVER, COLORADO,
FOR AUTHORITY TO TRANSFER PERMIT NO.
B-5774 TO HAROLD E. WATSON, 5201
YORK STREET, DENVER, COLORADO.

APPLICATION NO. 23121-PP - TRANSFER

June 14, 1968

Appearances: R. B. Danks, Esq., Denver, Colorado,
for Transferee and Transferor;
T. Peter Craven, Esq., Denver, Colorado,
for Protestant, Westway Motorway, Inc.

STATEMENT OF PROCEDURE AND RECORD

BY THE COMMISSION:

On April 4, 1968, the above-entitled applications were filed requesting authority to transfer public convenience and necessity Certificate PUC No. 894 and PUC No. 894-I, and private carrier Permits No. B-2753 and B-5774.

After due and proper notice to all interested persons, firms or corporations, the application was heard by Robert L. Pyle -- duly designated by the Commission -- who, pursuant to the provisions of 1963 CRS 115-6-9 (2), has transmitted to the Commission the record and exhibits of the instant proceeding together with a written statement of his Findings of Fact and Conclusions.

The record transmitted by the Examiner discloses that -- at the hearing -- the herein applications were protested by Westway Motorway, Inc. and were consolidated for hearing and heard on a joint record.

Matters which were considered by the Examiner, prior to the taking of evidence on the applications, have been submitted to the Commission in the following exact manner, to-wit:

PRELIMINARY MATTERS, MOTIONS, ETC.

Upon motion of Applicant and agreed to by Protestant, these Applications, No. 23119, 23120-PP and 23121-PP, were consolidated for hearing.

Prior to the hearing, Applicant tendered the following amendment: to delete from Permit No. B-5774 the following named customers, viz., Mountain States Mixed Feed Company and Leo H. Connell Grain Company and further to add an exception to that portion of said Permit providing for transportation of barley and spent grain pellets for Adolph Coors Co. in Golden, Colorado, from and to all points within the State of Colorado so as to except therefrom "the transportation of barley from Delta and Monte Vista, Colorado."

Said amendment, being restrictive in nature, was granted, whereupon Protestant withdrew.

The record further discloses, in view of the above and foregoing, that the Protestant of record, as above indicated, withdrew its protest to the granting of the authority as herein sought.

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

Specifically, the submitted Examiner's Findings of Fact and Conclusions read as follows, to-wit:

EXAMINER FINDINGS OF FACT

1. Transferor herein is the present owner and operator of PUC No. 894 and I, Permit No. B-2753 and Permit No. B-5774, which are the subjects of this proceeding.
2. These authorities have been continually operated in the past and are presently in good standing with the Commission.
3. This Certificate No. 894 and I has never been operated under a scheduled service but instead has operated on call and demand.
4. Transferee herein holds no previously granted authority from this Commission.
5. The parties have entered into an Agreement to transfer the operating authorities and the consideration to be paid is fair and reasonable.
6. The Certificate and Permits are free and clear of any debts, encumbrances or obligations.

7. Transferee has sufficient equipment, experience and net worth, all of which are ample and suitable for operation of the authorities sought herein.
8. 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.
9. If this transfer is approved, Transferee intends to and will engage in bona fide motor carrier operations under the operating rights set forth herein.
10. For purposes of clarification, the three authorities involved in this proceeding should be redrafted as hereinafter set forth.
11. The transfer is compatible with the public interest and should be granted as hereinafter set forth.

EXAMINER CONCLUSIONS

That the Commission make and enter its Order authorizing Transferor to transfer all of its right, title and interest in and to Certificate of Authority PUC No. 894 and I, Permit No. B-2753 and Permit No. B-5774 to Harold E. Watson, the Transferee named herein, and that henceforth the full and complete description of each of said authorities shall read as follows, to-wit:

"Transportation -- on call and demand -- of

(1) Freight

Between all points within the following described area beginning at the northwest corner of Section 28, Township 4 South, Range 65 West, thence south three (3) miles; thence east one (1) mile; thence south seven (7) miles; thence east three (3) miles; thence south four (4) miles; thence east seventeen (17) miles; thence north fourteen (14) miles; thence west twenty-one (21) miles to the point of beginning.

(2) Milk, dairy supplies, poultry, farm supplies and groceries

Between points in said area and Denver, Colorado.

RESTRICTION:

Restricted to serving farmers located within said area.

(3) Farm products

From all points located within said area to railroad loading points, elevators and markets located at Watkins, Colorado, and that portion of the State of Colorado east of a line drawn north and south through Watkins, Colorado.

RESTRICTION:

Restricted against transportation of beans and livestock.

(4) Freight

From points within said area west of the Range line between Ranges 63 and 64 to and from said points from and to points in the State of Colorado.

RESTRICTION:

This Certificate restricted:

- (1) to serving customers residing within said area.
- (2) for the transportation of freight (except livestock, pelts, hides and household goods) between points served singly or in combination by scheduled motor or railroad common carrier. The carrier shall charge rates of 20% in excess of those charged by said scheduled carriers.

INTERSTATE AUTHORITY: Authority to use equipment in the State of Colorado as a Common Interstate Carrier between all points in the State of Colorado and the Colorado State boundary lines where all highways cross same in interstate commerce, only, subject to the provisions of the Federal Motor Carrier Act of 1935, as amended."

"Transportation of

(1) Loose hay

Between points within a radius of one hundred (100) miles of Denver, Colorado.

(2) Farm products except milk and livestock but including beet pulp

From points within a radius of one hundred (100) miles of Denver, Colorado, to farms, dairies, feed lots, markets and storage points in said area.

RESTRICTION:

Restricted against transportation of dried beet pulp or any products not in bulk between points served by Line-Haul Motor Vehicle common carriers and in competition therewith."

"Transportation of

(1) Wheat, corn, barley, oats, rye, grain, sorghum, flaxseed, millet, milo, soy beans, beans, seed, and processed animal, livestock and poultry feeds.

Between all points in the State of Colorado.

RESTRICTION:

Restricted to serving the following-named customers, only:

Colorado Milling and Elevator Company, Ralston-Purina Company, Arch Sales Company, George O'Day Company, Equity Union Grain Company, all of Denver, and Plains Grain Company, Burlington, Colorado, and Williams Grain Company, Aurora, Colorado.

(2) Barley and spent grain pellets

For Adolph Coors Co., Golden, Colorado, between all points within the State of Colorado.

RESTRICTION:

Restricted against the transportation of barley from Delta and Monte Vista, Colorado."

The Commission has given careful consideration to the record and exhibits in the above-entitled proceeding and to the Findings of Fact and Conclusions submitted by the Examiner. Now, therefore, pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission specifically adopts the submitted Findings of Fact and Conclusions of the Examiner, as hereinabove set forth, and, in accordance therewith, makes and enters the following Order.

O R D E R

THE COMMISSION ORDERS:

That Keller H. Light Trucking, Inc., Denver, Colorado, be and hereby is, authorized to transfer all right, title and interest in and to Certificate of Public Convenience and Necessity PUC No. 894 and PUC No. 894-I and Private Carrier Permit Nos. B-2753 and B-5774 to Harold E. Watson, 5201 York Street, Denver, Colorado, subject to encumbrances, if any, against said authorities approved by this Commission.

That henceforth the full and complete authority under Certificate of Public Convenience and Necessity PUC No. 894 and PUC No. 894-I shall read and be as follows, to-wit:

Transportation -- on call and demand -- of

(1) Freight

Between all points within the following described area beginning at the northwest corner of Section 28, Township 4 South, Range 65 West, thence south three (3) miles; thence east one (1) mile; thence south seven (7) miles; thence east three (3) miles; thence south four (4) miles; thence east seventeen (17) miles; thence north fourteen (14) miles; thence west twenty-one miles to the point of beginning.

(2) Milk, dairy supplies, poultry, farm supplies and groceries
Between points in said area and Denver, Colorado.

RESTRICTION:

Restricted to service to farmers located within said area.

(3) Farm products

From all points located within said area to railroad loading points, elevators and markets located at Watkins, Colorado, and that portion of the State of Colorado east of a line drawn north and south through Watkins, Colorado.

RESTRICTION:

Restricted against transportation of beans and livestock.

(4) Freight

From points within said area west of the Range line between Ranges 63 and 64 to and from said points from and to points in the State of Colorado.

RESTRICTION:

All service to be rendered under this certificate is restricted as follows:

1. To service for only customers residing within said area.
2. The certificate-holder herein shall charge rates of 20% in excess of the rates charged by scheduled motor or railroad common carriers when transporting freight (except livestock, pelts, hides and household goods) between points served singly or in combination by scheduled motor or railroad common carriers.

INTERSTATE AUTHORITY:

Authority to use equipment in the State of Colorado as a Common Interstate Carrier between all points in the State of Colorado and the Colorado State boundary lines where all highways cross same in interstate commerce, only, subject to the provisions of the Federal Motor Carrier Act of 1935, as amended.

That henceforth the full and complete authority under Private Carrier Permit No. B-2753 shall read and be as follows, to-wit:

Transportation of

(1) Loose Hay

Between points within a radius of one hundred (100) miles of Denver, Colorado.

(2) Farm products except milk and livestock but including beet pulp

From points within a radius of one hundred (100) miles of Denver, Colorado to farms, dairies, feed lots, markets and storage points in said area.

RESTRICTION:

Restricted against transportation of dried beet pulp or any products, not in bulk, between points served by scheduled line-haul motor vehicle common carriers when in competition therewith.

That henceforth the full and complete authority under Private Carrier Permit No. B-5774 shall read and be as follows, to-wit:

Transportation of

(1) wheat, corn, barley, oats, rye, grain, sorghum, flaxseed, millet, milo, soy beans, beans, seed, and processed animal, livestock and poultry feeds

Between all points in the State of Colorado.

RESTRICTION:

Restricted to service for only the following-named customers:

Colorado Milling and Elevator Company, Denver, Colorado,
Ralston-Purina Company, Denver, Colorado,
Arch Sales Company, Denver, Colorado,
George O'Day Company, Denver, Colorado,
Equity Union Grain Company, Denver, Colorado,
Plains Grain Company, Burlington, Colorado,
Williams Grain Company, Aurora, Colorado.

(2) barley and spent grain pellets

RESTRICTION:

1. Restricted to service for only the Adolph Coors Company, Golden, Colorado.
2. Restricted against the transportation of barley from Delta, Colorado and Monte Vista, 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.

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.


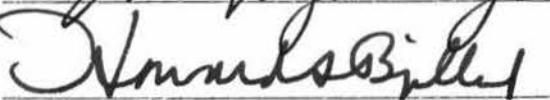
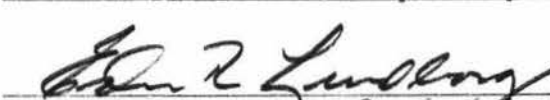
The right of transferee to operate under this Order shall depend upon the prior filing of the annual report by transferor herein, covering the operations under said certificate up to the time of transfer of said certificate.

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

The right of 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 permits up to the time of transfer of said permits.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 14th day of June, 1968.

ls

(Decision No. 71430)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
WESTERN SLOPE GAS COMPANY, 550 15TH)
STREET, DENVER, COLORADO, FOR A CERTI-)
FICATE OF PUBLIC CONVENIENCE AND)
NECESSITY TO CONSTRUCT, OPERATE AND)
MAINTAIN A GAS TRANSMISSION PIPELINE)
FROM A POINT IN SECTION 5, TOWNSHIP)
2 SOUTH, RANGE 96 WEST OF THE 6TH)
P.M. TO A POINT IN SECTION 6, TOWN-)
SHIP 3 SOUTH, RANGE 98 WEST OF THE)
6TH P.M., RIO BLANCO COUNTY, COLO-)
RADO, AND TO SERVE NATURAL GAS IN)
AREAS ALONG THE ROUTE OF SUCH LINE.)

APPLICATION NO. 23192

June 17, 1968

Appearances: Lee, Bryans, Kelly & Stansfield, Esqs.,
Denver, Colorado, by
E. A. Stansfield, Esq., for Applicant;
Girts Krumins, Esq., Denver, Colorado,
for the Staff of the Commission, and
M. R. Garrison, Denver, Colorado, of
the Staff of the Commission.

S T A T E M E N T

BY THE COMMISSION:

Western Slope Gas Company, a Colorado corporation, herein called "Applicant," filed with this Commission on May 14, 1968, its application requesting a certificate of public convenience and necessity authorizing it to construct, operate and maintain an extension of its natural gas transmission facilities in Rio Blanco County, Colorado, from a point in Section 8, Township 2 South, Range 96 West of the 6th P.M. (which point of beginning was amended and corrected at the hearing to be "from a point in Section 5, Township 2 South, Range 96 West of the 6th P.M." as hereinafter set forth), to a point in Section 6, Township 3 South, Range 98 West of the 6th P.M., and to serve natural gas in areas along the route of such proposed extension.

By order dated May 20, 1968, the Commission set the above entitled matter for hearing on June 4, 1968, at 10:00 o'clock a.m. at 507 Columbine

Building, 1845 Sherman Street, Denver, Colorado. A hearing on the aforesaid application was held at the above designated time and place, after due notice to all interested parties. No petitions of intervention were filed with the Commission prior to the hearing, and no one appeared at the hearing in opposition to the authority sought in the application. At the conclusion of the hearing, the matter was taken under advisement by the Commission.

Applicant, a wholly-owned subsidiary of Public Service Company of Colorado, is a corporation organized and existing under and by virtue of the laws of the State of Colorado, with its principal place of business in the City and County of Denver, Colorado. It is a public utility, subject to the jurisdiction of this Commission, engaged in the intrastate purchase, transmission and sale of natural gas in certain areas in Colorado pursuant to certificates of public convenience and necessity heretofore issued by the Commission. A certified copy of Applicant's Articles of Incorporation, as amended to date, was received in evidence at the hearing as Exhibit A.

Applicant conducts its operations in three distinct geographical areas in the State, which for convenience are referred to as its Eastern, Southern and Western Divisions. The segment of Applicant's intrastate facilities involved in this proceeding is generally referred to by Applicant as the "Rifle System" of its Western Division. This segment originates at a point near Meeker, Rio Blanco County, Colorado, and extends in a generally southerly direction to points near the communities of DeBeque, Mesa County, Colorado, and New Castle, Garfield County, Colorado, all as more particularly shown on Exhibit B-1 received in evidence at the hearing.

In this proceeding Applicant seeks certificate authority to construct, operate and maintain approximately 77,600 feet of 6" and 4" transmission pipeline and related facilities from a point near the existing metering station of El Paso Natural Gas Company (El Paso) in Section 5, Township 2 South, Range 69 West of the 6th P.M. in Rio Blanco South, Colorado, to a point in Section 6, Township 3 South, Range 98 West of the 6th P.M. in said county, all as more particularly shown on Exhibit B received in evidence at the hearing. In

Applicant's application the point of beginning of the proposed transmission facilities was described as being in "Section 8" of Township 2 South, Range 69 West of the 6th P.M. Applicant's Vice President testified that subsequent to the filing of the application the correct point of beginning was determined to be "Section 5" of such township and range. The application and style of this proceeding is accordingly amended.

The proposed transmission facilities will be used by Applicant to deliver and sell a maximum of not to exceed 6,360 M² BTU of gas per day of interruptible natural gas service to equity Oil Company (Equity) which the latter company has requested for the operation of its in situ oil shale extraction project located in Section 6, Township 3 South, Range 68 West of the 6th P.M. in Rio Blanco County, Colorado. Such facilities also will be used to supply the natural gas requirements of other customers who in the future may locate along or near the route of the proposed facilities and desire natural gas service. The gas requirements for Applicant's proposed extension will be purchased from El Paso at a point of purchase in the Piceance Field in Rio Blanco County, Colorado, near the northern terminus of the proposed facilities at the rate contained in El Paso's FPC filed PL-3 rate schedule. The areas which will be served by the proposed facilities do not now have available natural gas service of the character to be supplied by Applicant.

There was received in evidence at the hearing as Exhibit C a letter agreement dated May 8, 1968 between Applicant and Equity covering the proposed sale and purchase of gas. This agreement is for a primary term of 30 years, and subject to its terms provides that Applicant will construct the necessary transmission pipeline and related facilities to enable it to sell and deliver to Equity at or near its shale oil extraction project not to exceed the aforesaid maximum daily quantity of interruptible gas. The agreement further provides that such gas will be metered at a metering station to be installed by Applicant at the northern terminus of the proposed facilities near the purchase point from El Paso.

For such natural gas service, Equity will pay a monthly capacity charge of \$4,500 plus a commodity charge of $27\frac{1}{2}\text{¢}$ per million BTU of gas so delivered and sold. Applicant's Vice President testified at the hearing that the proposed project of Equity is of a developmental and experimental nature, and that this fact was recognized by the parties in the negotiations which resulted in the execution of the agreement, Exhibit C. Pursuant to the terms of such agreement, should Equity elect to discontinue the operation of its proposed project at any time prior to the expiration of the primary term thereof, Equity is obligated to pay to Applicant a cancellation charge in an amount equivalent to the original cost of all facilities installed or constructed by Applicant to make the proposed service available, less depreciation thereon to the date of cancellation computed at the rate of $3\frac{1}{4}\%$ per annum and the then salvage value of such facilities. The agreement also contains appropriate provisions for an adjustment of the cancellation charge in the event Applicant connects additional customers to its proposed extension, and for the use by Equity of gas of commercial quantity and quality which in the future may be developed upon acreage owned or controlled by Equity located near the project or along the route of the proposed extension, or available to equity from such sources through trade-out or exchange agreements with others. Applicant's engineering witness testified that if the Applicant receives the authority requested in this proceeding, that construction would commence on or about July 1, 1968, and estimated that such construction should be completed by September 1, 1968.

The estimated cost to Applicant of the proposed extension is \$268,600 as shown on Exhibit E received in evidence at the hearing. The estimated cost appears reasonable. Applicant will finance such cost from its own sources. There was also received in evidence as Exhibit D Applicant's balance sheet at December 31, 1967 and a statement of its income and earned surplus for the 12 months ended at such date. From such evidence, Applicant appears financially able to construct and operate the proposed extension of its transmission facilities. The estimated annual sales, expenses including the cost of purchased gas, operating income and revenues from the

proposed extension projected for the second and fourth years supporting the economic feasibility of the extension were received in evidence as Exhibit H.

In response to a question on cross-examination as to the area to be served by Applicant along the route of the proposed extension, Applicant's Vice President testified that Applicant would connect any customer, assuming that his gas requirements and proposed uses were normal as distinguished from an experimental and developmental project, in the area where the estimated revenue from the sale of gas to such customer in the third year of operation would equal or exceed the cost of serving such customer.

The Commission has reviewed the evidence presented in this matter and finds that the economic, financial and engineering feasibility of the proposed extension has been established, and that a market exists for the gas to be transported and sold through such extension. The record in this proceeding and the history of Applicant also adequately establish its ability to render the service proposed in such application. The Commission, therefore, is of the opinion the authority sought in the application, as amended at the hearing, should be granted. The Commission is further of the opinion that the phrase "in areas along the route of such line" is vague and needs further definition and limitation as will be stated in the Findings and Order as hereinafter set forth.

F I N D I N G S

THE COMMISSION FINDS:

1. That the above Statement should be, and; hereby is, made a part hereof by reference.
2. That Applicant, Western Slope Gas Company, is a public utility, as defined by 115-1-3, Colorado Revised Statutes, 1963.
3. That Applicant, Western Slope Gas Company, is a Colorado corporation duly qualified to do business in Colorado and to conduct natural gas transmission operations in Colorado; and that it has filed with this Commission a certified copy of its articles of incorporation.

4. The Commission has jurisdiction of said Applicant and the subject matter of the application herein; and that the Commission is fully advised in the premises.

5. That public convenience and necessity require and will require the construction, operation and maintenance of the natural gas transmission pipeline and related facilities of Applicant, all as more particularly described in the foregoing Statement, to render the natural gas service proposed in its application, and to make sales of gas along the route of such proposed extension as proposed by Applicant, subject to the limitations stated below.

6. That sales of gas by Applicant along the route of such proposed extension pursuant to this Order should be limited to sales to direct-sale interruptible industrial customers located in Township 2 South, Range 96 West; Township 2 South, Range 97 West; Township 2 South, Range 98 West; and the north half of Township 3 South, Range 98 West of the 6th P.M., in Rio Blanco County, Colorado, and that such sales should further be limited to only such customers, the estimated revenue from which, under Applicant's applicable tariffs, would equal or exceed the cost of service in the third year of such sale, without a construction deposit or any contribution in aid of construction from such customer.

O R D E R

THE COMMISSION ORDERS:

1. That a CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY shall be, and hereby is, granted to Western Slope Gas Company, Applicant herein, to construct, operate and maintain a natural gas transmission pipeline and related facilities, all as more particularly described in the foregoing Statement, to make sales of gas therefrom to Equity Oil Company pursuant to the agreement between Applicant and such Company as set forth in Exhibit C referred to in the foregoing Statement as the same may be amended or supplemented from time to time, and to make sales of gas along the route of such proposed extension, as proposed by Applicant and described in such Statement, provided, however, that sales of gas by Applicant along the route of such proposed ex-

tension pursuant to this Order shall be limited to direct-sale interruptible industrial customers located in Township 2 South, Range 96 West; Township 2 South, Range 97 West; Township 2 South, Range 98 West; and the north half of Township 3 South, Range 98 West of the 6th P.M., in Rio Blanco County, Colorado, and that such sales shall further be limited to only such customers, the estimated revenue from which, under Applicant's applicable tariffs, would equal or exceed the cost of service in the third year of such sale, without a construction deposit or any contribution in aid of construction from such customer.

2. That this Order shall be taken, deemed and held to be the Certificate of Public Convenience and Necessity described in paragraph 1 of this Order.




3. That Applicant shall advise this Commission, in writing, of the date of commencement of construction, and of the date of completion thereof.

4. That Applicant shall, within six (6) months after the completion of the construction of the facilities proposed herein, file with this Commission a map showing the location of the pipeline as finally constructed, together with detailed actual costs of said construction.

5. The Commission shall retain jurisdiction of the instant matter to make such further order or orders as may be required in the premises.

This Order shall become effective twenty-one (21) days from date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 17th day of June, 1968
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
H. W. Jamieson dba)
Jamieson Trucking)
P.O. Box 995)
Craig, Colo. 81626)
-----)

AUTHORITY NO. B-225
CASE NO. 1060-H-Ins

June 14, 1968

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On June 11, 1968 , 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.

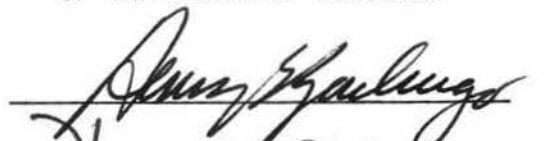


O R D E R

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
14th day of June, 1968 .

rs

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)

STANDARD METALS CORP.)
415 Petroleum Club Building)
110 16th Street)
Denver, Colorado 80202)

AUTHORITY NO. M 12921

CASE NO. 3123-M-Ins.

June 17, 1968

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On May 28, 1968 , 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
17th day of June, 1968 .

6

(Decision No. 71433)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
NELSON N. JAY, JR., 2105 51ST AVENUE,)	
GREELEY, COLORADO, FOR A CLASS "B")	<u>APPLICATION NO. 23093-PP</u>
PERMIT TO OPERATE AS A PRIVATE CAR-)	
RIER BY MOTOR VEHICLE FOR HIRE.)	

June 17, 1968

STATEMENT OF PROCEDURE AND RECORD

BY THE COMMISSION:

On March 12, 1968, the above-entitled application was filed requesting authority to operate as a Class "B" private carrier by motor vehicle for hire for the transportation service as specifically set forth in said application.

After due and proper notice to all interested persons, firms or corporations, the application was called for hearing by Robert L. Pyle -- duly designated by the Commission as an Examiner for the purpose of conducting the hearing on said application -- who, pursuant to the provisions of 1963 CRS 115-6-9 (2), has transmitted to the Commission the record of the instant proceeding together with a written statement of his Conclusions.

The Examiner, in his filed report with the Commission, has concluded and recommended, pursuant to written request of Applicant, that the herein application be dismissed.


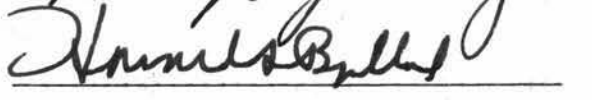

The Commission has given careful consideration to the record and Conclusions submitted by the Examiner. Now, therefore, pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission specifically adopts the submitted Conclusions of the Examiner, as hereinabove set forth, and, in accordance therewith, makes and enters the following Order.

O R D E R

THE COMMISSION ORDERS:

That Application No. 23093-PP, be, and the same hereby is,
dismissed forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 17th day of June, 1968.
ls

(Decision No. 71434)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
JOSEPH SCHULTZ, 520 SOUTH BLACK)
FOREST ROAD, COLORADO SPRINGS, COLO-)
RADO, FOR A CERTIFICATE OF PUBLIC) APPLICATION NO. 22983
CONVENIENCE AND NECESSITY TO OPERATE)
AS A COMMON CARRIER BY MOTOR VEHICLE)
FOR HIRE.)

June 17, 1968

Appearances: Otto K. Hilbert, Esq., Colorado
Springs, Colorado, for Applicant;
Paul Hendryx, doing business as
"Community Sanitation," and
Earl B. Engel, doing business as
"Engel's Fuel and Feed," Monument,
Colorado, Protestants, pro se.

STATEMENT OF PROCEDURE AND RECORD

BY THE COMMISSION:

On December 15, 1967, the above-entitled application was filed requesting a certificate of public convenience and necessity to operate as a common carrier by motor vehicle for hire for the transportation service as specifically set forth in said application.

After due and proper notice to all interested persons, firms or corporations, the application was heard by Robert L. Pyle -- duly designated by the Commission as an Examiner for the purpose of conducting the hearing on said application -- who, pursuant to the provisions of 1963 CRS 115-6-9 (2), has transmitted to the Commission the record and exhibits of the instant proceeding together with a written statement of his Findings of Fact and Conclusions.

The record transmitted by the Examiner discloses that -- at the hearing -- the herein application was protested by the carriers as indicated in the Appearance section of this Decision.

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

Specifically, the submitted Examiner's Findings of Fact and Conclusions read as follows, to-wit:

EXAMINER FINDINGS OF FACT

1. Applicant is an individual.
2. Applicant does not hold previously granted authority from this Commission.
3. The application was protested by Paul Hendryx, doing business as "Community Sanitation", who holds Certificate of Authority PUC No. 6396, which authorizes services in a part of the area covered by the instant application. Further, the application was protested by Earl B. Engel, doing business as "Engel's Fuel and Feed", who holds Certificate of Authority PUC No. 418.
4. Protestant, Paul Hendryx, doing business as "Community Sanitation", does not adequately meet the needs of the public in this particular area.
5. Protestant, Earl B. Engel, doing business as "Engel's Fuel and Feed", does not presently and has not in the past engaged in the transportation of ashes, trash and other refuse.
6. Applicant has equipment, experience and net worth, all of which are ample and suitable for operation of the authority applied for herein.
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 or will make adequate provision for insurance.
8. There is a present or special need for the proposed service and the granting of the authority, as hereinafter set forth, will be in the public interest.
9. The existing service is inadequate to meet the particular transportation requirements sought herein.
10. The present or future public convenience and necessity requires or will require the service as hereinafter set forth.
11. The authority as hereinafter described does not include the City of Colorado Springs and the Air Force Academy so that restriction need no longer appear in the authority.
12. The authority will be in the public interest and should be granted as hereinafter set forth.

EXAMINER CONCLUSIONS

That the Commission make and enter its Order granting the application and granting to the Applicant a Certificate of Public Convenience and Necessity authorizing operation as a common carrier with authority as follows:

"Transportation of

Ashes, trash, and other refuse

From all points within an area commencing at a point where Colorado State Highway No. 105 intersects the north El Paso county line; thence west along said county line one (1) mile to the east boundary of the Pike National Forest; thence south along said boundary to the north boundary of the Air Force Academy; thence east along Academy boundary to U.S. Highway No. 85 and 87; thence south along said highway to the intersection of Colorado Highway No. 83; thence southeast eleven (11) miles to a point on U.S. Highway 24; thence east four (4) miles to a point; thence north to the El Paso county line; thence west along said county line to the point of beginning to designated and approved dumps and disposal sites within El Paso County."

The Commission has given careful consideration to the record and exhibits in the above-entitled proceeding and to the Findings of Fact and Conclusions submitted by the Examiner. Now, therefore, pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission specifically adopts the submitted Findings of Fact and Conclusions of the Examiner, as hereinabove set forth, and, in accordance therewith, makes and enters the following Order.

O R D E R

THE COMMISSION ORDERS:

That Joseph Schultz, Colorado Springs, Colorado, be, and hereby is, authorized to operate as a common carrier by motor vehicle for hire for the following:

Transportation of

Ashes, trash and other refuse

From all points within an area commencing at a point where Colorado State Highway No. 105 intersects the north El Paso county line; thence west along said county line one (1) mile to the east boundary of the Pike National Forest; thence south along said boundary to the north boundary of the Air Force Academy; thence east along Academy boundary to U.S. Highway No. 85 and 87; thence south along said highway to the intersection of Colorado Highway No. 83; thence southeast eleven (11) miles to a point on U.S. Highway 24; thence east four (4) miles to a point; thence north to the El Paso county line; thence west along said county line to the point of beginning to designated and approved dumps and disposal sites within El Paso County;

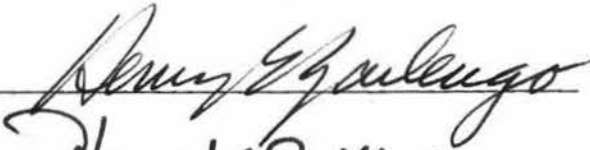
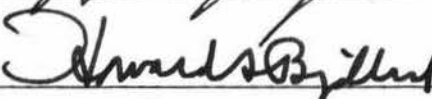
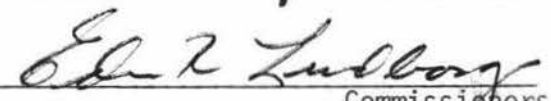
and this ORDER shall be deemed to be, and be, a CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY therefor.

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

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

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 17th day of June, 1968.
ls

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)
TO OPERATE AS A COMMON CARRIER BY)
MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 22984 - AMENDED

June 17, 1968

Appearances: Gasper F. Perricone, Esq., Denver,
Colorado, for Applicant.

STATEMENT OF PROCEDURE AND RECORD

BY THE COMMISSION:

On December 12, 1967, the above-entitled application was filed requesting a certificate of public convenience and necessity to operate as a common carrier by motor vehicle for hire for the transportation service as specifically set forth in said application.

After due and proper notice to all interested persons, firms or corporations, the application was heard by Robert L. Pyle -- duly designated by the Commission as an Examiner for the purpose of conducting the hearing on said application -- who, pursuant to the provisions of 1963 CRS 115-6-9 (2), has transmitted to the Commission the record and exhibits of the instant proceeding together with a written statement of his Findings of Fact and Conclusions.

The record transmitted by the Examiner discloses that no one appeared at the hearing to intervene or to protest the granting of the authority as requested.

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

Specifically, the submitted Examiner's Findings of Fact and Conclusions read as follows, to-wit:

EXAMINER FINDINGS OF FACT

1. Applicant is an individual doing business as City Cab Company.
2. Applicant presently holds Certificate of Authority PUC No. 2282 and I and Permit No. A-6105.
3. By his admission, Applicant has abandoned Permit No. A-6105 and agreed that said Permit should be cancelled.
4. Certificate of Authority PUC No. 2282 provides for a package delivery service in taxi cab equipment. The granting of the authority applied for herein would therefore overlap to a certain extent and Certificate of Authority PUC No. 2282 and I should be therefore re-described as hereinafter set forth in the Conclusions.
5. Applicant has equipment, experience and net worth, all of which are ample and suitable for operation of the authority applied for herein.
6. 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.
7. There is a present or special need for the proposed service and the granting of the authority, as hereinafter set forth, will be in the public interest.
8. The existing service is inadequate to meet the particular transportation requirements sought herein.
9. The present or future public convenience and necessity requires or will require the service as hereinafter set forth.
10. The authority will be in the public interest and should be granted as hereinafter set forth.

EXAMINER CONCLUSIONS

That the Commission make and enter its Order as follows:

1. Revoke Permit No. A-6105.
2. Grant a Certificate of Public Convenience and Necessity to Mateo Sanfilipo, doing business as City Cab Company, authorizing operation as a common carrier by motor vehicle for hire as follows:

"Transportation -- on call and demand -- of

Packages, parcels, baggage, messages, letters, papers and documents

Between all points in the City of Pueblo, Colorado, and a sixteen (16) mile radius thereof.

RESTRICTION: This Certificate is restricted to the use of delivery vans and pick-up trucks of a 1/2-ton capacity and further restricted to 100 pounds per shipment."

3. Henceforth, the full and complete authority under Certificate of Authority PUC No. 2282 and I shall appear as follows:

"Transportation -- on call and demand -- of

(1) Passengers and their baggage in taxicab service

Between all points within the City of Pueblo, Colorado, and a sixteen (16) mile radius thereof.

(2) Passengers and their baggage and separate baggage in taxicab service

From points in the City of Pueblo, Colorado, to points in the State of Colorado.

(3) INTERSTATE AUTHORITY: Authority to use equipment in the State of Colorado as a Common Interstate Carrier between all points in the State of Colorado and the Colorado State boundary lines where all highways cross same in interstate commerce, only, subject to the provisions of the Federal Motor Carrier Act of 1935, as amended."

The Commission has given careful consideration to the record and exhibits in the above-entitled proceeding and to the Findings of Fact and Conclusions submitted by the Examiner. Now, therefore, pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission specifically adopts the submitted Findings of Fact and Conclusions of the Examiner, as hereinabove set forth, and, in accordance therewith, makes and enters the following Order.

ORDER

THE COMMISSION ORDERS:

That Mateo Sanfilipo, doing business as "City Cab Company," Pueblo, Colorado, be, and hereby is authorized to operate as a common carrier by motor vehicle for hire for the following:

Transportation -- on call and demand -- of

Packages, parcels, baggage, messages, letters, papers and documents

Between all points in the City of Pueblo, Colorado and a sixteen (16) mile radius thereof.

RESTRICTION:

1. Service under this Certificate is restricted to the use of 1/2-ton delivery vans and 1/2-ton pick-up trucks.
2. Restricted to shipments not to exceed one hundred (100) pounds;

and this ORDER shall be deemed to be, and be, a CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY therefor.

That, in view of Finding of Fact No. 4 as submitted by Examiner, the full and complete authority under Certificate of Public Convenience and Necessity PUC No. 2282 shall be redescribed and henceforth shall read and be as follows, to-wit:

Transportation of

(1) Passengers and their baggage in taxicab service

Between all points in the City of Pueblo, Colorado and a sixteen (16) mile radius thereof.

(2) Passengers and baggage in taxicab service

From all points in the City of Pueblo, Colorado to all points in the State of Colorado.

(3) INTERSTATE AUTHORITY

Authority to use equipment in the State of Colorado, as a common interstate carrier between all points in the State of Colorado and the Colorado state boundary lines where all highways cross same in interstate commerce, only, subject to the provisions of the Federal Motor Carrier Act of 1935, as amended.

That Private Carrier Permit No. A-1605, as previously issued by the Commission, shall be cancelled and held for naught.

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

Henry E. Gault
Howard B. Miller

Edw. R. Lundberg
Commissioners

Dated at Denver, Colorado,
this 17th day of June, 1968.
ls

(Decision No. 71436)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
JOHN A. WEILER, DOING BUSINESS AS)
K & L SALES COMPANY, 219 EAST MORENO,)
COLORADO SPRINGS, COLORADO, FOR)
AUTHORITY TO EXTEND OPERATIONS UNDER)
PERMIT NO. B-7073.)

APPLICATION NO. 23122-PP-Extension

June 18, 1968

Appearances: Lindsay Fischer, Esq., Colorado
Springs, Colorado, for
Applicant.

STATEMENT OF PROCEDURE AND RECORD

BY THE COMMISSION:

On April 3, 1968, the above-entitled application was filed requesting authority to extend operations under Permit No. B-7073 in the precise manner as fully set forth in said application.

After due and proper notice to all interested persons, firms or corporations, the application was heard by Robert L. Pyle -- duly designated by the Commission -- who, pursuant to the provisions of 1963 CRS 115-6-9 (2), has transmitted to the Commission the record and exhibits of the instant proceeding together with a written statement of his Findings of Fact and Conclusions.

The record transmitted by the Examiner discloses that no one appeared at the hearing to intervene or to protest the granting of the authority as requested.

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

Specifically, the submitted Examiner's Findings of Fact and Conclusions read as follows, to-wit:

EXAMINER FINDINGS OF FACT

1. Applicant is an individual doing business as K & L Sales Company.
2. Applicant presently holds authority from this Commission under Permit No. B-7073.
3. The authority to which extension is hereby sought, Permit No. B-7073, has been continually operated in the past and is presently in good standing with the Commission.
4. By this application for extension, Applicant seeks to extend Permit No. B-7073 so as to transport household appliances (those commodities generally referred to as white goods) where he assembles, services or installs them in addition to those commodities which he already has authority to haul.
5. The extension applied for herein is compatible with, and does not conflict or duplicate the authority held by Applicant.
6. Applicant has sufficient equipment, experience and net worth, all of which are ample and suitable for operation of the authority applied for herein.
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 or will make adequate provision for insurance.
8. 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.
9. 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.
10. The granting of the authority will be in the public interest and should be granted as hereinafter set forth.

EXAMINER CONCLUSIONS

That the Commission make and enter its Order authorizing Applicant to extend operations under Permit No. B-7073 to include "household appliances" and that henceforth the entire authority under Permit No. B-7073 shall be as follows:

Transportation of

Household appliances, televisions, stereos, radios
and tape recorders

Between all points in Colorado Springs, Colorado, and
from Colorado Springs to all points in El Paso and
Teller Counties, Colorado.

RESTRICTION:

Restricted to shipments in which applicant assembles,
services or installs said appliance, television, stereo,
radio and tape recorder at point of destination.

The Commission has given careful consideration to the record and
exhibits in the above-entitled proceeding and to the Findings of Fact and
Conclusions submitted by the Examiner. Now, therefore, pursuant to the pro-
visions of 1963 CRS 115-6-9 (2), the Commission specifically adopts the sub-
mitted Findings of Fact and Conclusions of the Examiner, as hereinabove set
forth, and, in accordance therewith, makes and enters the following Order.

O R D E R

THE COMMISSION ORDERS:

That John A. Weiler, doing business as "K & L Sales Company,"
Colorado Springs, Colorado, be, and hereby is, authorized to extend operations
under private carrier Permit No. B-7073 to include the following:

Transportation of

Household appliances.

That henceforth the full and complete authority under Permit No.
B-7073 as extended shall read and be as follows, to-wit:

Transportation of

Household appliances, televisions, stereos, radios and
tape recorders

Between all points in Colorado Springs, Colorado and from
Colorado Springs to points in the following Counties of the
State of Colorado: El Paso County, Teller County.

RESTRICTION:

Service under this Permit is restricted to shipments where
the permit-holder assembles, services or installs household
appliances, television sets, radio sets and tape recorder
at points of destination,

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


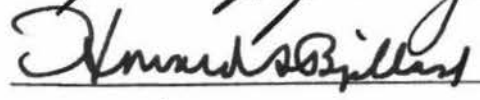

That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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 18th day of June, 1968
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
Bazzel Tipps)
Box 733)
Rangely, Colorado 81648)
)
)
)
)
)

AUTHORITY NO. B-3891

CASE NO. 1014-H-Ins.

June 17, 1968

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On May 14, 1968 , in the above entitled Case, the Commission entered its Order revoking the above authority for failure to maintain effective insurance on file with the Commission.

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

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

ORDER

THE COMMISSION ORDERS:

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

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry Gailings
 Howard Gailings
 Ed Z Lindberg
 Commissioners

Dated at Denver, Colorado, this
17th day of June, 1968 .
c.j

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
Dobbins Bros. Implement Co., Inc.)
and Dobbins Brothers Enterprizes,)
Inc.)
Thomas, Oklahoma 73669)
-----)

AUTHORITY NO. PUC 5832-I

CASE NO. 1033-H-Ins.

- June 17, 1968 -

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On May 28, 1968 , 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.

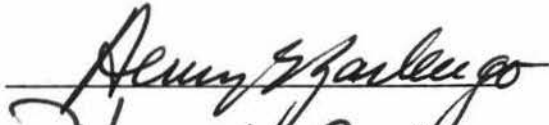


O R D E R

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
17th day of June, 1968 .
cj

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
CITY TAXI, INC., P. O. BOX 1488,)
DURANGO, COLORADO, TO CLARIFY AND) APPLICATION NO. 22971-Extension-Amended
EXTEND CERTIFICATE OF PUBLIC CONVEN-)
IENCE AND NECESSITY NO. 1169.)

June 17, 1968

Appearances: Peter J. Crouse, Esq., Denver,
Colorado, for Applicant;
R. Franklin McKelvey, Esq.,
Durango, Colorado, for San
Juan Tours, Inc., Protestant.

STATEMENT OF PROCEDURE AND RECORD

BY THE COMMISSION:

On January 24, 1968, the above-entitled application was filed requesting authority to extend operations under Certificate of Public Convenience and Necessity PUC No. 1169 in the precise manner as fully set forth in said application.

After due and proper notice to all interested persons, firms or corporations, the application was heard by Robert L. Pyle -- duly designated by the Commission as an Examiner for the purpose of conducting the hearing on said application -- who, pursuant to the provisions of 1963 CRS 115-6-9 (2), has transmitted to the Commission the record and exhibits of the instant proceeding together with a written statement of his Findings of Fact and Conclusions.

The record transmitted by the Examiner discloses -- at the hearing -- the herein application was protested by the carrier as indicated in the Appearance section of this Decision.

Matters which were considered by the Examiner, prior to the taking of evidence on the application, have been submitted to the Commission in the following exact manner, to-wit:

"PRELIMINARY MATTERS, MOTIONS, ETC.

Upon explanation of what Applicant was seeking by its amended application, Protestant withdrew to remain a party of record for copy of Order only."

The record further discloses, in view of the above and foregoing, that the Protestant of record, as above indicated, withdrew its protest to the granting of the authority as herein sought.

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

Specifically, the submitted Examiner's Findings of Fact and Conclusions read as follows, to-wit:

EXAMINER FINDINGS OF FACT

1. Applicant is a Colorado corporation duly authorized to do business in the State of Colorado and presently holds Certificate of Authority PUC No. 1169 to which extension is hereby sought.
2. Applicant has continuously operated Certificate of Authority PUC No. 1169 in the past and that authority is presently in good standing with the Commission.
3. By this application Applicant seeks to extend Certificate of Authority PUC No. 1169 so as to remove the restriction against the transportation of more than four (4) passengers in taxicab service so as to allow the transportation of as many passengers in taxicab service as is consistent with standards established by the Commission, and further, to extend said authority under PUC No. 1169 so as to provide transportation of passengers, their baggage and equipment by bus on call and demand between Durango and the LaPlata County Airport, and between Durango and the Purgatory Ski Area.
4. To grant the extension as above set forth would meet the existing need and would be in the public interest.
5. The present or future public convenience and necessity requires or will require the extension as hereinafter set forth.
6. Applicant has sufficient equipment, experience and net worth, all of which are ample and suitable for operation of the authority applied for herein.
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 or will make adequate provision for insurance.
8. The authority as hereinafter set forth should be granted.

EXAMINER CONCLUSIONS

That the Commission make and enter its Order extending Certificate of Authority PUC No. 1169 so as to:

- (1) Remove the restriction against the transportation of more than four (4) passengers in taxicab service so as to allow the transportation of as many passengers in taxicab service as is consistent with standards established by the Commission, and
- (2) Extend said authority under PUC No. 1169 so as to provide transportation of passengers, their baggage and equipment by bus on call and demand between Durango and the LaPlata County Airport, and between Durango and the Purgatory Ski Area;

and that henceforth the entire authority under PUC No. 1169 shall be as follows:

- "1. Transportation -- on call and demand -- of

Passengers, their baggage and equipment, by bus

Between Durango and the LaPlata County Airport and between Durango and the Purgatory Ski Area.

2. Transportation -- on call and demand -- of

Passengers, their baggage and equipment, by taxicab

Between all points within the City of Durango and a fifty (50) mile radius thereof and from said points to all points in the State of Colorado.

RESTRICTION:

Restricted against service between points which are wholly within the limits of a single city or town outside a twenty (20) mile radius of Durango, Colorado.

3. Transportation -- on call and demand -- of

Packages

Between all points within the City of Durango, Colorado.

RESTRICTION:

Restricted to the use of taxicab equipment and further restricted to one hundred (100) pounds or less per shipment.

4. Transportation -- on call and demand -- of

Air freight and air express

Between the City of Durango and the LaPlata County Airport."

The Commission has given careful consideration to the record and exhibits in the above-entitled proceeding and to the Findings of Fact and Conclusions submitted by the Examiner. Now, therefore, pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission specifically adopts the submitted Findings of Fact and Conclusions of the Examiner, as hereinabove set forth, and, in accordance therewith, makes and enters the following Order.

O R D E R

THE COMMISSION ORDERS:

That City Taxi, Inc., Durango, Colorado, be, and hereby is, authorized to clarify and extend operations under Certificate of Public Convenience and Necessity PUC No. 1169 to include the following:

- (1) Removal of the restriction prohibiting the transportation of more than four (4) passengers in taxi-cab service.

- (2) Transportation -- on call and demand -- of

Passengers, their baggage and equipment, by bus

Between Durango, Colorado and the LaPlata County Airport
and between Durango, Colorado and the Purgatory Ski Area.

That henceforth the full and complete authority under Certificate of Public Convenience and Necessity PUC No. 1169 shall read and be as follows, to-wit:

Transportation -- on call and demand -- of

- (1) Passengers, their baggage and equipment, by bus

Between Durango, Colorado and the LaPlata County Airport
and between Durango, Colorado and the Purgatory Ski Area.

- (2) Passengers, their baggage and equipment, by taxicab

Between all points within the City of Durango, Colorado and a fifty (50) mile radius thereof and from said points to all points in the State of Colorado.

RESTRICTION:

Restricted against service between points which are wholly within the limits of a single city or town outside a twenty (20) mile radius of Durango, Colorado.

(3) Packages

Between all points within the City of Durango, Colorado.

RESTRICTION:

(1) Restricted to the use of passenger vehicles not to exceed six (6) passengers including the driver.

(2) Restricted to shipments not to exceed one hundred (100) pounds.

(4) Air freight and air express

Between the City of Durango, Colorado and the LaPlata County Airport.

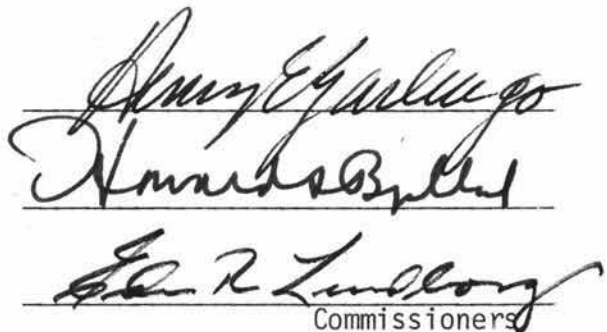
That applicant shall file tariffs of rates, rules and regulations as required by the rules and regulations of this Commission within twenty days from date.

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 17th day of June, 1968.

ls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

PUBLIC SERVICE COMPANY OF)
COLORADO, a Colorado corporation)
Complainant,)
vs.)
GRAND VALLEY RURAL POWER LINES,)
INC., a Colorado corporation)
Respondent.)

CASE NO. 5366

June 17, 1968

S T A T E M E N T

BY THE COMMISSION:

On May 9, 1968, Public Service Company of Colorado filed a complaint against Grand Valley Rural Power Lines, Inc., alleging inter alia that Grand Valley had constructed an electric distribution line paralleling and duplicating the facilities of Public Service Company in the Helton Subdivision.

The Commission issued its Order to Satisfy or Answer to Grand Valley allowing them twenty days within which to reply to the complaint. On June 4, 1968 Grand Valley filed its Answer to the complaint. The Public Service Company on June 12, 1968 filed its Acknowledgment of Satisfaction to the complaint.

F I N D I N G S

THE COMMISSION FINDS:

That the complaint of Public Service Company of Colorado against Grand Valley Rural Power Lines, Inc., having been satisfactorily answered, Case No. 5366 should be dismissed.

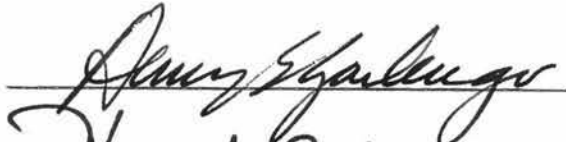
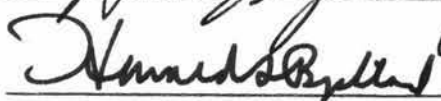

O R D E R

THE COMMISSION ORDERS:

That Case No. 5366 be, and it hereby is, dismissed.

~~That~~ this Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 17th day of June, 1968

* * *

AUTHORITY NO. M 8743

CASE NO. 3184-M-Ins.

June 18, 1968

BY THE COMMISSION:

On June 11, 1968 , in the above entitled Case, the Commission entered its Order revoking the above authority for failure to maintain effective insurance on file with the Commission.

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

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




ORDER

THE COMMISSION ORDERS:

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

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




 Commissioners

Dated at Denver, Colorado, this
18th day of June, 1968 .

(Decision No. 71442)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF ETHEL)
E. STEVENS, SHIRLEY ANN PINKNEY AND SUE P.)
WARING ON BEHALF OF THEMSELVES AND OTHERS)
SIMILARLY SITUATED FOR AN ORDER AUTHORIZ-)
ING PUBLIC SERVICE COMPANY OF COLORADO,)
550 - 15TH STREET, DENVER, COLORADO, TO)
RENDER STREET LIGHTING SERVICE IN AN UN-)
INCORPORATED AREA IN JEFFERSON COUNTY,)
COLORADO. (WHEATRIDGE NO. 28))

APPLICATION NO. 23167

June 18, 1968

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

S T A T E M E N T

BY THE COMMISSION:

This is an application by Mrs. Ethel E. Stevens and others, representing themselves and all other customers similarly situated, for an order authorizing Public Service Company of Colorado (Public Service) to install, operate and maintain street lighting service in an unincorporated area in Jefferson County, as shown on the map identified as Exhibit A attached to the application, and as hereinafter more fully described.

The matter was set for hearing, after due notice to interested parties, on June 13, 1968, at 10 o'clock A.M., in the Hearing Room of the Commission, 507 Columbine Building, Denver, Colorado, and was heard on a consolidated hearing with Applications No. 23163, 23164, 23165 and 23166.

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

A petition for street lighting service addressed to Public Service was circulated among the residents of an area in which 93 customers now receive electric service. Of the 93 customers, signatures

were obtained of 72, or a percentage of 77.5% of the total number of customers. Said petitions were submitted as Exhibit Nos. B-1 through B-3 respectively. The tariff of Public Service, providing for street lighting in unincorporated areas, states, among other things, that street lighting in an established area otherwise qualifying will be provided upon receipt by Public Service of a petition from all electric customers within the area or upon an order or decision of this Commission directing street lighting service to be established in the area. Since 21 customers did not sign, Public Service could not install street lights without an order of the Commission.

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

Also present in support of the application, though not testifying were three other persons who are residents of the area.

Mr. J. H. Ranniger, of Public Service Company, testified the area met all requirements of the tariff conditions, except the number of signers. Upon an Order of this Commission, Public Service is ready, willing and able to install street lighting in the area. No construction contributions are required of electric customers and, as provided in the tariff, a charge of \$0.45 per month per customer will be made. The engineering of the street lighting for the area has already been undertaken. It will require approximately 30 days to make the initial system operational. 7,000 lumen mercury vapor vertically operated, non-ornamental lights will be provided. Service will be furnished in accordance with tariff sheets, Colorado P.U.C. No. 4, Eighth Revised Sheet No. 262, Third Revised Sheet No. 262A and Original Sheet No. 262B.

The proposed street lighting system was estimated to cost \$3271 which will be provided from internal funds of Public Service.

F I N D I N G S

THE COMMISSION FINDS:

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

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

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

O R D E R

THE COMMISSION ORDERS:

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

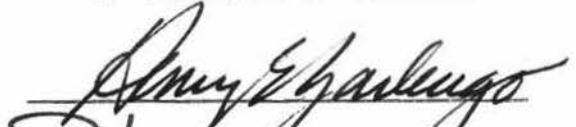
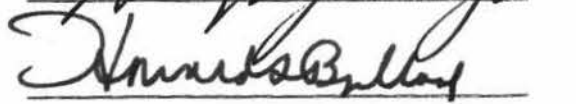
That street lights, approximately 19 in number, shall be installed as required in the area described as follows:

Beginning at the southeast corner of the lot numbered as 3420 Independence Court; thence westerly along the south lot line of said named lot to the intersection with the Independence Court cul-de-sac; thence in a westerly direction along the south edge of said cul-de-sac to the southeast corner of the lot numbered as 3425 Independence Court; thence west to the southwest corner of said last-named lot; thence south to the southernmost point of the lot numbered as 9810 West 34th Avenue and Drive; thence northwesterly to the easternmost point of the lot numbered as 9860 West 34th Avenue and Drive; thence in a westerly direction along the rear lot lines of the lots on the south side of West 34th Avenue and Drive to the southwest corner of the lot numbered as 3390 Kipling Street; thence continuing west across Kipling Street to the west lot lines of the lots located on the west side of Kipling Street; thence north along said west lot lines, continuing across West 34th Avenue and Drive and West 35th Avenue to the northwest corner of the lot numbered as 3601 Kipling Street; thence east to the centerline of Kipling Street; thence south along said last-named centerline to the intersection with the centerline of West 35th Avenue; thence east along said last-named centerline to the intersection with the centerline of Johnson Street; thence north along said last-named centerline to the intersection with a westerly extension of the north

lot line of the lot numbered as 9865 West 37th Avenue; thence easterly along said last-named extension line, continuing along the north lot lines of the lots on the north side of West 37th Avenue to the southwest corner of the lot numbered 9630 West 38th Avenue; thence north to the centerline of West 38th Avenue; thence east along said last-named centerline to the intersection with the southerly extension of the west lot line of the lot numbered as 9603 West 38th Avenue; thence north along said last-named extension line to the northwest corner of said last-named lot; thence east along the north lot lines of the lots numbered as 9603, 9595, and 9551 West 38th Avenue to the northeast corner of said last-named lot; thence south along the east lot line of said last-named lot, continuing across West 38th Avenue to the southeast corner of the lot numbered as 9560 West 38th Avenue; thence west to the northeast corner of the lot numbered as 3760 Independence Street; thence south along the east lot lines of the lots located on the east side of Independence Street, continuing across West 37th Avenue and along the centerline of Hoyt Court to the intersection with the easterly extension of the south lot line of the lot numbered as 3685 Hoyt Court; thence west along said last-named extension line to the centerline of Independence Street; thence south along said last-named centerline to the northeast corner of the lot numbered as 9590 West 35th Avenue, continuing south along lot lines to the southeast corner of the lot numbered as 3420 Independence Court, the point of beginning.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 18th day of June, 1968.

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(Decision No. 71443)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF JOHN)
BALDASSAR, TOM H. LAZZERI AND MATHEW)
MELONAKIS ON BEHALF OF THEMSELVES AND)
OTHERS SIMILARLY SITUATED FOR AN ORDER)
AUTHORIZING PUBLIC SERVICE COMPANY OF) APPLICATION NO. 23166
COLORADO, 550 - 15TH STREET, DENVER, COLO-)
RADO, TO RENDER STREET LIGHTING SERVICE IN)
AN UNINCORPORATED AREA IN JEFFERSON COUNTY,)
COLORADO. (LAKEWOOD NO. 36))

June 18, 1968

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

S T A T E M E N T

BY THE COMMISSION:

This is an application by Mr. John Baldassar and others, representing themselves and all other customers similarly situated, for an order authorizing Public Service Company of Colorado (Public Service) to install, operate and maintain street lighting service in an unincorporated area in Jefferson County, as shown on the map identified as Exhibit A attached to the application, and as hereinafter more fully described.

The matter was set for hearing, after due notice to interested parties, on June 13, 1968, at 10 o'clock A.M., in the Hearing Room of the Commission, 507 Columbine Building, Denver, Colorado, and was heard on a consolidated hearing with Applications No. 23165 and 23167.

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

A petition for street lighting service addressed to Public Service was circulated among the residents of an area in which 168 customers

now receive electric service. Of the 168 customers, signatures were obtained of 142, or a percentage of 84.5% of the total number of customers. Said petitions were submitted as Exhibit Nos. B-1 through B-6 respectively. The tariff of Public Service, providing for street lighting in unincorporated areas, states, among other things, that street lighting in an established area otherwise qualifying will be provided upon receipt by Public Service of a petition from all electric customers within the area or upon an order or decision of this Commission directing street lighting service to be established in the area. Since 16 customers did not sign, Public Service could not install street lights without an order of the Commission.

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

Other persons were present either offering additional testimony or supporting testimony presented and who reside in the area covered in the instant application.

Mr. J. H. Ranniger, of Public Service Company, testified the area met all requirements of the tariff conditions, except the number of signers. Upon an Order of this Commission, Public Service is ready, willing and able to install street lighting in the area. No construction contributions are required of electric customers and, as provided in the tariff, a charge of \$0.45 per month per customer will be made. The engineering of the street lighting for the area has already been undertaken. It will require approximately 30 days to make the initial system operational. 7,000 lumen mercury vapor vertically operated, non-ornamental lights will be provided. Service will be furnished in accordance with tariff sheets, Colorado P.U.C. No. 4, Eighth Revised Sheet No. 262, Third Revised Sheet No. 262A and Original Sheet No. 262B.

The proposed street lighting system was estimated to cost \$4600 which will be provided from internal funds of Public Service.

F I N D I N G S

THE COMMISSION FINDS:

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

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

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

O R D E R

THE COMMISSION ORDERS:

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

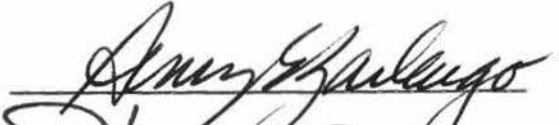

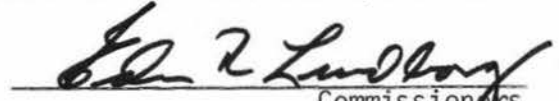
That street lights, approximately 25 in number, shall be installed as required in the area described as follows:

Beginning at the southeast corner of the lot numbered as 2950 Quay Street; thence westerly to the southwest corner of the lot numbered 2955 Quay Street; thence southerly to the southeast corner of the lot numbered as 2920-2922 Reed Street; thence westerly to the centerline of Reed Street; thence northerly along said last-named centerline to the intersection with the westerly extension of the south lot line of the lot numbered as 2960 Reed Street; thence westerly along said last-named extension line to the intersection with the southerly extension of the east lot line of the lot numbered as 2910 Saulsbury Street; thence northerly along said last-named extension line to the southeast corner of said last-named lot; thence westerly to the northeast corner of the lot numbered as 7100 West 29th Place; thence southerly to the southeast corner of said last-named lot; thence westerly along south lot lines to the southwest corner of the lot numbered as 7190 West 29th Place; thence in a south-westerly direction across Teller Street to the southeast corner of the lot numbered as 2925 Teller Street; thence westerly to the southwest corner of said last-named lot; thence northerly to the northwest corner of the lot numbered as 3113 Teller Street; thence westerly to the southwest corner of the lot located on the south side of the West 31st Place cul-de-sac; thence northerly to the southeast corner of the lot numbered as

7340 West 32nd Avenue; thence westerly to the southwest corner of the lot numbered as 7380 West 32nd Avenue; thence northerly continuing across West 32nd Avenue to the northwest corner of the lot numbered as 7395 West 32nd Avenue; thence easterly to the northeast corner of said last-named lot; thence southerly to the intersection with the north lot line of the lot numbered as 7307 West 32nd Avenue; thence easterly along the north lot lines of the lots on the north side of West 32nd Avenue, continuing easterly to the centerline of Teller Street; thence northerly along said last-named centerline to the intersection with a westerly extension of the centerline of West 32nd Place; thence easterly along said last-named centerline to the intersection with the southerly extension of the west lot line of the lot numbered as 7145 West 32nd Place; thence northerly along said last-named lot line to the northwest corner of said last-named lot; thence easterly along the north lot lines of the lots located on the north side of West 32nd Place to the southwest corner of the lot numbered as 3275 Pierce Street; thence northerly to the northwest corner of said last-named lot; thence easterly, continuing across Pierce Street to the northeast corner of the lot numbered as 3280 Pierce Street; thence southerly to the southeast corner of the lot numbered as 3240-3250 Pierce Street; thence westerly to the southwest corner of said last-named lot; thence southerly to the southwest corner of the lot numbered as 6745 West 32nd Avenue; thence easterly along the south lot line of said last-named lot to the intersection with the northerly extension of the east lot line of the lot numbered as 6770 West 32nd Avenue; thence southerly along said last-named extension line, and along east lot lines to the southeast corner of the lot numbered as 3160 Pierce Street; thence westerly to the centerline of Pierce Street; thence southerly along said last-named centerline to the intersection with the easterly extension of the south lot line of the lot numbered as 6800 West 32nd Avenue; thence westerly along said last-named lot line to the northeast corner of the lot numbered as 3070 Quay Street; thence southerly along the east lot lines of the lots located on the east side of Quay Street to the southeast corner of the lot numbered as 2950 Quay Street, the point of beginning.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 18th day of June, 1968.

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(Decision No. 71444)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF H.A.)
SHIRK, DONALD McCLELLAND AND LAURENCE P.)
PARIS ON BEHALF OF THEMSELVES AND OTHERS)
SIMILARLY SITUATED FOR AN ORDER AUTHORIZ-) APPLICATION NO. 23165
ING PUBLIC SERVICE COMPANY OF COLORADO,)
550 - 15TH STREET, DENVER, COLORADO, TO)
RENDER STREET LIGHTING SERVICE IN AN UN-)
INCORPORATED AREA IN ARAPAHOE COUNTY,)
COLORADO. (SOUTHWOOD ADDITION))

June 18, 1968

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

S T A T E M E N T

BY THE COMMISSION:

This is an application by Mr. H. A. Shirk and others, representing themselves and all other customers similarly situated, for an order authorizing Public Service Company of Colorado (Public Service) to install, operate and maintain street lighting service in an unincorporated area in Arapahoe County, as shown on the map identified as Exhibit A attached to the application, and as hereinafter more fully described.

The matter was set for hearing, after due notice to interested parties, on June 13, 1968, at 10:00 o'clock A.M., in the Hearing Room of the Commission, 507 Columbine Building, Denver, Colorado, and was heard on a consolidated hearing with Applications No. 23166 and 23167.

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

A petition for street lighting service addressed to Public Service was circulated among the residents of an area in which 48 customers now receive electric service. Of the 48 customers, signatures

were obtained of 44, or a percentage of 91.7% of the total number of customers. Said petitions were submitted as Exhibit Nos. B-1 through B-2 respectively. The tariff of Public Service, providing for street lighting in unincorporated areas, states, among other things, that street lighting in an established area otherwise qualifying will be provided upon receipt by Public Service of a petition from all electric customers within the area or upon an order or decision of this Commission directing street lighting service to be established in the area. Since 4 customers did not sign, Public Service could not install street lights without an order of the Commission.

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

Also present in support of the application, though not testifying were two other persons who are residents of the area.

Mr. J. H. Ranniger, of Public Service Company, testified the area met all requirements of the tariff conditions, except the number of signers. Upon an Order of this Commission, Public Service is ready, willing and able to install street lighting in the area. No construction contributions are required of electric customers and, as provided in the tariff, a charge of \$0.45 per month per customer will be made. The engineering of the street lighting for the area has already been undertaken. It will require approximately 30 days to make the initial system operational. 7,000 lumen mercury vapor vertically operated, non-ornamental lights will be provided. Service will be furnished in accordance with tariff sheets, Colorado P.U.C. No. 2 - Electric, Fourth Revised Sheet No. 75, Second Revised Sheet No. 75A and Second Revised Sheet No. 75B.

The proposed street lighting system was estimated to cost \$2205 which will be provided from internal funds of Public Service.

F I N D I N G S

THE COMMISSION FINDS:

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

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

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

O R D E R

THE COMMISSION ORDERS:

That Public Service Company of Colorado is hereby authorized and directed to install, operate and maintain a non-ornamental, mercury vapor street light system in accordance with the provisions of its Tariff, Colorado PUC No. 2 - Electric, Fourth Revised Sheet No. 75, Second Revised Sheet No. 75A and Second Revised Sheet No. 75B now existing or as it may be changed under the rules of this Commission, or according to law.


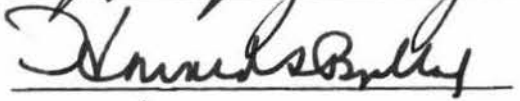
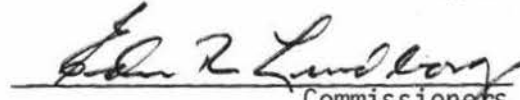
That street lights, approximately 10 in number, shall be installed as required in the area described as follows:

Beginning at the southernmost point of the lot numbered as 6196 Rosewood Drive; thence in a northwesterly direction along the southwest lot line of said lot to the centerline of Oakwood Avenue; thence in a northeasterly direction to the intersection with a southeasterly extension of the centerline of the alley which is adjacent to the northeast lot lines of the lots on the east side of Southwood Drive, thence northwesterly along said last-named centerline to the intersection with a northeasterly extension of the southeast lot line of the lot numbered as 6110 Southwood Drive; thence in a southwesterly direction along said last-named lot line to the centerline of Southwood Drive; thence in a northwesterly direction along said last-named centerline to the intersection with a northeasterly extension of the southeast lot line of the lot numbered as 6101 Southwood Drive; thence southwesterly along said last-named lot line, continuing westerly along the south lot lines of the lots on the south side of East Pinewood Avenue to the centerline of South Clarkson Street; thence northerly along said last-named centerline to the

intersection with the centerline of East Orchard Avenue; thence easterly along said last-named centerline to the intersection with the northerly extension of the east lot line of the lot numbered as 5900 South Clarkson Street; thence south to the southwest corner of said last-named lot; thence east along north lot lines of the lots located on the north side of Southwood Drive, continuing along the north lot line of the lot numbered as 6000 Southwood Drive, and along an easterly extension of said last-named lot line to the intersection with the centerline of the previously named alley; thence in a southeasterly direction along said last-named centerline to the intersection with the southwesterly extension of the northwest lot line of the lot numbered as 1001 East Pinewood Avenue; thence northeasterly along said last-named extension line, continuing easterly along the rear lot lines of the lots on the north side of East Pinewood Avenue to the northeast corner of the lot numbered as 1101 East Pinewood Avenue; thence south along the east lot line of said last-named lot, continuing across East Pinewood Avenue and along the rear lot lines of the lots on the east side of Rosewood Drive to the southernmost point of the lot numbered as 6196 Rosewood Drive, the point of beginning.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 18th day of June, 1968.

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(Decision No. 71445)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
PUBLIC SERVICE COMPANY OF COLORADO,)
550 15TH STREET, DENVER, COLORADO,)
FOR AN ORDER AUTHORIZING THE ISSUANCE)
OF \$25,000,000 PRINCIPAL AMOUNT OF)
ITS FIRST MORTGAGE BONDS.)

APPLICATION NO. 23226-SECURITIES

June 18, 1968

Appearances: Lee, Bryans, Kelly & Stansfield,
Denver, Colorado, by E. A. Stansfield,
Esq., for Applicant;
Girts Krumins, Esq., Denver, Colorado,
for the Staff of the Commission, and
M. R. Garrison, Denver, Colorado,
of the Staff of the Commission.

S T A T E M E N T

BY THE COMMISSION:

Pursuant to Colorado Revised Statutes, 1963, 115-1-4, Public Service Company of Colorado, a Colorado corporation, herein called "Applicant," filed with this Commission on May 29, 1968, its application for an order of this Commission authorizing it to issue and sell at a price and at an interest rate to be determined by competitive bidding \$25,000,000 principal amount of First Mortgage Bonds, to be dated July 1, 1968 and to mature July 1, 1998. The proposed bonds are to be issued as a new series under and to be secured by Applicant's Indenture of Mortgage to Guaranty Trust Company of New York (now Morgan Guaranty Trust Company of New York), as Trustee, dated as of December 1, 1939, and the indentures supplemental thereto, including a proposed new supplemental indenture to be dated as of July 1, 1968.

On May 29, 1968 this Commission ordered a public hearing to be held on the aforesaid application on June 10, 1968 at 10:00 o'clock A.M., at Room 507 Columbine Building, 1845 Sherman Street, Denver, Colorado. Interested municipalities, representatives of interested consumers or security holders

of Applicant, and other persons whose participation in the matter is in the public interest, were invited to intervene in the proceedings. Petitions of intervention were to be filed with this Commission on or before June 5, 1968. No petitions of intervention were filed with the Commission prior to the hearing, and no one appeared at the hearing in opposition to the authority sought by Applicant in this matter.

The hearing on the aforesaid application was held on June 10, 1968 at the above designated time and place, after due notice to all interested parties, and the matter was heard and taken under advisement by the Commission.

Witness for Applicant, Mr. R. D. Speer, its Vice President-Finance, Treasurer and a member of its Board of Directors, testified to the following matters summarily set forth below.

Applicant is a corporation organized and existing under the laws of the State of Colorado and is a public utility operating company, subject to the jurisdiction of this Commission, engaged principally in the generation, purchase, transmission, distribution and sale of electricity and in the purchase, distribution and sale of natural gas. Applicant's operations are wholly within the State of Colorado, the principal center for distribution and sale of electricity and natural gas being in the five counties comprising the Denver metropolitan area. Applicant is the owner of all the capital stock of Cheyenne Light, Fuel and Power Company, a Wyoming corporation, Western Slope Gas Company, a Colorado corporation, Green and Clear Lakes Company, a New York corporation, The Pueblo Gas and Fuel Company, a Colorado corporation, and 1480 Welton, Inc., a Colorado corporation.

Applicant's Exhibit D, page 3, received in evidence at the hearing in this matter, showed that for the twelve months ended March 31, 1968 Applicant had operating revenues of \$163,794,815 and net income, that is the amount available for dividends and surplus, of \$26,818,332. Such Exhibit showed also that during the twelve months ended March 31, 1968 the amount of \$3,668,650 was appropriated for dividends on its Cumulative

Preferred Stock and the amount of \$14,447,700 for dividends on its Common Stock. Applicant's Balance Sheet at March 31, 1968 was received in evidence as Exhibit D, pages 1 and 2. A schedule setting forth the amount of interest charges of Applicant for the twelve months ended March 31, 1968 was received in evidence as Exhibit B.

Under Applicant's Composite Articles of Incorporation, dated June 14, 1962 as amended by Articles of Amendment filed in the office of the Secretary of State of Colorado on March 1, 1966, copies of which are on file with the Commission, and as further amended by Articles of Amendment so filed on April 30, 1968 a certified copy of which was received in evidence at the hearing as Exhibit G, the authorized capital stock of Applicant consists of \$250,000,000 divided into 20,000,000 shares of Common Stock of the par value of \$5 each, and 1,500,000 shares of Cumulative Preferred Stock of the par value of \$100 each. At April 30, 1968 there were issued and outstanding 14,447,700 shares of Common Stock. The Cumulative Preferred Stock is authorized to be issuable in series. There were issued and outstanding as of April 30, 1968, in the aggregate 800,000 shares of its Cumulative Preferred Stock consisting of 175,000 shares of $4\frac{1}{4}\%$ Cumulative Preferred Stock, 100,000 shares of 4.20% Cumulative Preferred Stock, 65,000 shares of $4\frac{1}{2}\%$ Cumulative Preferred Stock, 160,000 shares of 4.64% Cumulative Preferred Stock, 150,000 shares of 4.90% Cumulative Preferred Stock, and 150,000 shares of its 4.90% Cumulative Preferred Stock, 2nd Series.

At April 30, 1968 the funded indebtedness of Applicant was \$278,800,000 consisting of the following First Mortgage Bonds issued in series pursuant to that certain Indenture of Mortgage and Deed of Trust dated as of December 1, 1939, between Applicant and Guaranty Trust Company of New York (now Morgan Guaranty Trust Company of New York), as Trustee, as supplemented:

<u>Series</u>	<u>Principal Amount</u>
2 7/8% Series due 1977	\$40,000,000
3 1/8% Series due 1978	10,000,000
3 1/4% Series due 1981	15,000,000
3 1/8% Series due 1984	20,000,000
4 3/8% Series due 1987	30,000,000
4 5/8% Series due 1989	20,000,000
4 1/2% Series due 1991	30,000,000
4 5/8% Series due 1992	8,800,000
4 1/2% Series due 1994	35,000,000
5 3/8% Series due 1996	35,000,000
5 7/8% Series due 1997	35,000,000

A condensed description of said Indenture of Mortgage and Deed of Trust and of the outstanding First Mortgage Bonds issued thereunder was received in evidence as Exhibit A. Conformed copies of the original indenture and of the various supplemental indentures under which the respective series of bonds have been issued from time to time are on file with the Commission.

By the proposed issuance and sale of \$25,000,000 of its First Mortgage Bonds at competitive bidding, Applicant expects to receive approximately \$25,000,000 (before expenses) which will be added to Applicant's general funds and used to retire Applicant's outstanding short term notes which Applicant's witness estimated would be approximately \$7,220,000 upon the date the proposed bond transaction is closed; to assist in its construction program; and to reimburse its treasury for funds heretofore expended for additional plant facilities and improvements.

The estimated amount to be spent by Applicant in its construction program during the year 1968 is \$58,409,000 as set forth in Exhibit E. Of this amount, according to the testimony of Applicant's witness, approximately \$19,043,000 had been expended prior to May 1, 1968. The witness estimated the net proceeds from the proposed sale of the new bonds, together with funds from internal sources would finance Applicant's construction program into late 1968.

After giving effect to the proposed issuance and sale of the new bonds for which authorization is herein sought, the pro forma capital structure of Applicant as of March 31, 1968 as shown by Exhibit F received in evidence at the hearing, will be as follows, with the percentages of

each item to total capitalization being shown in the right-hand column:

First Mortgage Bonds	\$303,800,000	52.6%
Preferred Stock, Incl. Premium	80,007,500	13.9%
Common Stock	72,238,500)	
Premium on Common Stock	64,876,420)	
Earned Surplus	42,783,629)	33.5%
Earned Surplus Restricted	13,760,830	
Total Capitalization	<u>\$577,466,879</u>	<u>100.0%</u>

Applicant's witness testified that if the present bond market continues, Applicant should be able to sell the proposed bonds at a coupon interest rate of between 6-3/4% and 7-1/8% and at a price not less than 99% of the principal amount thereof. The bonds are to be offered to underwriters at competitive bidding pursuant to a public invitation for bids. Applicant proposes to accept the bid which will provide it with the lowest annual cost of money. Each bid will be required to specify the interest rate and the price (not less than 99% of principal amount and exclusive of accrued interest) to be paid therefor. In the bid invitation Applicant will reserve the right to revoke the same before the bid opening, and also to reject all bids received. The interest rate, price and the redemption premiums will be determined by the bid Applicant accepts at the bid opening.

The Supplemental Indenture to be dated as of July 1, 1968, will contain the terms and provisions applicable to the new series of First Mortgage Bonds to be issued, including a provision that none of the new bonds may be redeemed prior to July 1, 1973, from the proceeds of or in anticipation of any refunding operation involving the incurring of indebtedness having a cost of money to Applicant (calculated in accordance with accepted financial practice) of less than the cost of money to Applicant in connection with the issuance of the new bonds. A May 24, 1968 proof copy of the proposed Supplemental Indenture was received in evidence as Exhibit H.

Applicant's Registration Statement on Form S-9 filed on June 6, 1968 with the Securities and Exchange Commission, Washington, D. C. in respect of the proposed issuance of the new series of First Mortgage Bonds was received in evidence as Exhibit I. Applicant anticipates that

such Registration Statement will become effective on or about July 3, 1968. Applicant's witness testified that if Applicant is able to maintain its time schedule, bids would be opened on or about July 16, 1968, with the closing of the proposed bond transaction scheduled on or about July 23, 1968.

The Commission has carefully reviewed all the evidence presented at the hearing held in this matter, and is of the opinion the authority sought by Applicant should be granted.

F I N D I N G S

THE COMMISSION FINDS:

That Applicant, Public Service Company of Colorado, a Colorado corporation, is a public utility, as defined by Colorado Revised Statutes, 1963, 115-1-3;

That this Commission has jurisdiction of Applicant, and the subject matter of this application;

That this 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 issuance and sale by Applicant of \$25,000,000 principal amount of its First Mortgage Bonds, as hereinabove set forth, is reasonably required and necessary for its proper corporate financing;

That the amount of short-term notes to be refunded out of the proceeds of the proposed sale of \$25,000,000 of Applicant's First Mortgage Bonds is an estimate and not definitely known at this time, and that the fee to be paid to the State of Colorado cannot be accurately determined. Therefore, the determination of the fee to be charged Applicant should be postponed until the amount of refunding becomes definitely known.

That the proposed securities transaction is not inconsistent with the public interest; that the purpose or purposes thereof are permitted by, and are consistent with, the provisions of Chapter 115, Colorado Revised Statutes, 1963; and

That the Order sought should be issued, and should be made effective forthwith.

O R D E R

THE COMMISSION ORDERS:

That Applicant, Public Service Company of Colorado, be, and it hereby is, authorized and empowered to issue and sell a new series of its First Mortgage Bonds in the principal amount of \$25,000,000 at the best price obtainable through competitive bidding but not less than 99% of the principal amount thereof, to be dated July 1, 1968, to mature July 1, 1998, and to bear interest at a rate to be established by the bid the Applicant accepts, which shall provide Applicant with the lowest annual cost of money. The first Mortgage Bonds authorized to be issued and sold hereunder are to be issued as a new series under and to be secured by the Indenture of Applicant to Guaranty Trust Company of New York (now Morgan Guaranty Trust Company of New York), as Trustee, dated as of December 1, 1939 and the indentures supplemental thereto, including a Supplemental Indenture to be dated as of July 1, 1968 substantially in the form of Exhibit H received in evidence at the hearing in this matter, with such modifications as Applicant or its counsel may deem necessary or proper or find desirable in arranging for the issuance and sale of such Bonds. The Supplemental Indenture to be dated as of July 1, 1968 shall contain the interest rate, the redemption premiums, and other provisions applicable to such Bonds, including a provision that none of said Bonds may be redeemed prior to July 1, 1973, from the proceeds of or in anticipation of any refunding operation involving the incurring of indebtedness having a cost of money to Applicant (calculated in accordance with the accepted financial practice) of less than the cost of money to Applicant through the issuance and sale of the First Mortgage Bonds herein authorized.

That Applicant be, and it hereby is, authorized to use and apply the net proceeds derived from the issuance and sale of the \$25,000,000 principal amount of its First Mortgage Bonds to retire its short term notes outstanding as of the date of the issuance and sale of said Bonds; for the acquisition of property and for the construction, completion, extension and

improvement of its facilities, including its proposed construction program for the current year; and for the reimbursement of moneys actually expended by Applicant for said purposes from income or from other moneys in Applicant's treasury not secured by or obtained from the issuance of securities within five years next prior to May 29, 1968, the date of the filing of the instant application with the Commission;

That the First Mortgage Bonds authorized to be issued and sold hereunder shall bear on their face a serial number for proper and easy identification; and within ninety (90) days from the issuance and delivery of said Bonds, Applicant shall make a verified report to this Commission of such serial numbers placed on such bonds as are initially issued;

That Applicant shall offer the First Mortgage Bonds authorized hereunder for sale at competitive bidding pursuant to a public invitation for bids, and as soon as possible after the conclusion of the bidding and the acceptance by Applicant of the bid that in Applicant's judgment will provide it with the lowest annual cost of money, Applicant shall file a statement with the Commission, showing all bids received and which bid was accepted, the coupon interest rate, the price to Applicant, and the cost of money to Applicant;

That Applicant be, and it hereby is, authorized in reflecting in its accounts the consummation of the financing outlined above, to make and record the various accounting entries in accordance with the Uniform System of Accounts for Electric and Gas Utilities prescribed by the National Association of Railroad and Utilities Commissioners, and adopted as revised by this Commission;

That nothing herein shall be construed to imply any recommendation or guaranty of, or any obligation with respect to the First Mortgage Bonds authorized hereunder, or the interest thereon, on the part of the State of Colorado.

That within ninety (90) days after the issuance and sale of such First Mortgage Bonds, Applicant shall file with this Commission a copy of


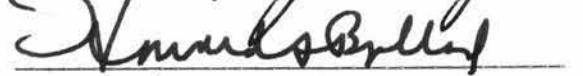

all amendments to its Registration Statement filed with the Securities and Exchange Commission; a conformed copy of the Supplemental Indenture to be dated as of July 1, 1968 as executed covering the issuance of Bonds to be sold hereunder; and shall make a verified report to this Commission of the issue and disposition of said Bonds, the fees, commission, and expenses incident to such sale, accompanying such report with a new balance sheet and supporting journal entries as entered on the books of Applicant reflecting the consummation of the issuance and sale of said Bonds in accordance with the authority granted herein;

That within thirty (30) days after the date of issuance and sale of such First Mortgage Bonds, Applicant shall file with this Commission a statement of the amount of Applicant's outstanding short-term notes refunded from the proceeds of such sale of First Mortgage Bonds for the purpose of determining the fee to be charged Applicant for the subject authorization;

That the 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 proper or desirable; and

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 18th day of June, 1968.
ls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
H. L. BRYANT, DOING BUSINESS AS)
"BRYANT TRANSFER," 318 WHEDBEE,)
FORT COLLINS, COLORADO, FOR AUTHORITY) APPLICATION NO. 23047-TRANSFER
TO TRANSFER PUC NO. 4249 TO DWIGHT)
E. FOUST, TRACT B, RANCH ACRES,)
LOVELAND, COLORADO.)

June 18, 1968

Appearances: A. A. Newton, Jr., Esq., Fort
Collins, Colorado, for
Transferor and Transferee;
William Andrew Wilson, Esq., Denver,
Colorado, for Wayne Bridwell, doing
business as Bridwell Trash Hauling;
James P. Donnell; Eddie Gallegos;
Rick's Hauling Service, Incorporated;
Richard Mondragon, doing business as
Dick's Trash Hauling Service; Hubert
H. McNeill and Edith H. McNeill; and
D & G Sanitation, Inc., Protestants.

STATEMENT OF PROCEDURE AND RECORD

BY THE COMMISSION:

On February 15, 1968, the above-entitled application was filed requesting authority to transfer Certificate of Public Convenience and Necessity PUC No. 4249.

After due and proper notice to all interested persons, firms or corporations, the application was heard by Robert L. Pyle -- duly designated by the Commission as an Examiner for the purpose of conducting the hearing on said application -- who, pursuant to the provisions of 1963 CRS 115-6-9 (2), transmitted to the Commission the record and exhibits of the instant proceeding together with a written statement of his Findings of Fact and Conclusions.

The record transmitted by the Examiner discloses that -- at the hearing -- the herein application was protested by the carriers as indicated in the Appearance section of this Decision.

Matters which were considered by the Examiner, prior to the taking of evidence on the application, have been submitted to the Commission in the following exact manner, to-wit:

"PRELIMINARY MATTERS, MOTIONS, ETC.

At the time of the hearing, the parties presented a Stipulation which was identified as Exhibit "1" and which, in essence, stipulates and agrees that PUC No. 4249, the authority being transferred herein, shall henceforth contain a restriction against transportation for hire of ashes, trash and other waste materials in the entire area covered by the authority. However, the Agreement went on to add a proviso 'that said restriction in regard to "other waste materials" shall not be construed to include self-generated waste material and waste or salvage bearing materials transported not for hire'.

Upon presentation of the Stipulation, the following colloquy took place between your Examiner and Counsel:

'EXAMINER PYLE: Let the record show that there has been tendered a stipulation which apparently has been confirmed here bearing the signatures of counsel for the applicants and the protestants which I am going to have marked as Exhibit 1, and which sets forth the fact that the authority when issued to the transferee, if the transfer is granted, shall contain a restriction against transportation for hire of ashes, trash, and other waste materials in the entire area covered by the certificate; and, provided, however, that said restriction in regard to, quote, other waste materials, end quote, shall not be construed to include self-generated waste material or waste or salvage, building materials, agriculture materials not transported for hire.

Mr. Wilson, could I have a brief explanation of the latter part?

MR. WILSON: Regarding any waste or any self-generating waste, as long as they don't transport it for profit, or for hire, like a refrigerator, and taking the casing off it. In fact, they can deliver the refrigerator so long as they're not transporting ash, trash, and other waste materials as to include self-generated waste material, or waste, or salvage, building materials when transported not for hire.

EXAMINER PYLE: In the area? But it is not to be construed as to include self-generated waste materials, or waste or salvage, building materials when transported for hire.

MR. WILSON: Right. It means they can't charge people to pick it up, can't compete with the protestants in their line of endeavor for profit as far as ashes, trash, and other waste material.

EXAMINER PYLE: So the new certificate could, in fact, transport self-generated waste material, or waste, or salvage, building materials, if they are transported not for hire?

MR. WILSON: That's right.'

In view of the explanation of the latter part of said Stipulation, said proviso referred to would have no bearing on the operation of this authority inasmuch as this is an authority to 'transport for hire'. Therefore, the Stipulation shall be considered as authority to restrict PUC No. 4249 against the 'transportation of ashes, trash and other waste materials'."

The record further discloses, in view of the above and foregoing, that the Protestants of record, as above indicated, withdrew their protest to the granting of the authority as herein sought.

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

Specifically, the submitted Examiner's Findings of Fact and Conclusions read as follows, to-wit:

EXAMINER FINDINGS OF FACT

1. Transferor herein is the present owner and operator of PUC No. 4249, which is the subject of this proceeding.
2. This authority has been continually operated in the past and is presently in good standing with the Commission.
3. This authority has never been operated as a scheduled service but instead has operated on call and demand.
4. Transferee herein holds no previously granted authority from this Commission.
5. The parties have entered into an Agreement to transfer the operating authority and the consideration to be paid is fair and reasonable.
6. The Certificate is free and clear of any debts, encumbrances or obligations.
7. Transferee has sufficient equipment, experience and net worth, all of which are ample and suitable for operation of the authority sought herein.
8. 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.
9. If this transfer is approved, Transferee 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 as hereinafter set forth.

11. The Transferor had not and the Transferee does not intend to serve at all along U.S. Highway 287 between Fort Collins and Berthoud, Colorado, hence the restriction in the authority can be written so as to eliminate the phrase "service by common carriers" and that restriction should be redrafted as hereinafter set forth.

EXAMINER CONCLUSIONS

That the Commission make and enter its Order authorizing Transferor to transfer all of his right, title and interest in and to PUC No. 4249 to Dwight E. Foust, and that henceforth the full and complete authority under said PUC No. 4249 shall read as follows, to-wit:

"(1) Transportation -- on call and demand -- of

Freight

Between all points in the City of Fort Collins, Colorado;

RESTRICTION: Restricted against the transportation of ashes, trash and other waste materials.

(2) Transportation of

Coal, feed, household goods and building materials

Between all points within Larimer County, Colorado;

RESTRICTION: Restricted against any service whatsoever along U. S. Highway 287 between Fort Collins and Berthoud, Colorado."

The Commission has given careful consideration to the record and exhibits in the above-entitled proceeding and to the Findings of Fact and Conclusions submitted by the Examiner. Now, therefore, pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission specifically adopts the submitted Findings of Fact and Conclusions of the Examiner, as hereinabove set forth, and, in accordance therewith, makes and enters the following Order.

O R D E R

THE COMMISSION ORDERS:

That H. L. Bryant, doing business as "Bryant Transfer," Fort Collins, Colorado, be, and hereby is, authorized to transfer all right, title and interest in and to Certificate of Public Convenience and Necessity PUC No. 4249 to Dwight E. Foust, Loveland, Colorado, subject to encumbrances, if any, against said authority approved by this Commission.

That henceforth the full and complete authority under Certificate of Public Convenience and Necessity PUC No. 4249 shall read and be as follows, to-wit:

- (1) Transportation -- on call and demand -- of
Freight

Between all points in the City of Fort Collins,
Colorado.

RESTRICTION:

Restricted against the transportation of ashes,
trash and other waste materials.

- (2) Transportation of

Coal, feed, household goods and building materials

Between all points within Larimer County, Colorado.

RESTRICTION:

Restricted against the rendition of any service along
U. S. Highway 287 between Fort Collins, Colorado and
Berthoud, 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.

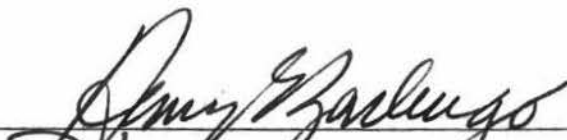

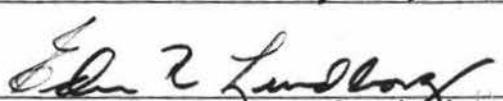
The tariff of rates, rules, and regulations of transferor shall, upon proper adoption notice, become and remain those of transferee until changed according to law and the rules and regulations of this Commission.

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 18th day of June, 1968.
ls

Original

(Decision No. 71447)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE THE PUBLICATION OF NATIONAL
MOTOR FREIGHT CLASSIFICATION A-10,
COLORADO PUC NO. 7

CASE NO. 1585

June 20, 1968

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On April 22, 1968, the National Motor Freight Traffic Association, Inc., Agent, H. J. Sonnenberg, Issuing Officer, 1616 P Street, N.W., Washington, D. C. 20036, filed National Motor Freight Classification A-10, Colorado PUC No. 7, cancelling A-9, Colorado PUC No. 6. Participating carriers and other provisions previously listed, and not brought forward herein, are hereby cancelled.

In Decision No. 68180, Dated September 14, 1966, the Commission instituted a continuing procedure for prescribing the changes as they occur, unless suspended.

The schedule will become the prescribed Rate Classes, Items (Rules) and Regulations, and provisions thereof, in Case No. 1585, on July 1, 1968, as provided in Rule No. 18C (1) (a) of the Rules of Practice and Procedure before the Public Utilities Commission of the State of Colorado.

The format herein used in the Appendix will be a deviation from previous decisions entered in Case No. 1585, pertaining to the classification to the extent that the changes published in NMFC A-10 normally would be shown in Appendix B. However, due to the voluminous matter contained therein, Appendix "B" will not be a part hereof. In the event any reference thereto should be required, the "official copy" is on file in the Commission's Office.

The justification furnished by the National Motor Freight Traffic Association, Inc., Agent, for the reissue of the classification changes and

revisions thereto, appear in Appendix "A" attached hereto.

Since the changes as proposed in NMFC A-10, Colorado PUC No. 7, appear to represent just, fair and reasonable Classes, Items (Rules), and Regulations, and provisions, the Commission finds that an order should be entered prescribing the same.

O R D E R

THE COMMISSION ORDERS:

1. That the Statement and Findings and Appendix "A" attached hereto, be, and they are hereby, made a part hereof.

2. That the Classes, Items (Rules) and Regulations and Provisions set forth in NMFC A-10, Colorado PUC No. 7, shall be the prescribed classes, items (rules) and regulations, and provisions 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-10, Colorado PUC No. 7, shall comply with the changes provided therein on July 1, 1968.

4. That on and after July 1, 1968, 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-10, Colorado PUC No. 7, shall cease and desist from publishing, demanding, or applying classes, items (rules) and regulations, and provisions which shall differ from the classes and items (rules) published in National Motor Freight Classification A-10, except call and demand common and Class B private carriers shall be subject to the penalty rule of twenty (20) percent.

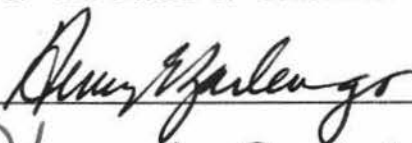
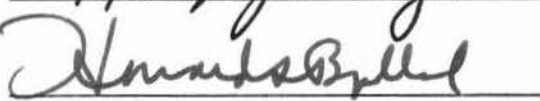

5. That this order shall not be construed so as to compel a private carrier by motor vehicle to be or become a motor vehicle common carrier or to subject any such private carrier by motor vehicle to the laws and liabilities applicable to a motor vehicle common carrier.

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. 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 June, 1968. av

Participating Carrier Section. In line with instructions from the NMFTA Standing Committee - Form and Construction of Tariffs - a four letter code has been assigned to each interstate motor common carrier participant in the NMFC. While also to serve other industry purposes, insofar as this classification is concerned, it is to provide another shortened means of carrier identification to be used by motor carrier owned non-profit tariff publishing bureaus in various of their tariffs. While termed "Alpha Code", it is not truly alphabetical in the strict sense of sequence nor will a strict alpha list of such abbreviations be provided in this classification since no purpose would be served by including such in this classification. It is expected that other tariffs using such "Alpha Codes" will provide their own alphabetical explanation of such codes. Of course this has no effect upon the list of participating carriers in this classification (and therefore is not "flagged" in any manner) and the participating carriers in the classification are still listed in strict alphabetical sequence by their full complete name as is required in ICC Tariff Circular MF 3 and related state commission regulations.

GENERAL

The following is quoted from minutes of October 2, 1967 meeting of NMFTA Standing Committee - Form and Construction of Tariffs.

"C. RULES CHANGED TO ITEMS IN NMFC

It was recommended that the next issue of NMFC would start the conversion from rule numbers to item numbers. NMFC A-10 would list a rule, for example, as "ITEM (RULE) 110". NMFC A-11, the reissue of NMFC A-10, would drop the word "rule" in parenthesis, from the listing. This two step transition will permit the subjective tariffs to convert as they are reissued and refer only to items of the NMFC instead of to rules.

This action was also ratified by the National Classification Committee at its October 7th meeting."

In view of the fact there are thousands of such words changed in A-10 only this general explanation is offered, particularly since this is more in the nature of a format change rather than a wording change.

Short Form B/L. It has been called to attention that the railroad classification Short Form B/L has been amended to remove reference to "Official, Southern, Western and Illinois and the words "Uniform Freight" substituted. Similar correction is now being made in NMFC short form B/L, which change in wording results in neither increases nor reductions in charges.

Rule 1 in
NMFC A-9
(Memo)

Rule 1 in NMFC A-9 merely provided a conversion table which serves no purpose in this reissue A-10 and is not being brought forward. While no specific cancellation of a "Rule 1" is shown, such cancellation is covered by the general "Cancellation Notice", shown on page 3 of NMFC A-10.

Item (Rule) 220
(D123, S187)

Being amended only to the extent of restricting its application so that it will apply only on "other than fibreboard boxes", which results in an increase.

Item (rule) 222	A new rule to more properly reflect the construction requirements of fibreboard boxes being shipped in commerce today for the express reason that it is very similar to the rail's rule for fibreboard boxes. Restrictive provisions of new item (rule) results in an increase
Item (rule) 265 (D130-S51)	Pallets, Platforms, Racks, shipping, NOI, or Skids for lift trucks. Rule description broadened to embrace "Racks" for tariff clarification in view of the amendment of item 150390, and therefore results in a reduction.
Item (rule) 290 (D123, S187)	Being cancelled because it is incorporated in Section 5 of item (rule) 222. This change in wording results in neither increases nor reductions in charges.
Item (rule) 293 (D123,S187)	Being cancelled because it is incorporated in Section 13 of Rule 222. This change in wording results in neither increases nor reductions in charges.
Item (rule) 310 (Memo)	References to "Note 4" removed since Note 4 expired 10/18/67 as was scheduled and is no longer a part of this rule and this explanation is offered merely to assure no misunderstanding. This change to delete obsolete (expired) words results in neither increases no reductions.
Item (rule) 430 (D129, S92)	Sec. 9 & 10, Rule section amended for tariff clarification and simplification to more adequately indicate nature of motor carriers C.O.D. service. The rewording may result in technical increases and reductions.
Item (Rule) 540 (Memo)	Self-explanatory "Note 1" added to this rule for an indefinite period, which change in wording results in neither increases nor reductions in charges.
Item (Rule) 595 (Memo)	<p>In NMFC A-8, Rule 140 (now Item (Rule) 595) was titled "Alteration of Charges" and the rule pertained to (1) LTL vs. TL charges and (2) TL classes and minima of an alternate nature. When Rule 140 was renumbered in A-9 the title was changed to "Maximum Charge" and the language of the rule itself was unchanged. However, under Natl. Clfn. Board action on Subject 173, Docket 119, the language of the rule was changed (as explained when published in a supplement). There is a possibility of the contention being advanced that the rule as now written allows "bumping" from a specific density based class to <u>any</u> other density based class on the same commodity (example item 24400) to produce a lower charge.</p> <p>The original rule provisions could not have permitted such contention, and it was not contemplated that the revised language was to permit such contention; therefore, it is the Natl. Clfn. Board's desire to preclude the possibility of such contention by retitling the rule as indicated.</p> <p>Normal tariff application is by the precise terms of any rule and the title identification nomenclature usually has no effect upon its application. Therefore this change in wording of title results in neither increases nor reductions in charges.</p>

Item (Rule) 680 A new provision is being added to Section 1 (c) for clarification purposes. Where reference is made to various packaging terms, reference is made as to what section of the item (rule) is applicable.
(D123,S187)

Section 10 being cancelled as the provisions are incorporated in Section 3 of item (rule) 222.

Those changes in wording result in neither increases nor reductions in charges.

Item (rule) 685 Lines 8 and 27 (now 28) are being amended only to the extent that they provide for boxes meeting the requirements of item (rule) 222. This restriction results in an increase. New line 9 provided for alternation of non-complying boxes, and required the renumbering of subsequent lines.
(D123,S187)

GENERAL CHANGES IN THE "ARTICLES" SECTION

(Docket 123-Subject 187). The following items are being amended only to the extent of making reference to new, revised or renumbered packages. The reference to a new package (not heretofore authorized in the classification) provides the shipper with alternatives, and such broadened application results in reductions. Some few (primarily cancellation of a given package number) may result in increases and others (primarily renumbered packages) may result in both increases and reductions depending on the technical wording of the instant package. Each item is "flagged" but to repeat this general explanation in this Appendix at each point where the almost 500 items would appear would unduly enlarge this Appendix and therefore this general change is being explained only at this point, but concerns the following items:

3040	19300	32100	42400	47830	55990
3060	19860	33010	42410	47840	56020
4280	21180	33440	42420	48580	56040
4460	23900	34300	43500	49160	56060
4620	23940	35440	43800	49300	56080
11760	24700	36540	43870	49340	56170
11800	25840	38820	43940	49375	56210
11900	26020	38870	44380	49880	56240
12300	26100	38900	44520	49910	56760
13120	26420	38910	45440	49920	57430
13280	26460	39160	45900	50025	58340
13530	26520	39210	46220	50140	58520
13540	26760	39250	46230	50340	58770
13580	26800	39260	46380	50855	59320
13630	26860	39280	46390	50859	59420
14100	27180	39640	46510	51430	60630
15520	27260	39650	46590	53060	60680
15620	27410	39970	46670	53100	60820
15730	27440	40000	46920	53120	60960
15770	27450	40040	46990	53220	61260
17160	27520	40580	47500	53560	61300
17540	27980	41670	47510	54120	61380
18660	28160	42370	47530	55400	61400
18850	29510	42380	47770	55470	61480
18990	29820	42390	47810	55890	61620

61700	73730	87820	109830	133050	159320
61900	73750	87970	111150	133300	159380
61920	73860	88150	111180	133350	159390
61940	73880	88220	111450	134430	159870
62040	74020	88500	111470	134530	160830
62200	74030	89330	111473	134620	160850
62420	74110	89430	114820	139160	161560
62820	74380	89450	115530	141740	162812
62860	74445	89550	115740	144310	162813
62900	74450	89650	115780	144800	164490
62920	74520	91260	115840	148960	168800
62940	74680	93460	116040	149420	170580
62960	74710	93470	116210	149580	171800
63035	74800	94500	116480	150070	173270
63120	74820	95180	117340	150090	175080
63240	74910	95200	117520	150650	176060
63260	75170	95760	118250	150740	176070
63472	75320	96300	119480	151460	176080
63476	75340	96320	119540	151480	176090
65560	77140	96630	119560	152310	176540
67060	77160	96640	119890	152500	176950
67400	77400	96660	121310	152800	177200
69120	77420	97050	122920	152840	177220
69430	79021	97840	122950	153000	179160
71000	79022	97940	122960	153020	179260
71285	80250	98070	122980	153440	179660
71590	83980	98390	123020	153960	180340
72060	84100	100080	124260	155210	183080
72160	84120	101260	124420	155290	183240
72580	84180	103020	124600	155350	184710
72680	84260	103500	125750	155750	186590
72760	84265	103700	125760	156200	186630
72800	86523	105000	127600	156600	187620
72970	86540	105840	128040	156602	187680
73140	86560	106500	128220	156640	188280
73180	86580	106510	128400	156835	188610
73240	86730	106650	129740	156840	188700
73280	86830	107000	129820	156870	190300
73350	86840	107660	129840	156900	190340
73500	87500	108550	129880	157320	190460
73540	87513	109500	131020	158300	194020
73550	87540	109550	131670	158460	196500
73600	87720	109600	132650	158990	197720
73670	--	--	132840	159050	199970
					200260

SPECIFIC CHANGES IN ITEMS IN "ARTICLES" SECTION OF THIS REISSUE (other than explained above)

Below is a summary list of item numbers in which changes are being proposed as a result of regular docket procedure of the National Classification Board. "*" indicates a new item. Following this summary list there appears in proper numerical item number sequence a detailed explanation as to the National Classification Board's reasons for approving publication thereof. Where reference is shown to "D ? S ?", this is the docket and subject number under which identification that particular change was considered by the National Classification Board under its established rules of procedure.

(item numbers follow on page 5a)

10620	33480	*62652	86737	*115920	*145002
10640	*33540	*62654	86922	115980	150390
16542	39140	63240	88000	121850	*152470
*17555	*40395	68077	88500	127275	153020
17560	40400	*68095	93600	128240	161660
*17698	41060	*74650	*98520	*133120	164450
*18492	43350	75470	107860	134215	*165540
*18493	47790	*84170	*108055	134216	168800
19097	49040	*84172	*108056	134217	*168802
21600	*49042	*84705	*108110	136800	179660
*24430	*50929	*84706	*108112	138890	191390
*24432	60720	85400	108140	138892	191540
29281	*62650	86730	108142	*138893	*194090
			109720	145000	200420

10620 (D130-S35)	Band Cutters and Self Feeders combined. Investigation indicates this description is obsolete and should be removed from the tariff. No objections to cancellation were received. Restricting the classification to no longer apply on this commodity per se results in an increase insofar as this item is concerned.
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10640 (D130-S35)	Band Cutters, Self Feeders and Wing Bundle Carriers combined. Investigation indicates this description is obsolete and should be removed from the tariff. No objections were received. Restricting the classification to no longer apply on this commodity per se results in an increase insofar as this item is concerned.
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16542 (D129-S88)	Note amended to permit the application of item 16540 to sets consisting of golf clubs packed inside of a golf club bag, which broadened application results in a reduction.
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*17555 17560 (D130-S13)	Targets, cork composition. Targets or Target Butts or Matts. TL minimum weight factor changed to more adequately reflect the loadability of this commodity, which results in an increase. New item added to specifically provide for this commodity. Classes assigned are reflective of the transportation characteristics of this commodity. Density is 18 pounds per cubic foot with a value of 14½ cents per pound.
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*17698 (D128-S9)	Tubes, golf club shaft protector or separator. Average density of 5.6 pounds and value characteristics of 28 cents per pound warrant classes being assigned against a specific description needed to preclude controversy as to classes applicable.
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*18492 *18493 (D130-S19)	Devices, skid or centrifugal force control. New item being added for a vehicle skid control device having a density of 141 pounds per cubic foot and a value of 66 cents per pound. Note being added as explained above.
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19097 (D131-S20)	Parts, body, windows, rear. Item names automobile rear windows (rear windows for convertibles) which were subjected to the provisions of Sub 3 at class 200 LTL because they are not nested. Density is 16 to 18 pounds per cubic foot which does not warrant classes higher than those provided in Sub 2 of item 18261 covering Body Parts, NOI, having a density of 10 pounds per cubic foot or greater, which will be applicable after cancellation of the specific description. Restricting the application of item 19097 to no longer apply on rear windows per se results in an increase insofar as amendment of item 19097 is concerned.
21600 (D130-S34)	Bark, mangrove. Investigation indicates description is obsolete and should be removed from tariff. No objections were received. Restricting the classification to no longer apply on this commodity per se results in an increase.
*24430 *24432 (D129-S66)	Boards or Panels, shelf, shelving or room divider. New item added to the classification at shipper's request to specifically provide for this commodity. Classes assigned are reflective of the transportation characteristics. Density ranges from 17.8 to 29 pounds per cubic foot and value ranges from 43 cents to 66 cents per pound. New Note added in connection with new item 24430 to allow accompanying fittings, brackets or fasteners required for installation.
29281 (D130-S6)	Boxes, fibreboard, without wooden frames, other than corrugated. Item description amended for tariff clarification and simplification to remove language no longer used, which restrictive revision results in an increase.
33480 33540	Item 33480 (A9) renumbered as Item 33540 to place "Wooden" in proper alphabetical sequence, which change results in neither increases nor reductions.
39140 (D130-S46)	Button Blanks, clam or mussel shell, or plastic. Item description changed to include plastic button blanks which have transportation characteristics warranting the classes applicable to clam or mussel button blanks, which broadened application of item results in a reduction. Density for plastic blanks is 33 to 36 pounds per cubic foot, with a value of 90 cents per pound.
*40395 40400 (D122-S30)	Caps, Covers, Discs, Ends, Banks, Rings or Tops. Specific provision for plastic caps, covers, according to their type will allow establishment of classes appropriate to density characteristics involved, i. e. Class 70 for weighted average density of 18 pounds and 100 pounds for weighted average density of 8.4 pounds. The change in description in item 40400 results in both increases and reductions, and item 40395 is a new item.
41060 (D129-S5)	Containers, steel, 16 gauge or thicker. Description being changed to clarify its application and eliminate the need for the confusing provisions which carry the same classes. This change in wording results in neither increases nor reductions in charges.

43350 Barium Chloride. This is a new package being added to the classification in connection with item 43350 covering barium chloride. This was a shipper request and the recommended package was tested under the provisions of item (rule) 689 of the classification. The package tested merits its inclusion in the classification. This is a broadening of the application of this item and therefore results in a reduction.

47790 Cigars, tobacco. This is a shipper proposal to specifically provide for a new package for the shipment of cigars. The package (Package 2063) was tested under Rule 689 of the classification and the results merit its inclusion in the classification. This is a broadening of the application of the item and therefore results in a reduction.

49040 Blankets, NOI. Classes being established in Sub 2 for blankets made of synthetic fibre or synthetic fibre combined with natural fibres which reflect densities of 4.73 and 3.76 pounds per cubic foot, respectively. Classes in Sub 2 for natural fibre blankets reflect densities averaging approximately 5.5 pounds per cubic foot for cotton and approximately 7 pounds per cubic foot for wool.

Note added to clarify application of item 49040 being amended as explained above. These changes result in increases.

*50929 Conduit or Loom. Item being established to cover conduit or loom manufactured of woven paper, rayon or cotton. Classes in Sub 1 reflect densities, an average density of 11.03 pounds per cubic foot and a value of \$1.30 per pound. Classes in Sub 2 reflect an average density of 6.5 pounds per cubic foot with a value remaining about the same as that for products embraced by Sub 1.

60720 Dry Electric Storage Batteries. This is a shipper proposal to specifically provide for a new package for dry electric storage batteries. Package 2064 was tested under Rule 689 of the classification and the results warrant its inclusion in the classification. This is a broadening of the package provisions of the item, which therefore results in a reduction.

*62650 Semi-Conductor Parts, electric. Now provision added at shippers request to permit movement of articles valued at from \$1.58 to \$41.00 per pound, which otherwise might be refused because of their extraordinary value. Shippers assisted carriers in obtaining released rates authority from ICC.

63240 Switchboards or Switchboard Parts, NOI. Package 514 is being cancelled and reference to such package is being eliminated from item 63240 in that the package is obsolete. The elimination of this package restricts the application of this item to no longer use this package, and therefore results in an increase.

68077 Bumpers, boat or dock. Item description amended for tariff clarification amended for tariff clarification to avoid conflict with item being added as explained below, which change restricts the application of item 68077 per se and therefore results in an increase as to the application of item 68077.

*68095 (D130-S49)	Bumpers, boat or dock, rubber. New item added to the classification to embrace articles formerly contained in item 68077. Classes assigned are reflective of the transportation characteristics of the commodity. Density is 28.7 pounds per cubic foot and value \$1.14 per pound.
*74650 (D128-S13)	Salads, vegetable, with or without dressings. New item being established to provide for prepared salads which requires protective service or special handling because of its perishable nature. Density ranges from 15.4 to 20.1 pounds per cubic foot and has a value of 15 to 25 cents per pound.
75470 (D130-S68)	Yeast, compressed or not compressed. This is a shipper proposal to specifically provide for a new package for yeast. Package 2062 was tested under Rule 689 of the classification and the results warrant its inclusion in the classification. This is a broadening of the package provisions of the item, which therefore results in a reduction.
*84170 *84172 (D128-S11)	Games, card, children's. New item added to the classification to specifically provide for this commodity at shipper's request. Classes assigned are reflective of the transportation characteristics of the product. Density ranges from 15.5 to 33.5 pounds per cubic foot and value averages 50 cents per pound. New note added in connection with new item 84170 to more clearly indicate the application of the item description.
*84705 *84706 (D129-S59)	Sets, road race. This is a new item to provide specific classes for race sets which are justified on the basis of the shipping characteristics and values. Densities of sets range upward from 12 pounds per cubic foot. New note added to properly restrict application of item to sets without assembled track layouts and not for commercial operation.
85400 (memo)	The word "non-inflammable" is being changed to "non-flammable" to remove the redundancy, which results in neither increases nor reductions
86730 86737 86922 (Memo)	Note formerly identified as item 86922 has been renumbered as 86737 to place it closer to the item which makes reference thereto. This change results in neither increases nor reductions in charges.
88000 (D128-S62)	Fish Globes. Cancellation of item 88000 will allow application of the Glassware, NOI item which will simplify billing for shippers and carriers. Presently globes or shades must be shown separately on bills of lading because of individual items. These are the only articles shipped by the glass manufacturers in mixed shipments which are not included in the Glassware, NOI item. Cancellation of this item restricts the application of the classification to no longer apply on this commodity, per se, which therefore results in an increase insofar as this item 88000 is concerned.

88500 (D129-S95)	Glass Drain Line Pipe. This is a shipper proposal to specifically provide for a new package for glass drain line pipe. Package 2066 was tested under Rule 689 of the classification and the results warrant its inclusion in the classification. This is a broadening of the package provisions of the item, which therefore results in a reduction.
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93600 (D128-S3)	Brackets, Bushings, Joints, Mounts or Mountings, NOI. Item amended at shipper's request to provide classes reflecting transportation characteristics of an average density of 92 pounds per cubic foot and an average value of 45 cents per pound, which change in LTL class results in a reduction.
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*98520 (D130-S40)	Heaters, orchard. Description being added to provide for a new orchard heater consisting of a concrete block filled with a wax substance. Density is 53 pounds per cubic foot and the value is 5.2 cents per pound.
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107860 (D129-S71)	Kettles, canning. LTL and TL classes and minimum weight factors changed to more adequately reflect the transportation characteristics of their articles, which results in increases in classes and reduction in minimum weight factor. Density ranges from 6.9 to 13.2 pounds per cubic foot.
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*108055 *108056 (D130-S28)	Kits, copying maching supply. New item added to the classification to specifically provide for this commodity. Classes assigned are reflective of the transportation characteristics of the commodity. Density is 36 pounds per cubic foot with a value of 44 cents per pound. New note added in connection with item 108055 to clearly indicate the contents of the kit.
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108110 108112 108140 108142 (Memo)	Kits, baby nursing. A9 items 108140 and 108142 renumbered as 108110 and 108112 in A-10 to place these items in proper alphabetical sequence, which change results in neither increases nor reductions in charges.
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109720 (D128-S62)	Lantern Gloves or Shades. Cancellation of item 109720 will allow application of the Glassware, NOI item which will simplify billing for shippers and carriers. Presently globes or shades must be shown separately on bills of lading because of individual items. These are the only articles shipped by the glass manufacturers in mixed shipments which are not included in the Glassware, NOI item. Cancellation of this item restricts the application of the classification to no longer apply on this commodity, per se, which therefore results in an increase.
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*115920 115950 (D128-S53)	Embossing Machines, address plate. Item description being amended to include address plate embossing machines which is actually what a "Graphotype" machine is and "Graphotype" being eliminated from the classification as this is a patented machine for embossing address plates. The removal of "graphotype" per se, restricting the application of the item, results in an increase, and the broadening to include "embossing" results in a reduction. To preserve alphabetical sequence, item 115980 is being cancelled, and provisions added as new item 115920.
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121850
(D129-S67) Gear Cutting Machines. Item amended at shipper's request to reflect transportation characteristics of 32.5 to 36.4 pounds per cubic foot and a value of \$2.54 to \$2.83 per pound. Change in LTL class results in a reduction.

127275
(129-S8) Propeller or Propeller Wheels, etc., Steel, NOI. Information developed in connection with the transportation characteristics of steel which embraced by item 127275 indicated the inadequacy of present classes. Average densities for the products of the two largest manufacturers of 10.24 and 9.93 pounds per cubic foot warrant increasing to classes of Class 85 LTL.

128240
(D130-S36) Register Operating Devices. Investigation indicates this description is obsolete and should be removed from tariff. No objections to cancellation were received. Restricting the classification to no longer apply on this commodity per se results in an increase insofar as this item is concerned.

*133120
(D130-S39) Wheels, Potters'. New item added to the classification to specifically provide for this commodity. Classes assigned are reflective of the transportation characteristics of the product.

134215
134216
134217
(Memo) These items expired 12/18/67 as scheduled and after that date were no longer a part of NMFC A-9. While not a change, and not necessary to mention here, this explanation is merely to preclude any possible question.

136800
(D130-S16) Meters, flow, NOI, other than flumes. Item description amended to more clearly indicate the type of meters embraced within the entry in the interest of tariff clarification. Restricting the application of this item results in an increase.

138890
138892
*138893
(D130-S8) Drums, snare, or Bongos. Item description broadened (which results in a reduction) to include "Bongos" drums which have similar transportation characteristics. Density ranges from 7.1 to 14.2 pounds per cubic foot and value averages \$1.20 per pound. Wording of certification changed which results in neither increases nor reductions.

New note added to clearly explain the type of "Bongos" intended to be included.

145000
*145002
(D127-S22) Oils, lubricating, NOI, or Silicone Emulsions. Item amended at shipper's request to provide for silicone emulsions containing not less than 60 percent water which broadened application results in a reduction. Density ranges from 31.98 to 46.7 pounds per cubic foot with an average value of 97.5 cents per pound.

New note being added in connection with the provisions for silicone emulsions being added to item 145000 as explained above.

150390-A (D130-S51)	Pallets, Platforms, Racks, shipping, NOI, or Skids for lift trucks. Item description amended to embrace shipping racks designed for use with lift trucks and now class breaks assigned for application depending upon the design of the particular pallet, platform or skid or rack. Classes assigned are reflective of the transportation characteristics of the various designed types. This change results in both increases and reductions.
*152470 (D129-S33)	Charts or Paper, recording instrument. New item added to the classification to specifically provide for this commodity at shipper's request. Classes are reflective of the transportation characteristics. Density ranges from 24.0 to 41.72 pounds per cubic foot. Value for non-sensitized averages \$1.62 and for sensitized \$4.48.
153020 (D129-S97)	Paper Facial Cleansing Tissue. This is a shipper proposal to specifically provide for a new Package for paper facial cleansing tissue. Package 2065 was tested under Rule 689 of the classification and the results warrant its inclusion in the classification. This is a broadening of the package provisions of the item which therefore results in a reduction.
161660 (D129-S33)	Charts, automatic recording device. "NOI" added for tariff clarification to avoid conflict with new item 152470 being added, explained above. The restriction ("NOI" of this item results in an increase insofar as this item is concerned.
164450 (D130-S51)	Racks, shipping, steel, item cancelled for tariff clarification. Cancellation, referring to item 150390, results in both increases and reductions.
*165540 (D130-S7)	Brake Regulators, mechanical. New item added to the classification to specifically provide for this commodity. Classes assigned are reflective of the transportation characteristics. Density is 66.5 pounds per cubic foot with a value of \$1.01 per pound.
168800 *168802 (D123-S37)	Rayon or Acetate Fibre, NOI. Note added to the item to restrict application to articles having a density of 12 pounds or more per cubic foot, thus eliminating use of the item on new light density yarns, and which restriction results in an increase.
179660 (D124-S38) (D128-558)	Straws, drinking, paper or plastic, in boxes. Item description changed to include plastic straws which have similar transportation characteristics. In addition, LTL and TL classes and minimum weights have been changed to more adequately reflect the transportation characteristics of the involved commodities. This results in both increases and reductions.
191390 (D130-S37)	Bow Sockets. Investigation indicates this description is obsolete and should be removed from tariff. No objections to cancellation were received. Restricting the classification to no longer apply on this commodity per se results in an increase insofar as this item is concerned.

191450 (D130-S37)	Carriage or Wagon Irons, NOI. Investigation indicates this description is obsolete and should be removed from tariff. No objections to cancellation were received. Restricting the classification to no longer apply on this commodity per se results in an increase insofar as this item is concerned.
*194090 (D129-S63)	Seals or Washers, packing uncured rubber. New item added to the classification to specifically provide for this commodity at the shipper's request. Classes assigned are reflective of the transportation characteristics of these articles, since the density range is from 35 to 95 pounds per cubic foot and value ranges from 45 cents to 60 cents per pound.
200420 (D123-S37)	Yarn, knitting, wool, rayon, acetate or synthetic fibers dyed. Knitting yarn item description amended to allow application to synthetic fiber yarns in addition to wool yarns, which broadened application results in a reduction. Balance of changed description could result in increases.

GENERAL CHANGES IN "SPECIFICATIONS FOR NUMBERED PACKAGES" (Docket 123 - Subject 187). The following new, revised or renumbered packages are exceptions to new rule 222 and generally have broadened application (and therefore result in reductions) altho some cancellations and renumbering may result in increases.

88	226	792	866	950	1041
170	229	801	868	956	1044
171	233	804	869	964	1046
172	234	806	870	966	1048
173	236	807	872	967	1049
174	239	810	875	969	1054
175	240	811	877	970	1055
176	241	813	878	972	1056
177	243	814	881	974	1057
178	248	816	882	975	1058
179	257	817	886	976	1060
180	272	818	887	977	1061
182	273	822	890	979	1062
183	275	823	894	982	1063
184	277	824	895	985	1065
185	279	825	896	988	1066
187	307	826	897	991	1067
192	363	827	899	992	1068
193	448	828	900	994	1069
195	495	840	901	995	1071
197	498	841	902	996	1073
204	499	842	903	1002	1074
206	501	846	907	1003	1075
207	503	847	910	1007	1076
208	546	849	913	1008	1078
211	677	850	917	1009	1079
213	727	851	919	1010	1080
214	735	852	920	1021	1081
215	776	853	928	1022	1082
217	783	854	932	1025	1083
219	786	858	933	1027	1085
220	787	859	936	1033	1086
221	788	861	938	1035	1088
223	789	864	943	1036	1089
224	790	865	948	1040	1090

1095	1181	1260	1333	1409	2003
1096	1184	1261	1335	1410	2004
1097	1185	1264	1340	1413	2005
1103	1187	1265	1342	1414	2006
1104	1188	1271	1343	1415	2007
1107	1189	1273	1344	1416	2008
1108	1191	1274	1346	1417	2009
1109	1195	1275	1350	1418	2010
1114	1196	1276	1351	1419	2011
1115	1198	1277	1352	1420	2012
1116	1199	1279	1353	1421	2013
1119	1201	1280	1355	1422	2014
1120	1202	1282	1356	1423	2015
1121	1203	1283	1359	1424	2016
1122	1204	1284	1360	1425	2017
1123	1206	1286	1362	1426	2018
1124	1210	1287	1363	1427	2019
1127	1212	1288	1365	1428	2020
1128	1213	1289	1366	1429	2021
1129	1214	1290	1367	1430	2022
1132	1215	1291	1370	1433	2023
1134	1216	1295	1371	1435	2024
1136	1217	1296	1373	1437	2025
1141	1218	1297	1375	1438	2026
1142	1222	1298	1376	1439	2027
1143	1224	1301	1379	1440	2028
1144	1225	1302	1382	1441	2029
1145	1228	1303	1383	1442	2030
1146	1229	1304	1384	1443	2031
1148	1230	1305	1387	1444	2032
1149	1231	1306	1389	1446	2034
1154	1233	1307	1390	1447	2035
1159	1237	1308	1391	1448	2037
1160	1238	1309	1392	1449	2038
1161	1239	1311	1393	1450	2041
1164	1241	1314	1394	1451	2043
1168	1242	1317	1395	1453	2044
1170	1243	1320	1397	1454	2045
1172	1246	1321	1398	1455	2046
1174	1247	1322	1400	1456	2047
1176	1251	1324	1401	1457	2055
1177	1252	1326	1402	1458	2056
1178	1254	1327	1403	1459	2057
1179	1255	1329	1404	2000	2058
1180	1256	1330	1405	2001	2059
			1406	2002	2060

SPECIFIC CHANGES IN MISCL PACKAGES (Other than explained above)

Pkg. 514	Pkg. 2062	Pkg. 2063	Pkg. 2064	Pkg. 2065	Pkg. 2066 Pkg. 2067
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Pkg. 514 (D129-S100)	Package 514 cancelled, account obsolete. Since this package will no longer be permitted after cancellation, this restricts the application of the classification and therefore results in an increase.
Pkg. 1000 (D123-S187)	Package 1000 cancelled because it is incorporated in Sec. 3 of new Rule 222, and therefore this cancellation results in neither increases nor reductions.
Pkg. 2062 (D130-S68)	This is a shipper proposal to specifically provide for a new package for yeast. Package 2062 was tested under Rule 689 of the classification and the results warrant its inclusion in the classification. New package, broadening the application of the classification, results in a reduction.
Pkg. 2063 (D130-S63)	This is a shipper proposal to specifically provide for a new package for the shipment of cigars, (item 47790). The package (2063) was tested under Rule 689 of the classification and the results merit its inclusion in the classification. This is a broadening of the packaging provisions, and therefore results in a reduction.
Pkg. 2064 (D129-S101)	This is a shipper proposal to specifically provide for a new package for dry electric storage batteries. Package 2064 was tested under Rule 689 of the classification and the results warrant its inclusion in the classification. Broadening the application of the classification to include this new package results in a reduction.
Pkg. 2065 (D129-S97)	This is a shipper proposal to specifically provide for a new package for paper facial cleaning tissue. Package 2065 was tested under Rule 689 of the classification and the results warrant its inclusion in the classification. Broadening the classification application to include this new package results in a reduction.
Pkg. 2066 (D129-S95)	This is a shipper proposal to specifically provide for a new package for glass drain line pipe. Package 2066 was tested under Rule 689 of the classification and the results warrant its inclusion in the classification. Broadening the classification application to include this new package results in a reduction.
Pkg. 2067 (D131-S33)	This is a new package being added to the classification in connection with item 43350 covering barium chloride. This was a shipper request and the recommended package was tested under the provisions of item (rule 689 of the classification. The package tested merits its inclusion in the classification. This is a broadening of the package provisions and therefore results in a reduction.

GENERAL CHANGES IN "F" PACKAGES (Docket 123-Subject 187). The proposed revision of the following "F" packages is for clarification (which results in neither increases nor reductions in charges) by substituting reference to rule 222 in lieu of theretofore reference to note item 79021.

1F	23F	47F	60F	77F	94F
2F	24F	49F	61F	80F	95F
6F	25F	50F	64F	83F	96F
7F	26F	51F	66F	84F	97F
8F	36F	52F	67F	85F	98F
10F	37F	53F	68F	86F	99F
14F	38F	54F	69F	87F	101F
15F	39F	55F	70F	88F	106F
16F	40F	57F	72F	89F	(See Note)
19F	45F	58F	73F	91F	110F
21F	46F	59F	75F	92F	111F
				93F	112F

(Note - In Package 106F, reference to Package 1000 deleted and reference to rule 222 added in lieu).

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Original

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF INCREASED CHARTER)	
COACH CHARGES, NATIONAL BUS TRAFFIC)	
ASSOCIATION, INC., AGENT, CHARTER)	<u>Investigation and Suspension</u>
COACH TARIFF NO. A-405, COLORADO)	<u>Docket No. 608</u>
PUC NO. 145)	

June 18, 1968

STATEMENT AND FINDINGS

BY THE COMMISSION:

By Decision No. 71340, dated May 23, 1968, the operation of schedules of increased charges for the transportation of passengers in charter coach movements, as published in National Bus Traffic Association, Inc., Agent, 5th Revised Page B-2, Original Page C-7, and 8th Revised Pages B-3 and B-4 to Colorado-Utah Area Charter Coach Tariff No. A-405, Colorado PUC No. 145; on behalf of the motor vehicle common carriers of passengers participating therein, making changes in the table numbers to be used in determining the charges under Sections B and C of the Tariff, scheduled to become effective May 25, 1968, and June 25, 1968, was suspended and the use thereof deferred until September 20, 1968.

Respondent's Counsel, by letter dated June 11, 1968, advises that it would be physically impossible to prepare the required data in the time allotted before the hearing set for July 17, 1968, and that it would be very expensive to prepare this data. Since it is contemplated that a new rate filing will be made for passenger and express service, it is deemed inadvisable by the carriers to prepare the voluminous data required for charter service only. It has, therefore, been concluded that data will be prepared covering all three services and then a new rate filing will be made, seeking overall increases. It is the desire of the carriers involved to withdraw their present charter increase

application and request the Commission to enter an order permitting said carriers to withdraw the charter tariffs now under Investigation and Suspension in Docket No. 608.


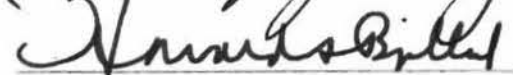

Upon consideration of said request, the Commission finds that the respondents should be allowed to withdraw the referenced suspended matter, and that the proceeding under Investigation and Suspension Docket No. 608 should be discontinued.

O R D E R

THE COMMISSION ORDERS:

1. That the Statement and Findings herein be, and they are hereby, made a part hereof.
2. That the respondents herein be, and they are hereby, notified and required to cancel 5th Revised Page B-2, Original Page C-7, 1st Revised Page C-7, and 8th Revised Pages B-3 and B-4 to Colorado-Utah Area Charter Coach Tariff No. A-405, Colorado PUC No. 145, referred to in Decision No. 71340, dated May 23, 1968, on or before July 8, 1968, upon notice to the Commission and to the general public by not less than one (1) day's filing and posting in the manner prescribed by law and the rules and regulations of the Commission.
3. That Investigation and Suspension Docket No. 608, presently set for hearing on July 17, 1968, in the Commission's Hearing Room at Denver, Colorado, be, and the same hereby is, vacated and the proceeding discontinued.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioner

Dated at Denver, Colorado, this
18th day of June, 1968. av

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
WILLIAM R. TALBERT, 2364 WEST)	
COSTILLA AVENUE, LITTLETON, COLORADO,)	
FOR A CLASS "B" PERMIT TO OPERATE)	<u>APPLICATION NO. 23176-PP</u>
AS A PRIVATE CARRIER BY MOTOR)	
VEHICLE FOR HIRE.)	

June 18, 1968

Appearances: William R. Talbert, Littleton,
Colorado, pro se.

STATEMENT OF PROCEDURE AND RECORD

BY THE COMMISSION:

On May 6, 1968, the above-entitled application was filed requesting authority to operate as a Class "B" private carrier by motor vehicle for hire for the transportation service as specifically set forth in said application.

After due and proper notice to all interested persons, firms or corporations, the application was heard by Robert L. Pyle -- duly designated by the Commission as an Examiner for the purpose of conducting the hearing on said application -- who, pursuant to the provisions of 1963 CRS 115-6-9 (2), has transmitted to the Commission the record and exhibits of the instant proceeding together with a written statement of his Findings of Fact and Conclusions.

The record transmitted by the Examiner discloses that no one appeared at the hearing to intervene or to protest the granting of the authority as requested.

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

Specifically, the submitted Examiner's Findings of Fact and Conclusions read as follows, to-wit:

EXAMINER FINDINGS OF FACT

1. Applicant is an individual.
2. Applicant does not hold previously granted authority from this Commission.
3. Applicant has sufficient equipment, experience and net worth, 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 authority will be in the public interest and should be granted as hereinafter set forth.

EXAMINER CONCLUSIONS

That the Commission make and enter its Order granting the application and authorizing Applicant to operate as a private carrier by motor vehicle for hire with authority as follows:

"Transportation of

- (1) Sand, gravel and other road-surfacing materials used in the construction of roads and highways
- From pits and supply points in the State of Colorado to road jobs, mixer and processing plants within a radius of one hundred (100) miles of said pits and supply points;
- (2) Sand and gravel
- From pit and supply points in the State of Colorado to railroad loading points and to homes and small construction jobs within a radius of one hundred (100) miles of said pits and supply points;
- (3) Sand, gravel, dirt, stone and refuse
- From and to building construction jobs, to and from points within a radius of one hundred (100) miles of said jobs;
- (4) Insulrock
- From pits and supply points in the State of Colorado to roofing jobs within a radius of one hundred (100) miles of said pits and supply points;

RESTRICTION:

This Permit is restricted against the use of tank vehicles when transporting road-surfacing materials."

The Commission has given careful consideration to the record and exhibits in the above-entitled proceeding and to the Findings of Fact and Conclusions submitted by the Examiner. Now, therefore, pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission specifically adopts the submitted Findings of Fact and Conclusions of the Examiner, as hereinabove set forth, and, in accordance therewith, makes and enters the following Order.

O R D E R

THE COMMISSION ORDERS:

That William R. Talbert, Littleton, Colorado, be, and hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire for the following:

Transportation of

(1) Sand, gravel and other road-surfacing materials used in the construction of roads and highways

From pits and supply points in the State of Colorado to road jobs, mixer and processing plants within a radius of one hundred (100) miles of said pits and supply points.

(2) Sand and gravel

From pits and supply points in the State of Colorado to railroad loading points and to homes and small construction jobs within a radius of one hundred (100) miles of said pits and supply points.

(3) Sand, gravel, dirt, stone and refuse

From and to building construction jobs, to and from points within a radius of one hundred (100) miles of said jobs.

(4) Insulrock

From pits and supply points in the State of Colorado to roofing jobs within a radius of one hundred (100) miles of said pits and supply points.

RESTRICTION:

This Permit is restricted against the use of tank vehicles when transporting road-surfacing materials,

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

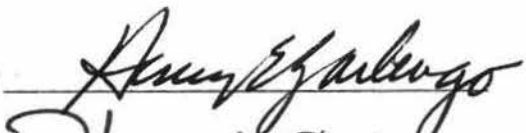
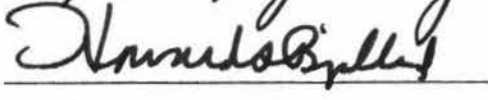

That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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 18th day of June, 1968.

mp

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)

WILLIAM A. AND MANUEL GREENBERG)
DBA UNIVERSITY TV CENTER)
1730 East Evans)
Denver, Colorado 80210)

AUTHORITY NO. M 8565

CASE NO. 3063-M-Ins.

June 19, 1968

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On June 11, 1968 , 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.

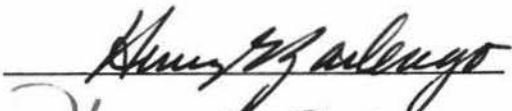
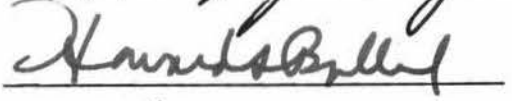

O R D E R

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 June, 1968 .

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF THE)
DEPARTMENT OF HIGHWAYS, STATE OF COLORADO,)
FOR AUTHORITY TO CONSTRUCT, OPERATE AND)
MAINTAIN HIGHWAY/RAILROAD GRADE SEPARATION)
STRUCTURE OVER PASSING THE DENVER AND RIO)
GRANDE WESTERN RAILROAD COMPANY MAINLINE)
TRACK AND RIGHT OF WAY AT MILEPOST 115)
PLUS 1585 FEET, LOCATED IN THE SOUTHEAST)
QUARTER OF SECTION 13, TOWNSHIP 20 SOUTH,)
RANGE 65 WEST, SIXTH PRINCIPAL MERIDIAN,)
IN PUEBLO COUNTY, STATE OF COLORADO.)

APPLICATION NO. 22920

June 20, 1968

S T A T E M E N T

BY THE COMMISSION:

On November 14, 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 construction of highway overpass structure at the highway-railroad crossing as noted above.

Other explanatory material as submitted with the instant application includes:

Exhibit A - Copy of combination layout, location and profile sheet to show construction and elevations at new crossing overpass site.

Exhibit B - Alinement and Plan sheet to show easement over rail line and ownership of adjacent property.

Also received by the Commission with the instant Application is a copy of the fully executed Agreement, dated July 20, 1967, between the Department of Highways and The Denver & Rio Grande Western Railroad Company pertaining to proposed overpass construction.

With reference to the instant application and other investigation data of the Commission, it appears that for the past fifteen years there has been a growing residential development in the northeast portion of Pueblo, Colorado, known as "Belmont Heights". Along the

south side of the new area and during 1955-1958, there was the construction of State Highway No. 18, which extends northwesterly from a junction with Colorado No. 96 and 4th Street near the east City limits to a junction with Interstate 25 near 21st Street. In this area, S. H. No. 18 is also a part of the U.S. 50 Bypass route through Pueblo.

In 1962 a site of some 800 acres in the northeast corner of the Belmont area was acquired for enlargement of the Pueblo Junior College and to be known as Southern Colorado State College. In use at this time on the Belmont Campus are a library-classroom building, science building for chemistry and geology, and a residence hall complex. Use of Bonforte Boulevard through the Belmont area has provided initial access to the new campus.

As a result of increasing development in the Belmont section, and greater traffic volumes on both Bonforte Boulevard and the U.S. No. 50 Bypass (S.H. No. 18), the State Highway Department is now involved in the stage construction of State Highway No. 47 as a new bypass road to: (a) provide additional access to the Campus area, (b) relieve congestion within the Belmont development and (c) secure a new and direct connection with the westward route of U.S. No. 50 to Canon City at northwest city limits of Pueblo. Official description of New State Highway No. 47 is as follows:

"From a junction with S. H. No. 1 north of Pueblo, easterly and southeasterly via College Road to a junction with S. H. No. 18 east of Pueblo."

Funds have been allocated for the purpose of constructing the first phase of a portion of the new highway. Work has started at a connection with I-25 Frontage Road and U.S. 50, thence extending east and southeasterly for approximately 2 miles of the new roadway. This initial construction amounting to about 50% of the new highway will also provide access to the college campus near the Bonforte Boulevard entrance. Future completion of the whole roadway project will include a second double-lane roadway with an additional roadway overpass structure above the railroad, to thereby provide a complete divided four-lane

facility. Department of Highways estimates indicate that by 1985 traffic volume on the new highway will amount to 22,500 vehicles per day.

Involved in the new east-west routing of S. H. No. 47 is the need to cross a north-south main line track of The Denver & Rio Grande Western Railroad Company at Mile Post 115 plus 1585 feet. Instant application is for approval of the separation of grades by means of a single structure 209.5 feet long, providing for two lanes of vehicular traffic overpassing the single track of the railroad. The structure is designed with 4 spans of prestressed concrete girders, supporting a reinforced concrete deck; clear roadway, 32 feet wide; 12-inch wide curbs each side with standard 27-inch high handrails mounted outside the curbs; abutments - reinforced concrete footings constructed on steel H-pilings; piers - open reinforced concrete on steel H-pilings, crash walls each side of track. Lateral clearance on east side of track provides passageway for off-track maintenance equipment. Roadway fill slopes beneath structures are to be slope-paved with concrete (4 inches thick) to prevent erosion and disruption of surface drainage.

Design plans for the new highway overpass have been prepared by Department of Highways and approved by Rio Grande and U.S. Bureau of Roads. Comparison of clearances at the new structure is as follows:

<u>Minimum by PUC</u>		
Vertical	22'-6"	23'-6" Plans
Horizontal	8'-6"	West side 32'-0" Actual East side 25'-6" Crashwall East side 13'-5" Wire line.

The Agreement as completed with Rio Grande provides for site location of the instant overpass bridge as the first phase of a final four-lane roadway and another railroad overpass structure for separation of opposing vehicular traffic; also for construction plans, changes of rail facilities, insurance, safety and working provisions. All construction costs and continuing structure maintenance will be paid by Department of Highways in accordance with appropriate rules and regulations of the Federal Government. Estimated costs are as follows:

\$72,256 Overpass Structure K-18-EK
7,226 10% Contingency, engineering and change orders
4,500 Rail road flagging expenses
\$83,982 Estimate total

Other approvals have been granted by U.S. Bureau of Public Roads relating to plans and specifications; also by Chief Engineer, Colorado Department of Highways, and Rio Grande Railroad.

Meanwhile, the Commission forwarded a copy of the instant application, together with a Notice, to interested parties, to the Board of Pueblo County Commissioners and to owners of adjacent property at the new overpass location. Said Notice was to ascertain if any other action was to be considered 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 apparent there is a new need for the new highway and related rail line crossing. Rail traffic consists of local switching and through freight trains that include 11 scheduled movements daily. Maximum train speed is 30 to 35 miles per hour and proposal for overpass structure thereby overcomes the inherent hazards of a grade crossing.

It is therefore the belief of the Commission that the proposed separation construction is compatible with the public interest, and the Commission determined to hear, and has heard, said matter forthwith, without further notice, upon the records and files herein.

F I N D I N G S

THE COMMISSION FINDS:

That it is informed in the instant matter, and the foregoing Statement, by reference, is made a part hereof.

That public safety, convenience and necessity require the construction and maintenance of the grade separation structure as proposed herein, over trackage of The Denver & Rio Grande Western Railroad Company and located on Colorado Highway No. 47 near north limits of City of Pueblo, Colorado.

That horizontal and vertical clearances for the proposed structure exceed the clearance requirements established by the Commission, and are therefore acceptable.

O R D E R

THE COMMISSION ORDERS:

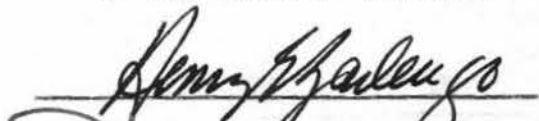
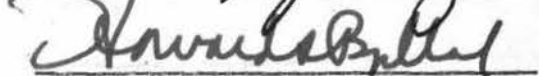
That Applicant, the Department of Highways, State of Colorado, be, and it hereby is, granted a certificate of public convenience and necessity to authorize and approve the installation, construction and maintenance of a new highway-railroad grade separation structure over trackage of The Denver & Rio Grande Western Railroad Company, near north limits of the City of Pueblo, Colorado, as follows:

Single bridge highway overpass - Mile Post 115 plus 1585 feet, Denver-Pueblo Main line; being in the SE $\frac{1}{4}$ of Section 13, Township 20 South, Range 65 West of the Sixth Principal Meridian, Pueblo County, Colorado.

That the new construction, costs, installation, maintenance and other work shall be as indicated in the preceding Statement, the instant Agreement and Exhibits "A" and "B"; all of which, by reference, are made a part hereof.

This Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 20th day of June, 1968.
s1

(Decision No. 71452)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
CHARLES L. THOMAS, P. O. BOX 1205,)
ADAMS CITY, COLORADO, FOR A CLASS "B")
PERMIT TO OPERATE AS A PRIVATE)
CARRIER BY MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 23174-PP

June 20, 1968

Appearances: Charles L. Thomas, Adams City,
Colorado, pro se.

STATEMENT OF PROCEDURE AND RECORD

BY THE COMMISSION:

On May 6, 1968, the above-entitled application was filed requesting authority to operate as a Class "B" private carrier by motor vehicle for hire for the transportation service as specifically set forth in said application.

After due and proper notice to all interested persons, firms or corporations, the application was heard by Robert L. Pyle -- duly designated by the Commission as an Examiner for the purpose of conducting the hearing on said application -- who, pursuant to the provisions of 1963 CRS 115-6-9 (2), has transmitted to the Commission the record and exhibits of the instant proceeding together with a written statement of his Findings of Fact and Conclusions.

The record transmitted by the Examiner discloses that no one appeared at the hearing to intervene or to protest the granting of the authority as requested.

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

Specifically, the submitted Examiner's Findings of Fact and Conclusions read as follows, to-wit:

EXAMINER FINDINGS OF FACT

1. Applicant is an individual.
2. Applicant does not hold previously granted authority from this Commission.
3. Applicant has sufficient equipment, experience and net worth, 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 authority will be in the public interest and should be granted as hereinafter set forth.

EXAMINER CONCLUSIONS

That the Commission make and enter its Order granting the application and authorizing Applicant to operate as a private carrier by motor vehicle for hire with authority as follows:

Transportation of

- (1) Sand, gravel and other road-surfacing materials used in the construction of roads and highways

From pits and supply points in the State of Colorado to road jobs, mixer and processing plants within a radius of one hundred (100) miles of said pits and supply points.

- (2) Sand and gravel

From pits and supply points in the State of Colorado to railroad loading points and to homes and small construction jobs within a radius of one hundred (100) miles of said pits and supply points.

- (3) Sand, gravel, dirt, stone and refuse

From and to building construction jobs, to and from points within a radius of one hundred (100) miles of said jobs.

(4) Insulrock

From pits and supply points in the State of Colorado to roofing jobs within a radius of one hundred (100) miles of said pits and supply points.

RESTRICTION:

This Permit is restricted against the use of tank vehicles when transporting road-surfacing materials.

The Commission has given careful consideration to the record and exhibits in the above-entitled proceeding and to the Findings of Fact and Conclusions submitted by the Examiner. Now, therefore, pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission specifically adopts the submitted Findings of Fact and Conclusions of the Examiner, as hereinabove set forth, and, in accordance therewith, makes and enters the following Order.

O R D E R

THE COMMISSION ORDERS:

That Charles L. Thomas, Adams City, Colorado, be, and hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire for the following:

Transportation of

(1) Sand, gravel and other road-surfacing materials used in the construction of roads and highways

From pits and supply points in the State of Colorado to road jobs, mixer and processing plants within a radius of one hundred (100) miles of said pits and supply points.

(2) Sand and gravel

From pits and supply points in the State of Colorado to railroad loading points and to homes and small construction jobs within a radius of one hundred (100) miles of said pits and supply points.

(3) Sand, gravel, dirt, stone and refuse

From and to building construction jobs, to and from points within a radius of one hundred (100) miles of said jobs.

(4) Insulrock

From pits and supply points in the State of Colorado to roofing jobs within a radius of one hundred (100) miles of said pits and supply points.

RESTRICTION:

This Permit is restricted against the use of tank vehicles when transporting road-surfacing materials,

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

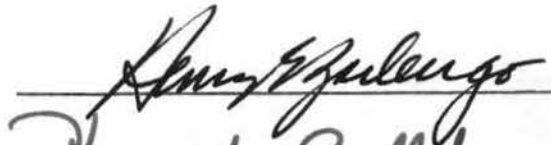


That all operations hereunder shall be strictly contract operations, the Commission retaining jurisdiction to make such amendments to this permit deemed advisable.

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 20th day of June, 1968
et

(Decision No. 71453)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: THE MOTOR VEHICLE OPERATIONS)
OF BEMAN MOTORS TRANSPORTATION, INC.,) CASE NO. 931-H-Ins.
EAST HIGHWAY 50, ROCKY FORD, COLORADO.) Supplemental Order

June 20, 1968

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On March 26, 1968, the Commission by Decision and Case No. 931-H-Ins. revoked and cancelled Certificates, Colorado PUC No. 641, PUC No. 641-I, and Permit No. B-6496 owned and operated by Beman Motors Transportation, Inc., East Highway 50, Rocky Ford, Colorado for failure to file Certificate of Insurance with the Commission as required by law and the rules and regulations of the Commission.

It now appears that Notice of Hearing, and Revocation were not given to the Small Business Administration, an agency of the U.S. Government to whom all right, title and interest in PUC No. 641, PUC No. 641-I, and Permit No. B-6496 was mortgaged. Approval of such mortgage was authorized by the Commission in Decision No. 67659, dated June 28, 1966.

The Small Business Administration has notified the Commission that they are presently in the process of selling PUC No. 641, PUC No. 641-I, and Permit No. B-6496 in accordance with their authorized lien position.

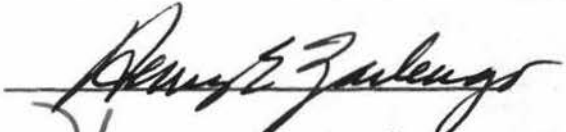
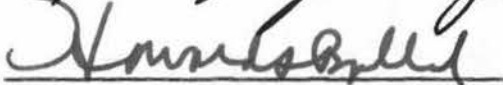
The Commission, having considered its files and records, in the within matter states and finds that it would be in the public interest to vacate and hold for naught the cancellation and revocation as set out in Decision No. 931-H-Ins., and to suspend PUC No. 641, PUC No. 641-I, and Permit B-6496 until such time as transfer proceedings are initiated.

O R D E R

THE COMMISSION ORDERS:

1. That the revocation order in Case 931-H-Ins. be, and the same hereby is, vacated, set aside and held for naught as of March 26, 1968.
2. That Certificate PUC No. 641, PUC No. 641-I, and Permit No. B-6496 be, and are hereby, suspended from February 29, 1968 until such time as transfer proceedings are initiated.
3. That this Order be effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado, this
20th day of June, 1968.

s1

(Decision No. 71454)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
MILO M. VALDEZ, 2301 WEST ASBURY)
AVENUE, DENVER, COLORADO, FOR AUTHOR-)
ITY TO TRANSFER PUC NO. 3709 TO)
DENNIS L. BRONSON, DOING BUSINESS)
AS "D-B RUBBISH REMOVAL," 2870)
BELLAIRE, DENVER, COLORADO.)

APPLICATION NO. 23145-Transfer

June 20, 1968

Appearances: Milo M. Valdez, Denver, Colorado,
Transferor, pro se;
Dennis L. Bronson, Denver, Colo-
rado, Transferee, pro se.

STATEMENT OF PROCEDURE AND RECORD

BY THE COMMISSION:

On April 22, 1968, the above-entitled application was filed request-
ing authority to transfer Certificate PUC No. 3709.

After due and proper notice to all interested persons, firms or
corporations, the application was heard by Robert L. Pyle -- duly designated
by the Commission as an Examiner for the purpose of conducting the hearing on
said application -- who, pursuant to the provisions of 1963 CRS 115-6-9 (2),
has transmitted to the Commission the record and exhibits of the instant pro-
ceeding together with a written statement of his Findings of Fact and Conclu-
sions.

The record transmitted by the Examiner discloses that no one appeared
at the hearing to intervene or to protest the granting of the authority as re-
quested.

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

Specifically, the submitted Examiner's Findings of Fact and Conclusions read as follows, to-wit:

EXAMINER FINDINGS OF FACT

1. Transferor herein is the present owner and operator of PUC No. 3709, which is the subject of this proceeding.
2. This authority has been continually operated in the past and is presently in good standing with the Commission.
3. Transferee herein holds no previously granted authority from this Commission.
4. The parties have entered into an Agreement to transfer the operating authority and the consideration to be paid is fair and reasonable.
5. The Certificate is free and clear of any debts, encumbrances or obligations.
6. Transferee has sufficient equipment, experience and net worth, all of which are ample and suitable for operation of the authority sought 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, 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 as hereinafter set forth.

EXAMINER CONCLUSIONS

That the Commission make and enter its Order authorizing Transferor to transfer all of his right, title and interest in and to PUC No. 3709 to Dennis L. Bronson, doing business as "D-B Rubbish Removal," and that henceforth the full and complete authority under said PUC No. 3709 shall read as follows, to-wit:

Transportation of

Ashes, trash and other waste materials

From all points within the City and County of Denver, Colorado to designated and approved dumps and disposal sites in Denver, Adams, Arapahoe, and Jefferson Counties, State of Colorado.

The Commission has given careful consideration to the record and exhibits in the above-entitled proceeding and to the Findings of Fact and Conclusions submitted by the Examiner. Now, therefore, pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission specifically adopts the submitted Findings of Fact and Conclusions of the Examiner, as hereinabove set forth, and, in accordance therewith, makes and enters the following Order.

O R D E R

THE COMMISSION ORDERS:

That Milo M. Valdez, Denver, Colorado, be, and hereby is, authorized to transfer all right, title and interest in and to Certificate PUC No. 3709, to Dennis L. Bronson, doing business as "D - B Rubbish Removal", Denver, Colorado, subject to encumbrances, if any, against said authority approved by this Commission.

That henceforth the full and complete authority under Certificate PUC No. 3709 shall read and be as follows, to-wit:

Transportation of

Ashes, trash and other waste materials

From all points within the City and County of Denver, Colorado to designated and approved dumps and disposal sites in the following Counties of the State of Colorado: Denver, Adams, Arapahoe and Jefferson.

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 Zuleygo
Thomas B. Miller

Ed. R. Ludlow
Commissioners

Dated at Denver, Colorado,
this 20th day of June, 1968
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
ROBERT M. DAVIS, 2420 - 25TH STREET)
ROAD, GREELEY, COLORADO, MELVIN)
DINNER, 300 FIRST NATIONAL BANK)
BUILDING, GREELEY, COLORADO, AND)
JOSEPH J. ZORICHAK, 3625 BUCKEYE)
COURT, BOULDER, COLORADO, FOR AUTH-)
ORITY TO TRANSFER 4,500 SHARES OF)
THE CAPITAL STOCK, BEING THE CON-)
TROLLING INTEREST, IN AND TO NORTH-)
ERN ARMORED SERVICE, INC., A COLO-)
RADO CORPORATION, RECORD OWNER OF)
PERMIT NO. B-6372, TO CHARLES R.)
MC KINZIE AND MILDRED J. MC KINZIE,)
2441 - 24TH STREET ROAD, GREELEY,)
COLORADO.)

APPLICATION NO. 23147-PP-Stock Transfer

June 20, 1968

Appearances: Melvin Dinner, Esq., Greeley,
Colorado, for Transferors
and Transferees.

STATEMENT OF PROCEDURE AND RECORD

BY THE COMMISSION:

On April 23, 1968, the above-entitled application was filed requesting authority to transfer 4,500 shares of the capital stock, being the controlling interest, in and to Northern Armored Service, Inc., a Colorado corporation, record owner of Permit No. B-6372, to Charles R. McKinzie and Mildred J. McKinzie, Greeley, Colorado.

After due and proper notice to all interested persons, firms or corporations, the application was heard by Robert L. Pyle -- duly designated by the Commission as an Examiner for the purpose of conducting the hearing on said application -- who, pursuant to the provisions of 1963 CRS 115-6-9 (2), has transmitted to the Commission the record and exhibits of the instant proceeding together with a written statement of his Findings of Fact and Conclusions.

The record transmitted by the Examiner discloses that no one appeared at the hearing to intervene or to protest the granting of the authority as requested.

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

Specifically, the submitted Examiner's Findings of Fact and Conclusions read as follows, to-wit:

EXAMINER FINDINGS OF FACT

1. Northern Armored Service, Inc. is a Colorado corporation, duly organized and existing under the laws of the State of Colorado.
2. Applicant corporation is the owner and operator of Permit No. B-6372, which is the subject of this proceeding.
3. Robert M. Davis, Melvin Dinner and Joseph J. Zorichak are the owners of all of the outstanding capital stock of Northern Armored Service, Inc. and have continually operated Permit No. B-6372 in the past. Said authority is presently in good standing with the Commission.
4. Transferees hold no previously granted authority from this Commission.
5. There is no duplication of authority involved herein.
6. The parties have entered into an Agreement for the transfer of all the outstanding and issued stock of Northern Armored Service, Inc. and the consideration to be paid is fair and reasonable.
7. The Permit is free and clear of any debts, encumbrances or obligations.
8. Transferees have sufficient equipment, experience and net worth, all of which are ample and suitable for operation of the authority sought herein.
9. 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.
10. If this transfer is approved, Transferees intend to and will engage in bona fide motor carrier operations under the operating rights set forth herein.
11. The transfer is compatible with the public interest and should be granted as hereinafter set forth.

EXAMINER CONCLUSIONS

That the Commission make and enter its Order authorizing Transfers to transfer all of the outstanding capital stock of Northern Armored Service, Inc. to Charles R. McKinzie and Mildred J. McKinzie, and that henceforth the full and complete authority under Permit No. B-6372 shall read as follows, to-wit:

"Transportation of

Money or currency, coins, bullion, gold, silver, platinum, jewelry, furs, legal tender, bonds, negotiable instruments and all other like or kinds of valuable documents, articles or property

Between all points in Weld County, Colorado, and from and to said points in Weld County, Colorado, to, from and between all points within a radius of forty (40) miles of the City of Greeley, Colorado."

The Commission has given careful consideration to the record and exhibits in the above-entitled proceeding and to the Findings of Fact and Conclusions submitted by the Examiner. Now, therefore, pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission specifically adopts the submitted Findings of Fact and Conclusions of the Examiner, as hereinabove set forth, and, in accordance therewith, makes and enters the following Order.

O R D E R

THE COMMISSION ORDERS:

That Robert M. Davis, Greeley, Colorado, Melvin Dinner, Greeley, Colorado, and Joseph J. Zorichak, Boulder, Colorado, be, and hereby are, authorized to transfer 4,500 shares of the capital stock, being the controlling interest, in and to Northern Armored Service, Inc., a Colorado corporation, record owner of Permit No. B-6372, to Charles R. McKinzie and Mildred J. McKinzie, Greeley, Colorado, subject to encumbrances, if any, against said authority approved by this Commission.

That henceforth the full and complete authority under Permit No. B-6372 shall read and be as follows, to-wit:

Transportation of

Money or currency, coins, bullion, gold, silver, platinum, jewelry, furs, legal tender, bonds, negotiable instruments and all other like or kinds of valuable documents, articles or property

Between all points in Weld County, Colorado, and from and to said points in Weld County, Colorado, to, from and between all points within a radius of forty (40) miles of the City of Greeley, Colorado.

That said transfer of stock shall become effective only if and when, but not before, said transferor or transferee, in writing, have advised the Commission that said stock 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 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 the day and date hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Alvin E. Zedler
Donald B. Bell
Ed. J. Ludvig
Commissioners

Dated at Denver, Colorado,
this 20th day of June, 1968.

s1

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
JOHN D. MILLS dba)
ACCOMMODATING HAULING SERVICE)
7535 WEST 8TH PLACE)
LAKEWOOD, COLO 80226)
-----)

PUC NO. 3809

June 20, 1968

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

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

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

O R D E R




THE COMMISSION ORDERS:

That suspension of the motor vehicle operations under the above-entitled authority be, and the same hereby is, authorized by the Commission from June 20, 1968 to and including December 20, 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 20th day of June 1968
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
ROBERT SCHNORR)
4740 NEWLAND)
WHEATRIDGE, COLORADO 80033)

PUC NO. 3878

June 20, 1968

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 May 27, 1968 to and including November 27, 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 20th day of June

1968
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
EDWARD SCHNORR dba)
IDEAL DISPOSAL COMPANY)
4700 NEWLAND)
WHEATRIDGE, COLORADO 80033)
-----)

PUC NO. 3318

June 20, 1968

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


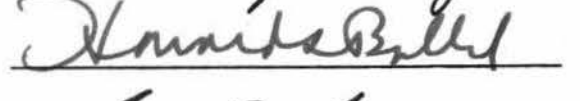

THE COMMISSION ORDERS:

That suspension of the motor vehicle operations under the above-entitled authority be, and the same hereby is, authorized by the Commission from May 27, 1968 to and including November 27, 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 20th day of June 1968

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)

VICTOR GRAFF)

4425 QUAY STREET)

WHEATRIDGE, COLORADO 80033)

PUC NO. 3261

June 20, 1968

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


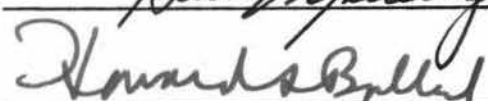
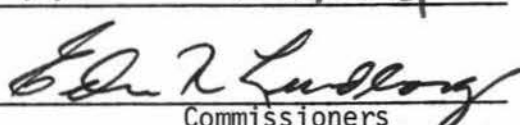
THE COMMISSION ORDERS:

That suspension of the motor vehicle operations under the above-entitled authority be, and the same hereby is, authorized by the Commission from May 27, 1968 to and including November 27, 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 20th day of June 1968
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)

HENRY GRAFF)

4425 QUAY STREET)

WHEATRIDGE, COLORADO 80033)

PUC NO. 3260

June 20, 1968

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


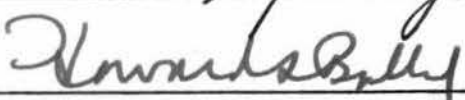

THE COMMISSION ORDERS:

That suspension of the motor vehicle operations under the above-entitled authority be, and the same hereby is, authorized by the Commission from May 27, 1968 to and including November 27, 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 20th day of June 1968

et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
EDWARD SCHNORR d/b/a)
IDEAL DISPOSAL COMPANY) PERMIT NO. B-6033
4700 NEWLAND)
WHEATRIDGE, COLORADO 80033)

June 20, 1968

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 May 27, 1968 to and including November 27, 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 20th day of June 1968

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
)
RUBEN GRAFF)
4220 PIERCE)
WHEATRIDGE, COLORADO 80033)
-----)

PUC NO. 3051

June 20, 1968

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

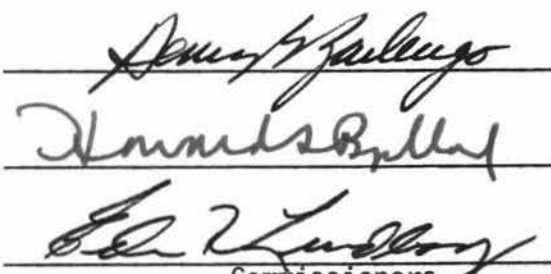
THE COMMISSION ORDERS:

That suspension of the motor vehicle operations under the above-entitled authority be, and the same hereby is, authorized by the Commission from May 27, 1968 to and including November 27, 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 20th day of June 1968

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE THE DETERMINATION THAT)
TRANSPORTATION OF MOTION)
PICTURE FILM IS INTERSTATE)
COMMERCE)
-----)

CASE NO. 1585

June 20, 1968

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On June 18, 1968, J. R. Smith, Chief of Tariff Bureau, Colorado Motor Carriers' Association, Agent, filed Application No. 379, for and on behalf of carriers parties to its Local and Joint Freight Tariff No. 12-A, Colorado PUC No. 11* (*The Motor Truck Common Carriers' Association, Agent, Series) requesting that it be permitted to make the following tariff change to become effective June 24, 1968, upon one day's notice to the Commission and to the general public.

Refer to Item 1730, 10th Revised Page No. 206, of the above schedule and remove the restriction: "applies on interstate traffic only."

Mr. Smith states in the application: --

"In support of this restriction, we represented that we were informed and believed that it had been determined that all shipments of exposed motion picture film within the state were moving in interstate commerce.

"It has now been brought to our attention, however, that this is not necessarily true, and that there are shipments moving in intrastate commerce. These are shipments which do not originate or terminate at the so-called film distribution houses."

The National Motor Freight Classification provides a zero* rating on moving picture films, or films other than moving picture, exposed, - consequently, for-hire carriers in Colorado for intrastate traffic would be without published rates and charges by the cancellation

*When "0" is shown in the class column, it means that such articles are subject to the rates and regulations of individual carriers. (Item 420, NMFC)

of the intrastate commodity items ordered to be withdrawn on page two of Decision No. 71417, dated June 14, 1968.

The Commission is of the opinion that an error has occurred by removing the application of all intrastate rates applicable to film, motion picture, exposed, and such items as cited on page two of Decision No. 71417, should be rescinded.


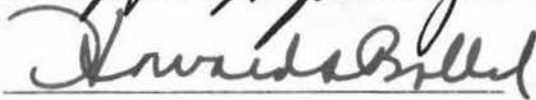
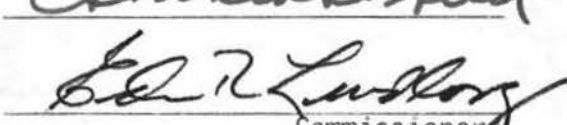
Under the provisions of Rules 18C (1) (c) and 29 of the Commission's Rules of Practice and Procedure, the Commission states and finds that Application No. 329 should be granted and that portion of Decision No. 71417 pertaining to the determination that all transportation of moving picture film is interstate commerce should be rescinded.

O R D E R

THE COMMISSION ORDERS:

1. That the Statement and Findings be, and they are hereby, made a part hereof.
2. That Application No. 379, Colorado Motor Carriers' Association, as Agent, should be granted.
3. That Decision No. 71417 pertaining to the "determination that all transportation of motion picture film is interstate commerce" should be rescinded.
4. That the Colorado Motor Carriers' Association, as Agent, should publish the provisions of this order on not less than one day's notice to the Commission and general public to be effective on June 24, 1968.
5. That this order shall become effective forthwith.
6. 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 June, 1968. av

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF AIR CARE,)
INC., A COLORADO CORPORATION, DOING BUSINESS)
AS "METRO AIRLINES, INC.," FOURTH FLOOR, OLD)
TOWER, STAPLETON INTERNATIONAL AIRPORT,)
DENVER, COLORADO, FOR A CERTIFICATE OF PUBLIC)
CONVENIENCE AND NECESSITY AUTHORIZING OPER-)
ATION AS A SCHEDULED COMMON CARRIER BY AIR-)
PLANE FOR THE TRANSPORTATION OF PERSONS AND)
PROPERTY, ON SCHEDULE, FROM, TO AND BETWEEN)
THE FOLLOWING POINTS IN THE STATE OF COLORADO:)
DENVER, GREELEY, FORT COLLINS, LOVELAND,)
LONGMONT, BOULDER, AND FROM, TO AND BETWEEN)
DENVER, ARAPAHOE COUNTY, UNITED STATES AIR)
FORCE ACADEMY, COLORADO SPRINGS, CANON CITY)
AND PUEBLO.)

APPLICATION NO. 23142

June 20, 1968

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Denver-Colorado Springs-Pueblo Motorway, Inc., by its attorney, John R. Barry, filed a Petition to Intervene and 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, Denver-Colorado Springs-Pueblo Motorway, is a party who may or might be interested in or affected by any order which may be entered in this proceeding and that the intervention should be authorized.

O R D E R

THE COMMISSION ORDERS:

That Petition to Intervene and Protest of Denver-Colorado Springs-Pueblo Motorway, Inc., 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

Oliver S. Paulding
Harold B. Bell
Ed R. Lundberg
Commissioners

Dated at Denver, Colorado,
this 20th day of June, 1968.
ls

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
)
ROY NAUMANN)
SIMLA, COLORADO 80835) PERMIT NO .B-3127
)
-----)

June 20, 1968

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

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

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

O R D E R



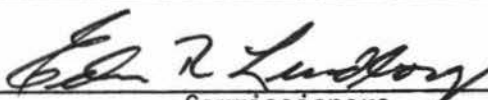
THE COMMISSION ORDERS:

That suspension of the motor vehicle operations under the above-entitled authority be, and the same hereby is, authorized by the Commission from June 11, 1968 to and including December 11, 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 20th day of June 1968

et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE: MOTOR VEHICLE OPERATIONS OF
KREY PACKING COMPANY
P. O. BOX 208
ST. LOUIS, MISSOURI 63166

PUC NO. 6703-I

June 20, 1968

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

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

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

O R D E R

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective June 6, 1968.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 20th day of June 1968
et

(Decision No. 71467)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: THE ISSUANCE OF TEMPORARY)
CERTIFICATES OF PUBLIC CONVEN-)
IENCE AND NECESSITY UNDER CHAPTER)
115-9-4 (2), CRS 1963, FOR THE)
TEMPORARY OR SEASONAL MOVEMENT OF)
PEAS, EARLY LETTUCE, CABBAGE,)
CAULIFLOWER, CARROTS, SPINACH,)
RADISHES, SNAP BEANS, SWEET CORN,)
TOMATOES, RED BEETS, PICKLES,)
EARLY POTATOES, EARLY ONIONS,)
VINE CROPS, HAY AND SMALL GRAINS,)
ICE)

APPLICATION NO. 23253
EMERGENCY DISTRICT 6-68

June 20, 1968

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Report has been received by the Commission from Lloyd C. Espinosa, Supervisor, Enforcement Division of this Commission, indicating that an emergency exists because of the shortage of motor vehicles for the transportation of peas, early lettuce, cabbage, cauliflower, carrots, spinach, radishes, snap beans, sweet corn, tomatoes, red beets, pickles, early potatoes, early onions, vine crops, hay and small grains, ice in the Counties of Adams, Baca, Bent, Conejos, Costilla, Crowley, Larimer, Logan, Morgan, Otero, Phillips, Prowers, Pueblo, Weld, Alamosa, Rio Grande, and Saguache, Colorado.

Request, pursuant to the above, has been made for an Order of the Commission to issue temporary certificates so as to authorize the temporary or seasonal operation of motor vehicles for the purpose of transporting peas, early lettuce, cabbage, cauliflower, carrots, spinach, radishes, snap beans, sweet corn, tomatoes, red beets, pickles, early potatoes, early onions, vine crops, hay and small grains, ice in the counties as set forth above.

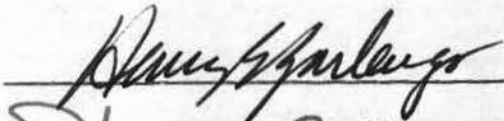
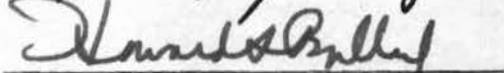
The Commission states and so finds that an emergency exists because of the shortage of motor vehicles for the transportation of peas, early lettuce, cabbage, cauliflower, carrots, spinach, radishes, snap beans, sweet corn, tomatoes, red beets, pickles, early potatoes, early onions, vine crops, hay and small grains, ice in the Counties of Adams, Baca, Bent, Conejos, Costilla, Crowley, Larimer, Logan, Morgan, Otero, Phillips, Prowers, Pueblo, Weld, Alamosa, Rio Grande, and Saguache, Colorado and that the present or future public convenience and necessity requires, or will require, the issuance of temporary certificates for the temporary or seasonal operation of motor vehicles for the purpose of transporting said commodities, as provided by Chapter 115, Article 9, Section 4 (2) CRS 1963, and as set forth in the Order following:

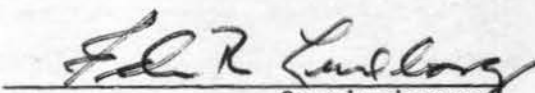
O R D E R

THE COMMISSION ORDERS:

That temporary certificates be, and hereby are authorized for the temporary or seasonal operation of motor vehicles for the purpose of transporting peas, early lettuce, cabbage, cauliflower, carrots, spinach, radishes, snap beans, sweet corn, tomatoes, red beets, pickles, early potatoes, early onions, vine crops, hay and small grains, ice in only the Counties of Adams, Baca, Bent, Conejos, Costilla, Crowley, Larimer, Logan, Morgan, Otero, Phillips, Prowers, Pueblo, Weld, Alamosa, Rio Grande, Saguache, State of Colorado; provided however, that said certificates shall be effective for only a period of ninety (90) days, commencing June 21, 1968.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 20th day of June, 1968.

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BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
CHARLES R. EATCHEL, HOWARD K. COLLINS)
AND JOHN W. HAYDEN, DOING BUSINESS)
AS "LEE SAND AND GRAVEL COMPANY,")
4020 YOUNGFIELD STREET, WHEATRIDGE,) APPLICATION NO. 23153-PP-Transfer
COLORADO, FOR AUTHORITY TO TRANSFER)
PERMIT NO. B-7060 TO CHARLES R.)
EATCHEL AND HOWARD K. COLLINS, DOING)
BUSINESS AS "LEE SAND AND GRAVEL)
COMPANY," 4020 YOUNGFIELD STREET,)
WHEATRIDGE, COLORADO.)

June 21, 1968

Appearances: Howard K. Collins, Wheatridge,
Colorado, pro se.

STATEMENT OF PROCEDURE AND RECORD

BY THE COMMISSION:

On April 24, 1968, the above-entitled application was filed requesting authority to transfer Private Carrier Permit No. B-7060.

After due and proper notice to all interested persons, firms or corporations, the application was heard by Robert L. Pyle -- duly designated by the Commission as an Examiner for the purpose of conducting the hearing on said application -- who, pursuant to the provisions of 1963 CRS 115-6-9 (2), has transmitted to the Commission the record and exhibits of the instant proceeding together with a written statement of his Findings of Fact and Conclusions.

The record transmitted by the Examiner discloses that no one appeared at the hearing to intervene or to protest the granting of the authority as requested.

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

Specifically, the submitted Examiner's Findings of Fact and Conclusions read as follows, to-wit:

EXAMINER FINDINGS OF FACT

1. Transferor herein is the present owner and operator of Permit No. B-7060, which is the subject of this proceeding.
2. This authority has been continually operated in the past and is presently in good standing with the Commission.
3. The purpose of this transfer proceeding is to omit from ownership of the authority one of the partners, namely, John W. Hayden.
4. Transferee herein holds no previously granted authority from this Commission.
5. The parties hereto have entered into an Agreement to transfer the operating authority and, pursuant to said Agreement, the consideration to be paid is fair and reasonable.
6. The Permit is free and clear of any debts, encumbrances or obligations.
7. Transferee has sufficient equipment, experience and net worth, all of which are ample and suitable for operation of the authority sought herein.
8. 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.
9. 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.
10. 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.
11. The Transfer will be in the public interest and should be granted as hereinafter set forth.

EXAMINER CONCLUSIONS

That the Commission make and enter its Order authorizing Transferor to transfer all of its right, title and interest in and to Permit No. B-7060 to Charles R. Eatchel and Howard K. Collins, doing business as "Lee Sand and Gravel Company", and that henceforth the full and complete authority under said Permit No. B-7060 shall read as follows, to-wit:

"Transportation of

- (1) Sand, gravel and other road-surfacing materials used in the construction of roads and highways

From pits and supply points in the State of Colorado to road jobs, mixer and processing plants within a radius of one hundred (100) miles of said pits and supply points;

- (2) Sand and gravel

From pits and supply points in the State of Colorado to railroad loading points and to homes and small construction jobs within a radius of one hundred (100) miles of said pits and supply points;

- (3) Sand, gravel, dirt, stone and refuse

From and to building construction jobs, to and from points within a radius of one hundred (100) miles of said jobs;

- (4) Insulrock

From pits and supply points in the State of Colorado to roofing jobs within a radius of one hundred (100) miles of said pits and supply points;

RESTRICTION:

This Permit is restricted against the use of tank vehicles when transporting road-surfacing materials.

- (5) Cement (in bulk and sack)

From points within the State of Colorado to mixing plants and construction sites.

RESTRICTION:

Restricted to one customer, only, viz: Jefferson Transit Mix Company."

The Commission has given careful consideration to the record and exhibits in the above-entitled proceeding and to the Findings of Fact and Conclusions submitted by the Examiner. Now, therefore, pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission specifically adopts the submitted Findings of Fact and Conclusions of the Examiner, as hereinabove set forth, and, in accordance therewith, makes and enters the following Order.

O R D E R

THE COMMISSION ORDERS:

That Charles R. Eatchel, Howard K. Collins and John W. Hayden, doing business as "Lee Sand and Gravel Company," Wheatridge, Colorado, be, and hereby are, authorized to transfer all right, title and interest in and to Permit No. B-7060 to Charles R. Eatchel and Howard K. Collins, doing business as "Lee Sand and Gravel Company," Wheatridge, Colorado, subject to encumbrances, if any, against said authority approved by this Commission.

That henceforth the full and complete authority under Permit No. B-7060 shall read and be as follows, to-wit:

Transportation of

- (1) Sand, gravel and other road-surfacing materials used in the construction of roads and highways

From pits and supply points in the State of Colorado to road jobs, mixer and processing plants within a radius of one hundred (100) miles of said pits and supply points.

- (2) Sand and gravel

From pits and supply points in the State of Colorado to rail-road loading points and to homes and small construction jobs within a radius of one hundred (100) miles of said pits and supply points.

- (3) Sand, gravel, dirt, stone and refuse

From and to building construction jobs, to and from points within a radius of one hundred (100) miles of said jobs.

- (4) Insulrock

From pits and supply points in the State of Colorado to roofing jobs within a radius of one hundred (100) miles of said pits and supply points.

RESTRICTION:

Items numbered 1 through 4, inclusive, as above set forth, are restricted against the use of tank vehicles when transporting road-surfacing materials.

- (5) Cement (in bulk and sack)

From all points in the State of Colorado to mixing plants and construction sites in the State of Colorado.

RESTRICTION:

Restricted to service for only the Jefferson Transit Mix Company.

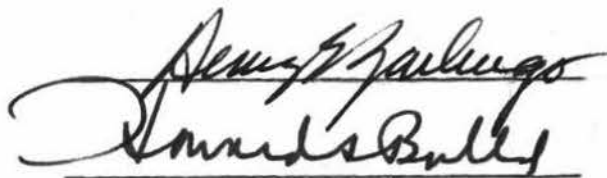
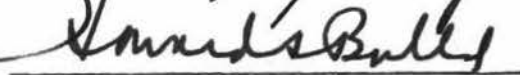

That said transfer shall become effective only if and when, but not before, said transferor and transferee, in writing, have advised the Commission that said permit has been formally assigned, and that said parties have accepted, and in the future will comply with, the conditions and requirements of 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 21st day of June, 1968.
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(Decision No. 71469)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF MR.)
CHARLES W. PEPPER, MRS. HARRY F. WILSON)
AND MR. ELMER P. COGBURN ON BEHALF OF)
THEMSELVES AND OTHER SIMILARLY SITUATED)
FOR AN ORDER AUTHORIZING PUBLIC SERVICE)
COMPANY OF COLORADO, 550 - 15TH STREET,)
DENVER, COLORADO, TO RENDER STREET)
LIGHTING SERVICE IN AN UNINCORPORATED)
AREA IN JEFFERSON COUNTY, COLORADO.)
(WHEATRIDGE NO. 29))

APPLICATION NO. 23164

June 24, 1968

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

S T A T E M E N T

BY THE COMMISSION:

This is an application by Mr. Charles W. Pepper and others, representing themselves and all other customers similarly situated, for an order authorizing Public Service Company of Colorado (Public Service) to install, operate and maintain street lighting service in an unincorporated area in Jefferson County, as shown on the map identified as Exhibit A attached to the application, and as hereinafter more fully described.

The matter was set for hearing and was heard, after due notice to interested parties, on June 13, 1968, at 10:00 o'clock A.M., in the Hearing Room of the Commission, 507 Columbine Building, Denver, Colorado.

One petition of intervention was filed prior to the hearing and one individual appeared at the hearing in opposition to the application.

A petition for street lighting service addressed to Public Service was circulated among the residents of an area in which 48 customers now receive electric service. Of the 48 customers, signatures were

obtained of 40, or a percentage of 83.3% of the total number of customers. Said petitions were submitted as Exhibit No. B.

The tariff of Public Service, providing for street lighting in unincorporated areas, states, among other things, that street lighting in an established area otherwise qualifying will be provided upon receipt by Public Service of a petition from all electric customers within the area or upon an order or decision of this Commission directing street lighting service to be established in the area. Since 8 customers did not sign, Public Service could not install street lights without an order of the Commission.

Principal spokesman for Applicants was Mr. Charles W. Pepper. Mr. Pepper testified no street lighting now exists in the area contemplated in this application, that most of the area contiguous to the area subject herein is now lighted by street lighting similar to the street lighting proposed herein, and thus creates a dark island. He further testified that police protection was inadequate and that there had been incidents of thefts and vandalism that might have been prevented with street lighting. He also testified that adequate street lighting was essential from the standpoint of traffic safety. Four other persons, who are residents of the area, either offered additional testimony or supported the testimony presented. One resident appeared in opposition to the street lighting as planned, preferring to have an ornamental street lighting system installed.

Mr. J. H. Ranniger, of Public Service Company, testified the area met all requirements of the tariff conditions, except the number of signers. Upon an Order of this Commission, Public Service is ready, willing and able to install street lighting in the area. No construction contributions are required of electric customers and, as provided in the tariff, a charge of \$0.45 per month per customer will be made. The engineering of the street lighting for the area has already been undertaken. It will require approximately 30 days to make the initial system operational. 7,000 lumen mercury vapor vertically operated,

non-ornamental lights will be provided. Service will be furnished in accordance with tariff sheets, Colorado P.U.C. No. 4, Eighth Revised Sheet No. 262, Third Revised Sheet No. 262A and Original Sheet No. 262B.

The proposed street lighting system was estimated to cost \$1430 which will be provided from internal funds of Public Service.

F I N D I N G S

THE COMMISSION FINDS:

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

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

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

O R D E R

THE COMMISSION ORDERS:

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

That street lights, approximately 7 in number, shall be installed as required in the area described as follows:

Beginning at the intersection of the southerly extension of the east lot line of the lot numbered as 3820 North Balsam Street and the centerline of West 38th Avenue; thence westerly along said last-named centerline to the intersection with the southerly extension of the west lot line of the lot numbered as 8301 West 38th Avenue; thence northerly along the west lot lines of the lots located on the west side of North Brentwood Street to the northwest corner of the lot numbered as 3939 North Brentwood Street; thence easterly to the northeast corner of the lot numbered as 3990 North Brentwood Street; thence northerly along the west lot lines of the lots on the west side of North Balsam Street to the northwest corner of the lot numbered as 4065 North Balsam Street; thence easterly along the north lot line of said last-named lot continuing across North Balsam Street to the northeast corner of the lot numbered as 4080 North Balsam Street; thence southerly along the east

lot lines of the lots located on the east side of North Balsam Street to the centerline of West 39th Avenue; thence westerly along said last-named centerline to the intersection with the northerly extension of the east lot line of the lot numbered as 8180 West 39th Avenue; thence southerly along said last-named extension line, continuing along the east lot lines of the lots on the east side of North Balsam Street, to the centerline of West 38th Avenue, the point of beginning.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Alvin E. Zerkow
Donald B. Miller
Ed R. Ludlow
Commissioners

Dated at Denver, Colorado,
this 24th day of June, 1968.

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(Decision No. 71470)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
MR. A. J. MEIKLEJOHN, MRS. BEVERLY G.)
FLECK AND MRS. ROGENE M. MANAHAN ON)
BEHALF OF THEMSELVES AND OTHERS)
SIMILARLY SITUATED FOR AN ORDER AUTH-)
ORIZING PUBLIC SERVICE COMPANY OF)
COLORADO TO RENDER STREET LIGHTING)
SERVICE IN AN UNINCORPORATED AREA)
IN JEFFERSON COUNTY.)

APPLICATION NO. 23163

June 21, 1968

Appearances: Donald D. Cawelti, Esq., Denver,
Colorado, for Public Service
Company of Colorado;
Paul M. Brown, Denver, Colorado,
of the Staff of the Commission.

S T A T E M E N T

BY THE COMMISSION:

This is an application by Mr. A. J. Meiklejohn and others, representing themselves and all other customers similarly situated, for an order authorizing Public Service Company of Colorado (Public Service) to install, operate and maintain street lighting service in an unincorporated area in Jefferson County, as shown on the map identified as Exhibit A attached to the application, and as hereinafter more fully described.

The matter was set for hearing and was heard, after due notice to interested parties, on June 13, 1968, at 10:00 o'clock A.M., in the Hearing Room of the Commission, 507 Columbine Building, Denver, Colorado.

No petitions of intervention were filed prior to the hearing and four individuals appeared at the hearing in opposition to the application.

A petition for street lighting service addressed to Public Service was circulated among the residents of an area in which 48 customers now receive electric service. Of the 48 customers, signatures were obtained of 41, or a percentage of 85.4% of the total number of customers. Said petitions

were submitted as Exhibit Nos. B-1 through B-3 respectively. The tariff of Public Service, providing for street lighting in unincorporated areas, states, among other things, that street lighting in an established area otherwise qualifying will be provided upon receipt by Public Service of a petition from all electric customers within the area or upon an order or decision of this Commission directing street lighting service to be established in the area. Since 7 customers did not sign, Public Service could not install street lights without an order of the Commission.

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

Seven persons in addition to Mr. Meiklejohn were present to support the application. They are residents of the area. Four persons, also residents of the area, appeared to protest the installation of street lighting. Their testimony indicated objection to the use of wood poles rather than so-called ornamental poles with underground wires, and was generally in contradiction to the testimony of Mr. Meiklejohn.

Mr. J. H. Ranniger, of Public Service Company, testified the area met all requirements of the tariff conditions, except the number of signers. Upon an Order of this Commission, Public Service is ready, willing and able to install street lighting in the area. No construction contributions are required of electric customers and, as provided in the tariff, a charge of \$0.45 per month per customer will be made. The engineering of the street lighting for the area has already been undertaken. It will require approximately 30 days to make the initial system operational. 7,000 lumen mercury vapor vertically operated, non-ornamental lights will be provided. Service will be furnished in accordance with tariff sheets, Colorado P.U.C. No. 4, Eighth Revised Sheet No. 262, Third Revised Sheet No. 262A and Original Sheet No. 262B.

The proposed street lighting system was estimated to cost \$1,759 which will be provided from internal funds of Public Service.

F I N D I N G S

THE COMMISSION FINDS:

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

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

That 85.4% of the residents of the subject area herein desire street lighting to be provided pursuant to the tariff provisions of Public Service Company of Colorado.

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

O R D E R

THE COMMISSION ORDERS:

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

That street lights, approximately ten (10) in number, shall be installed as required in the area described as follows:


Beginning at the southeast corner of the lot immediately east of the lot numbered as 10040 West 74th Place; thence westerly along the rear lot lines of the lots on the south side of West 74th Place to the southwest corner of the lot immediately west of the lot numbered as 10460 West 74th Place; thence north along the west lot line of the said lot west of the lot numbered as 10460 West 74th Place to the intersection with the centerline of West 74th Place; thence westerly along the said last-named centerline to the intersection with a southerly extension of the west lot line of the lot numbered as 10471 West 74th Place; thence north along the said last-named west lot line to the northwest corner of the said last-named lot; thence easterly along the north lot line of the said last-named lot to the intersection with the west lot line of the lot immediately north of the lot numbered as 10471 West 74th Place; thence northerly along the


said last-named west lot line to the intersection with the centerline of West 75th Avenue; thence easterly along the said last-named centerline to the intersection with the southerly extension of the west lot line of the lot immediately west of the lot numbered as 10433 West 75th Avenue; thence northerly along the said last-named west lot line to the northwest corner of the said last-described lot; thence east along the north lot line of the said last-described lot to the intersection with the west lot line of the lot immediately north of the lot numbered as 10433 West 75th Avenue; thence north to the northwest corner of the said last-described lot; thence east to the intersection with the centerline of Miller Street; thence south along the said last-named centerline to the intersection with a westerly extension of the north lot line of the lot immediately north of the lot numbered as 10373 West 75th Avenue; thence east along the said last-named north lot line and the north lot line of the lot immediately north of the lot numbered as 10353 West 75th Avenue continuing to the intersection with the centerline of Lewis Way; thence south along said last-named centerline to the intersection with a westerly extension of the north lot line of the lot immediately north of the lot numbered as 7504 Lewis Way; thence east along the said last-named north lot line to the intersection with the west lot line of the lot numbered as 7533 Lee Road; thence north along west lot lines of the lots on the west side of Lee Road to the northwest corner of the lot numbered as 7623 Lee Road; thence east along the north lot line of said last-named lot, continuing across Lee Road and along the north lot line of the lot designated as Lot 17, Block 5 of the subdivision to the intersection with the west lot line of the lot numbered as 7615 Kline Drive; thence northerly to the northwest corner of the lot numbered as 7645 Kline Drive; thence easterly along the north lot line of said last-named lot, continuing across Kline Drive and along the north lot line of the lot designated as Lot 7, Block 1 of the subdivision to the northeast corner of the said last-designated lot; thence south along the east lot lines of the lots on the west side of North Kipling Street, continuing across West 74th Place to the southeast corner of the lot immediately east of the lot numbered as 10040 West 74th Place, the point of beginning.

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

hereof.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 21st day of June, 1968
et

(Decision No. 71471)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
IDARADO MINING CO., A DELAWARE)
CORPORATION, OURAY, COLORADO, FOR)
AUTHORITY TO EXTEND OPERATIONS UNDER)
PUC NO. 1961.)

APPLICATION NO. 23180-Extension

June 21, 1968

Appearances: Samuel S. Sherman, Jr., Esq.,
Denver, Colorado, for
Applicant.

STATEMENT OF PROCEDURE AND RECORD

BY THE COMMISSION:

On May 8, 1968, the above-entitled application was filed requesting authority to extend operations under Certificate PUC No. 1961 in the precise manner as fully set forth in said application.

After due and proper notice to all interested persons, firms or corporations, the application was heard by Robert L. Pyle -- duly designated by the Commission -- who, pursuant to the provisions of 1963 CRS 115-6-9 (2), has transmitted to the Commission the record and exhibits of the instant proceeding together with a written statement of his Findings of Fact and Conclusions.

The record transmitted by the Examiner discloses that no one appeared at the hearing to intervene or to protest the granting of the authority as requested.

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

Specifically, the submitted Examiner's Findings of Fact and Conclusions read as follows, to-wit:

EXAMINER FINDINGS OF FACT

1. Applicant is a Delaware corporation duly authorized and existing under the laws of the State of Delaware.
2. Applicant presently holds authority from this Commission under PUC No. 1961, to which authority extension is hereby sought.
3. Said Certificate has been continually operated in the past and is presently in good standing with the Commission.
4. By this application, Applicant seeks to extend his authority so as to include the transportation of passengers between Montrose, Colorado, and the Treasury Tunnel at Red Mountain, Colorado, via U. S. Highway 550.
5. The purpose of seeking the extension is to render a public service and those persons who must, by necessity, be transported to Treasury Tunnel at Red Mountain, Colorado, from the City of Montrose.
6. The extension applied for herein is compatible with, and does not conflict or duplicate the authority held by Applicant.
7. Applicant has equipment, experience and net worth, all of which are ample and suitable for operation of the authority applied for herein.
8. 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.
9. There is a present or special need for the proposed service and the granting of the extension, as hereinafter set forth, will be in the public interest.
10. There is presently no service available in the area to which extension is sought.
11. The present or future public convenience and necessity requires or will require the service as hereinafter set forth.
12. The authority will be in the public interest and should be granted as hereinafter set forth.

EXAMINER CONCLUSIONS

That the Commission make and enter its Order authorizing that Applicant be and hereby is authorized to extend operations under PUC No. 1961 to include:

"Passenger service between Montrose, Colorado, and the Treasury Tunnel at Red Mountain, Colorado, over U. S. Highway 550, making intermediate stops at such locations, including Ouray, Colorado, as may be necessary to pick up employees of the company or other persons working at or having some business with the Idarado Mining Company."

That henceforth the full and complete authority under PUC No. 1961, as extended, shall read and be as follows, to-wit:

"Transportation of

(1) Passengers

Between Ouray, Colorado, and the Treasury Tunnel at Red Mountain, Colorado, via U.S. Highway 550.

Between Montrose, Colorado, and the Treasury Tunnel at Red Mountain, Colorado, via U. S. Highway 550.

RESTRICTION:

Restricted to transportation of employees of Idarado Mining Company or persons having business with Idarado Mining Company."

The Commission has given careful consideration to the record and exhibits in the above-entitled proceeding and to the Findings of Fact and Conclusions submitted by the Examiner. Now, therefore, pursuant to the submitted Findings of Fact and Conclusions of the Examiner, as hereinabove set forth, and, in accordance therewith, makes and enters the following Order.

ORDER

THE COMMISSION ORDERS:

That Idarado Mining Co., a Delaware corporation, Ouray, Colorado, be, and hereby is, authorized to extend operations under Certificate PUC No. 1961 to include the following:

Transportation of

Passengers

Between Montrose, Colorado, and the Treasury Tunnel at Red Mountain, Colorado, over U. S. Highway 550, making intermediate stops at such locations, including Ouray, Colorado, as may be necessary to pick up employees of the Company or other persons working at or having some business with the Idarado Mining Company.

That henceforth the full and complete authority under Certificate PUC No. 1961, as extended, shall read and be as follows, to-wit:

Transportation of

Passengers

Between Montrose, Colorado and the Treasury Tunnel at Red Mountain, Colorado over U. S. Highway 550 serving all intermediate points.

RESTRICTION:

This Certificate is restricted to the transportation of employees employed by The Idarado Mining Co., located at Treasury Tunnel, Red Mountain, Colorado, and persons conducting business with said Idarado Mining Co.

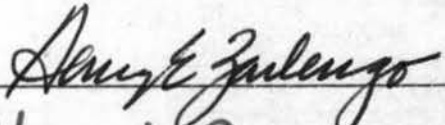
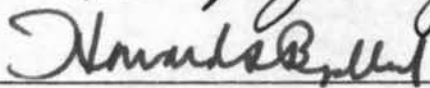

That applicant shall file tariffs of rates, rules and regulations as required by the rules and regulations of this Commission within twenty days from date.

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 21st day of June, 1968.

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BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
KIZZIER CHEVROLET INC.)
1928 Broadway)
Scottsbluff, Nebraska 69361)
-----)

AUTHORITY NO. M 5637
CASE NO. 2803-M-Ins.

June 21, 1968

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On March 26, 1968 , 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.


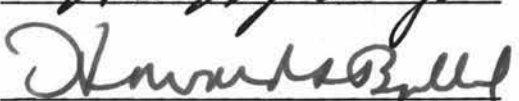
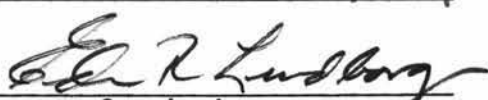
O R D E R

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
21st day of June, 1968 .

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
)
GEORGE E. OLIVER)
RTE 2, BOX 210)
MONTROSE, COLORADO 81401)
)
-----)

PERMIT NO. B-6629

June 20, 1968

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

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

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

O R D E R


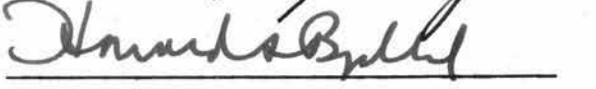

THE COMMISSION ORDERS:

That suspension of the motor vehicle operations under the above-entitled authority be, and the same hereby is, authorized by the Commission from June 19, 1968 to and including December 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 20th day of June 1968

et

(Decision No. 71474)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
ERNEST KENYON, RURAL ROUTE 1, BOX)
75, PAONIA, COLORADO, FOR A CLASS)
"B" PERMIT TO OPERATE AS A PRIVATE)
CARRIER BY MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 23158-PP
SUPPLEMENTAL ORDER

June 21, 1968

Appearances: Ernest Kenyon, Paonia, Colorado,
pro se.

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On June 14, 1968, the Commission entered Decision No. 71409 in the above-styled application.

It now appears that the Commission through inadvertence, in setting forth the authority granted, incorrectly stated the radius of operation.

In view of the above and foregoing, the commission states and finds that Decision No. 71409 should be amended as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That Decision No. 71409 be, and the same hereby is, amended, nunc pro tunc, as of June 14, 1968, by striking therefrom the first paragraph of the Order therein contained and the entire authority granted, appearing on page 2 of the Order thereof, and inserting in lieu thereof the following:

"That Ernest Kenyon, Rural Route 1, Box 75, Paonia, Colorado, be, and hereby is, authorized to operate as a Class "B" private carrier by motor vehicle for hire in intrastate commerce, for:

Transportation of

(1) Logs, poles and timber products

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

(2) Rough lumber

From sawmills within a 100-mile radius of forests to markets in the State of Colorado.

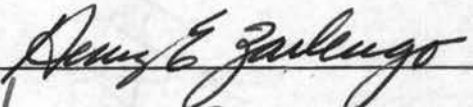
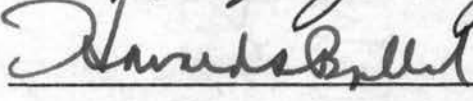

Restricted:

Against town-to-town service;"

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

That, except as herein amended, Decision No. 71409 shall remain in full force and effect.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 21st day of June, 1968
et

(Decision No. 71475)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
HARRY B. HAWKS, ROUTE 4, BOX 131,)
MONTROSE, COLORADO, FOR A CLASS "A")
PERMIT TO OPERATE AS A PRIVATE CAR-)
RIER BY MOTOR VEHICLE FOR HIRE.)

APPLICATION NO. 23072-PP
SUPPLEMENTAL ORDER

June 21, 1968

Appearances: Jerry Lincoln, Esq., Montrose,
Colorado, for Applicant.

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On June 5, 1968, the Commission entered Decision No. 71368 in the above-entitled application.

It now appears that the Commission through inadvertence, in setting forth the authority granted, incorrectly stated U. S. Highway 285 as an alternate route in lieu of U. S. Highway 85.

In view of the above and foregoing, the Commission states and finds that Decision No. 71368 should be amended as set forth in the Order following.

O R D E R

THE COMMISSION ORDERS:

That Decision No. 71368 be, and the same hereby is, amended, nunc pro tunc, as of June 5, 1968, by striking therefrom the first paragraph of the Order therein contained and the entire authority granted, appearing on page 3 of the Order thereof, and inserting in lieu thereof the following:

"That Harry B. Hawks, Montrose, Colorado, be, and hereby is, authorized to operate as a Class "A" private carrier by motor vehicle for hire for the following:

Transportation of

Newspapers

Between Denver, Colorado and Montrose, Colorado via U. S. Highway 285 and 50 serving all intermediate points with the right to use U. S. 85 and 50 and Colorado Highway 115 as an alternate route from Denver, Colorado, to Salida, Colorado excluding service to intermediate points.

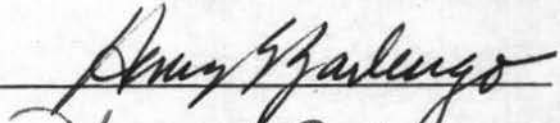
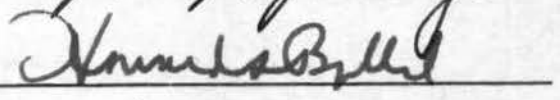
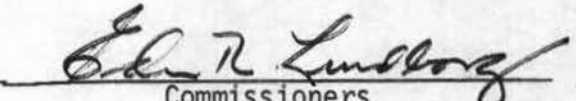
RESTRICTION:

This Permit is restricted to service for only the Denver Post and the Rocky Mountain News,

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

That, except as herein amended, Decision No. 71368 shall remain in full force and effect.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 21st day of June, 1968
et

AMENDED NOTICE

(Decision No. 71476)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)

MIKE GOLDADE DBA)
ABERDEEN TRAILER SALES)
1609 6th Avenue S. E.)
Aberdeen, South Dakota 54702)

AUTHORITY NO. M 15437
CASE NO. 3152-M-Ins.

June 24, 1968

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On June 11, 1968, 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.

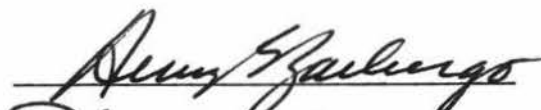
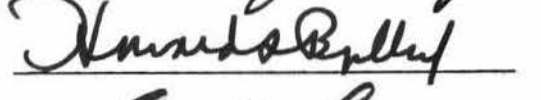

O R D E R

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
24th day of June, 1968 .

(Decision No. 71477)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
A. L. ATWOOD, ROUTE 1, FORT MORGAN,)
COLORADO, UNDER PERMIT NO. B-821.)

CASE NO. 5360
SUPPLEMENTAL ORDER

June 21, 1968

Appearances: John H. Lewis, Esq., Denver,
Colorado, for A. L. Atwood,
Respondent;
Robert L. Pyle, Esq., Denver,
Colorado, for the Staff of
the Commission.

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On May 15, 1968, the Commission entered Decision No. 71313,
in the above-entitled case, which provided, among other things, as follows,
to-wit:

"That the authority of Respondent, A. L. Atwood, being
Permit No. B-821, be, and the same hereby is, revoked and
cancelled as of July 1, 1968; provided, however, that in
lieu of said revocation and cancellation, Respondent
may pay the sum of Two Thousand Five Hundred Dollars
(\$2,500.00) to the Treasurer of the State of Colorado, on
or before July 1, 1968, for the use and benefit of the State
of Colorado, under and pursuant to the provisions of the
Public Utilities Act, in which event if said full payment
be made as hereinabove set forth and evidence of payment
be furnished to the Commission, the said revocation and
cancellation of said authority shall be null and void and
of no effect and said authority shall be fully operative."

On June 12, 1968, the Commission entered Decision No. 71419, in
the above-entitled case, which, among other things, reduced the amount of the
penalty provided for by Decision No. 71313, from \$2,500.00 to \$1,250.00.

On June 17, 1968, the Respondent, A. L. Atwood, by check paid
to the Treasurer of the State of Colorado the sum of \$1,250.00 in accordance
with the terms of the alternative penalty provision of said Decision
No. 71313 and Decision No. 71419.

The Commission states and finds that, inasmuch as the Respondent has elected and has paid the sum of \$1,250.00, Permit No. B-821 should not be cancelled and revoked and should remain in full force and effect.

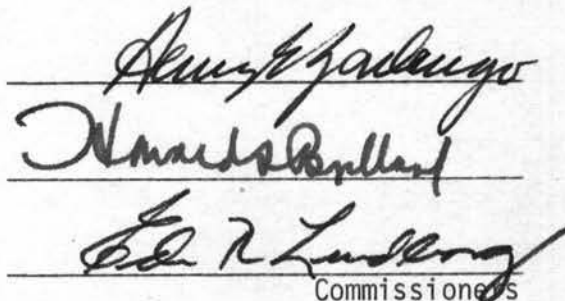
O R D E R

THE COMMISSION ORDERS:

That that portion of Decision No. 71313, dated May 15, 1968, as amended by Decision No. 71419, dated June 12, 1968, providing for the revocation and cancellation of Permit No. B-821, be, and the same hereby is, vacated, set aside and held for naught.

That, except as herein provided said Decision No. 71313 and Decision No. 71419 shall remain in full force and effect.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 21st day of June, 1968.
ls

(Decision No. 71478)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
CARLOS GRAY, DOING BUSINESS AS)
GRAY'S GARAGE, KEENESBURG, COLORADO,)
FOR AUTHORITY TO EXTEND OPERATIONS)
UNDER PUC NO. 410.)

APPLICATION NO. 23134-Extension

June 21, 1968

Appearances: Kenuff D. Wolford, Esq., Denver,
Colorado, for Applicant;
William A. Wilson, Esq., Denver,
Colorado, for Commerce Refuse
Disposal, Inc., and Brite'n Best
Rubbish Service, Protestants.

STATEMENT OF PROCEDURE AND RECORD

BY THE COMMISSION:

On April 15, 1968, the above-entitled application was filed requesting authority to extend operations under Certificate of Public Convenience and Necessity PUC No. 410 in the precise manner as fully set forth in said application.

After due and proper notice to all interested persons, firms or corporations, the application was heard by Robert L. Pyle -- duly designated by the Commission as an Examiner for the purpose of conducting the hearing on said application -- who, pursuant to the provisions of 1963 CRS 115-6-9 (2), has transmitted to the Commission the record and exhibits of the instant proceeding together with a written statement of his Findings of Fact and Conclusions.

The record transmitted by the Examiner discloses that -- at the hearing -- the herein application was protested by the carriers as indicated in the Appearance section of this Decision.

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

Specifically, the submitted Examiner's Findings of Fact and Conclusions read as follows, to-wit:

EXAMINER FINDINGS OF FACT

1. Applicant is an individual doing business as Gray's Garage, in Keenesburg, Colorado.
2. Applicant presently holds Certificate of Authority PUC No. 410 which generally provides for the transportation of general freight, agricultural products and livestock between Denver and Hudson with certain exceptions and reservations not material to this application.
3. By this application for extension, Applicant seeks to extend his Certificate of Authority PUC No. 410 so as to transport ashes, trash and other refuse in an area located basically in the southeast corner of Weld County with Keenesburg as more or less a central point. Reference is hereby made to Exhibit "B" which describes the present authority and the proposed authority.
4. Protestant, Commerce Refuse Disposal, Inc., holds Certificate of Authority PUC No. 2212 which is an ash and trash authority serving for the most part the same area as that requested in this application.
5. Protestant, Brite'n Best Rubbish Service, Inc., holds Certificate of Authority PUC No. 2835 which is an ash and trash authority serving for the most part the same area as that requested in this application.
6. Said Protestants presently render a transportation service which is entirely suitable and adequate in the area which Applicant proposes to serve.
7. The existing service provided by Protestants is adequate to meet the particular transportation needs sought herein.
8. Applicant does not have suitable equipment to operate the authority applied for and inasmuch as he is engaged in other businesses completely unrelated to the operation of an ash and trash authority, the granting of this extension would not be in the public interest.
9. Applicant failed to show that the present or future public convenience and necessity requires or will require the service applied for.
10. The application should be denied.

EXAMINER CONCLUSIONS

That the Commission make and enter its Order denying this application for extension.

The Commission has given careful consideration to the record and exhibits in the above-entitled proceeding and to the Findings of Fact and

Conclusions submitted by the Examiner. Now, therefore, pursuant to the provisions of 1963 CRS 115-6-9 (2), the Commission specifically adopts the submitted Findings of Fact and Conclusions of the Examiner, as hereinabove set forth, and, in accordance therewith, makes and enters the following Order.

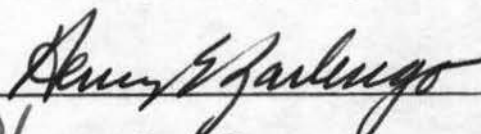
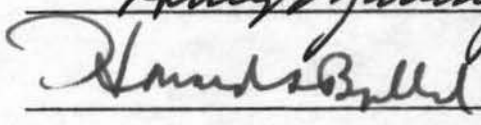

O R D E R

THE COMMISSION ORDERS:

That Application No. 23134-Extension, be, and the same hereby is, denied.

That this Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 21st day of June, 1968
et

AMENDED NOTICE

(Decision No. 71479)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)

D. H. McJUNKIN PRODUCE INC.)
P.O. Box 611)
Springdale, Arkansas 72764)

AUTHORITY NO. M 5661

CASE NO. 2985-M-Ins.

June 24, 1968

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On May 28, 1968 , 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.

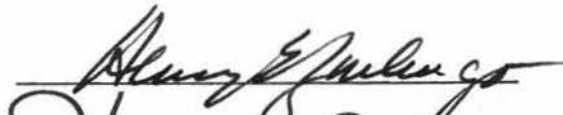
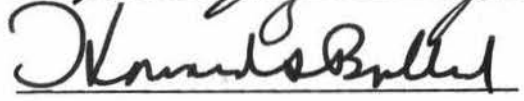

O R D E R

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
24th day of June, 1968 .

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)

Ray Gilbert, Jr.
Route 1, Box 305
Muskogee, Oklahoma 74401)

AUTHORITY NO. 4334-I

CASE NO. 1051-H-Ins

June 21, 1968

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On July 11, 1968 , 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.

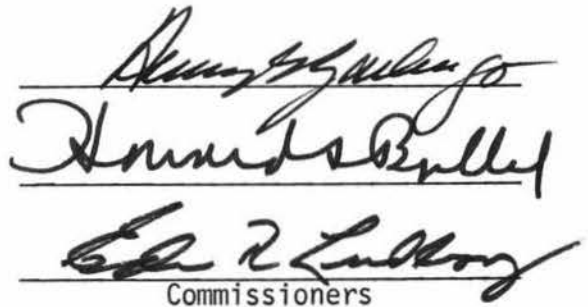
O R D E R

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

21st day of June, 1968 . rs

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
ROCKY MOUNTAIN NATURAL GAS COMPANY, INC.,)
420 CAPITOL LIFE CENTER, 1600 SHERMAN)
STREET, DENVER, COLORADO, FOR A CERTI-)
FICATE OF PUBLIC CONVENIENCE AND)
NECESSITY TO CONSTRUCT AN EXTENSION OF)
ITS PRESENT TRANSMISSION SYSTEM AND)
GATHERING LINES FOR THE TRANSMISSION OF)
GAS, EITHER NATURAL, ARTIFICIAL OR MIXED,)
ON A PRESCRIBED ROUTE THROUGH DELTA)
COUNTY, COLORADO, AND FOR A CERTIFICATE)
OF PUBLIC CONVENIENCE AND NECESSITY)
FOR THE DISTRIBUTION AND SALE OF GAS IN)
THE AREAS ADJACENT TO SAID FACILITY.)

APPLICATION NO. 23236

June 21, 1968

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Western Slope Gas Company, a Colorado corporation, by its Attorney Donald D. Cawelti, filed a Petition to Intervene as its interest may appear in the above-captioned proceeding, together with a Motion for Discovery and for Continuance of Hearing Date, and caused copies of said Petition and Motion to be served by mail upon parties of record in this proceeding.

The Commission states and finds that Applicant for intervention, Western Slope Gas Company, is a party who may or might be interested in or affected by any order which may be entered in this proceeding and that the intervention should be authorized.

The Commission further states and finds that the Motion for Discovery and for Continuance of Hearing Date should be heard by the Commission at 10:00 A.M., on Monday, June 24, 1968, at 507 Columbine Building, 1845 Sherman Street, Denver, Colorado.

O R D E R

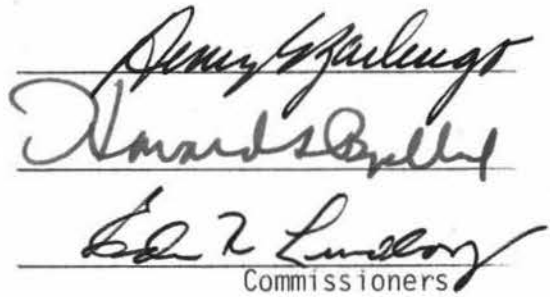
THE COMMISSION ORDERS:

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

That the Motion for Discovery and Continuance of Hearing Date be set for hearing before the Commission at 10:00 A.M., on Monday, June 24, 1968, at 507 Columbine Building, 1845 Sherman Street, Denver, 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 21st day of June, 1968.

s1

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.)

June 24, 1968

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:

Mariano Alvarez	Box 854 Espanola New Mexico 87532
Gayle E. Anderson dba Andico	3367 So. 8400 West Magna, Utah 84044
David R. Chastain	R.R. 2 Lewisville, Texas 75067
Custom Cartage Company, Inc.	4538 W. Fillmore Street Chicago, Illinois 60624
J. Clyde Davis	Corns Motel Conway Pike Highway #65 North North Little Rock, Arkansas 72118
Charles M. & Donald A. Dixon dba Dixon Molasses & Supply	General Delivery Lamar, Colorado 81052
Don L. Roper dba Don's Trucking Co.	507 N. Mulberry McPherson, Kansas 67460
Ralph Basila dba Farmers Market	301 Stanford S. E. Albuquerque, New Mexico 87106
Charles Gross	6539 So. Clayton Littleton, Colorado 80120
Orrin Hilgenberg dba Orrin Hilgenberg Trucking	R. R. 1 Coon Rapids, Iowa 50058
David B. Iles	Box 1435 Grand Junction, Colorado 81501
Preston Kennedy dba Kennedy's	103 Weaver Street Belgrade, Montana 59714
Lambert Bros., Inc.	Box 32 Dilley, Texas 78017

Daniel E. Lissman dba
Daniel E. Lissman Trucking

2413 Avenue H.
Scottsbluff, Nebraska 69361

W. G. "Bill" Newcomer

Box 472
Bastrop, Louisiana 71220

Robert Fay Paul dba
Bob Paul Trucking Co.

P. O. Box 73
Comanche, Oklahoma 73529

John & LeRoy Scaggs dba
Scaggs Brothers Trucking

East 6305 Valleyway
Spokane, Washington 92206

Darwin & Gary Schear Trucking

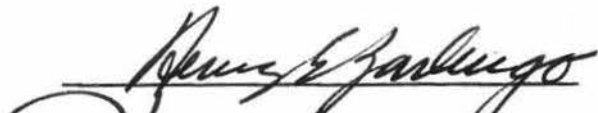
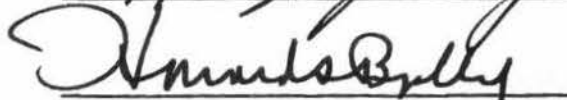
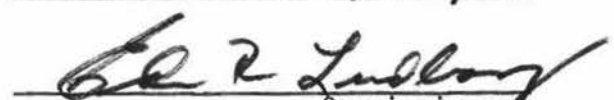
1055 E. Main Street
American Fork, Utah 84003

Scotty Scoggin dba
Scotty's Trucking & Trading

Route 2
Olustee, Oklahoma 73560

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 24th day of June, 1968.
s1

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE: MOTOR VEHICLE OPERATIONS OF
ROY NAUMANN
BOX 132
SIMLA, COLORADO 80835

PERMIT NO. M-4548

June 24, 1968

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

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

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

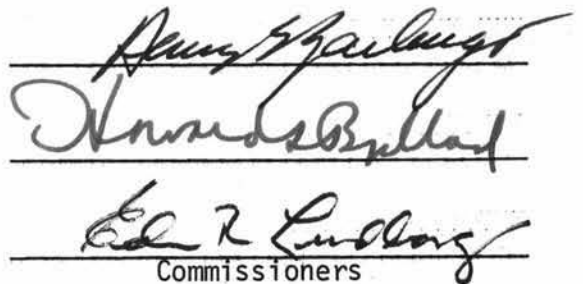
O R D E R

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective June 11, 1968.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 24th day of June 1968
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE: MOTOR VEHICLE OPERATIONS OF
BURTON V. KRAMER
9495 WEST 20TH AVENUE
DENVER, COLORADO, 80215

PERMIT NOM-5576

June 24, 1968

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

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

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

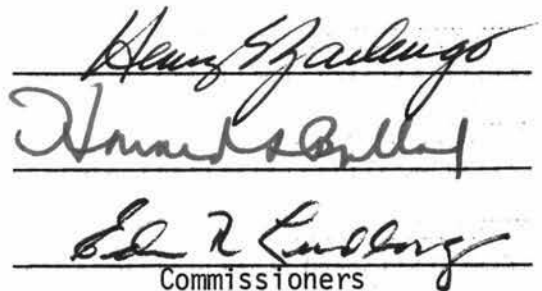
O R D E R

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective June 12, 1968.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 24th day of June 1968

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE: MOTOR VEHICLE OPERATIONS OF)

J. D. SEVERSON dba)
SEVERSON OIL COMPANY)
P O BOX 846)

GRAND JUNCTION, COLORADO 81501)

PERMIT NO. M-2963

June 24, 1968

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

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

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

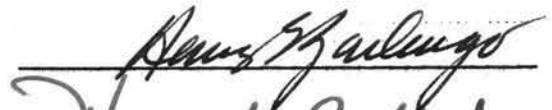
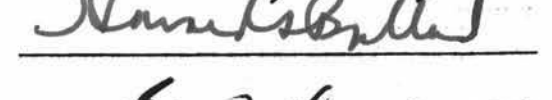

O R D E R

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective June 18, 1968.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 24th day of June 1968

et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE: MOTOR VEHICLE OPERATIONS OF)
)
FLOYD ORFIELD dba)
J & M EXCAVATING) PERMIT NO. M-8945
1134 CALVERT)
COLORADO SPRINGS, COLORADO 80904)

June 24, 1968

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

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

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

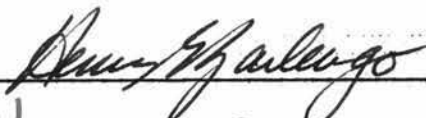
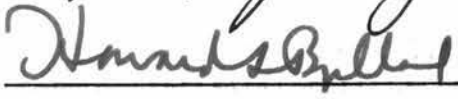

O R D E R

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective June 6, 1968.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 24th day of June 1968
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE: MOTOR VEHICLE OPERATIONS OF

GLENN A. YEAROUT dba
GRAND MESA ROOFING CO.,
430 NO. 18TH
GRAND JUNCTION, COLO. 81501

)
)
)
)
)

PERMIT NO. M-5450

June 24, 1968

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

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

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

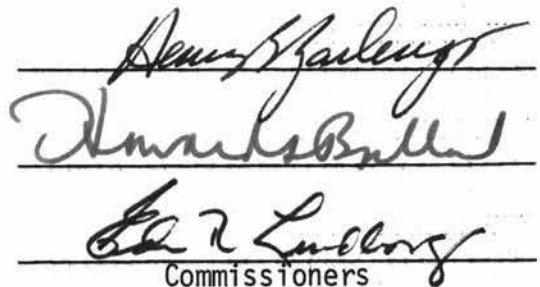
O R D E R

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective June 14, 1968.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 24th day of June 1968
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE: MOTOR VEHICLE OPERATIONS OF

BABCOCK & LEE TRANSPORTATION INC.
BOX 1961
BILLINGS, MONTANA

PUC NO. 6893-I

June 24, 1968

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.

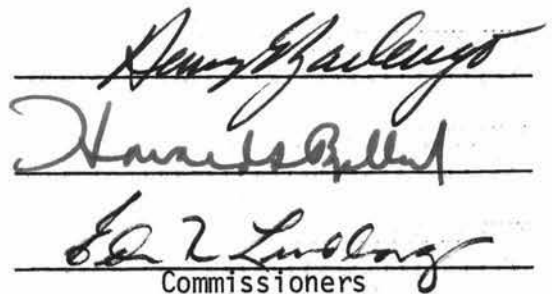
ORDER

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective June 20, 1968.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 24th day of June 1968
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
GEORGE W. RAYMER)
6825 WEST MISSISSIPPI AVE)
DENVER, COLORADO 80226)
-----)

PERMIT NO. B-6759

June 24, 1968

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

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

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

O R D E R

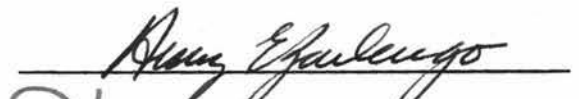
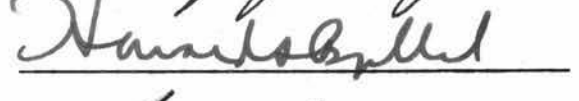

THE COMMISSION ORDERS:

That suspension of the motor vehicle operations under the above-entitled authority be, and the same hereby is, authorized by the Commission from June 29, 1968 to and including December 29, 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 June 1968

et

(Decision No. 71491)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: SCHEDULED AIR CARRIER OPERATIONS)
OF VAIL AIRWAYS, INC., 515 MAJESTIC }
BUILDING, DENVER, COLORADO. }

PUC NO. ACS-45

June 25, 1968

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission is in receipt of a communication, together with a copy of Articles of Amendment filed with the Secretary of the State of Colorado, from Robert S. Wham, Attorney for the above-styled certificate-holder, requesting authority to change the corporation name from Vail Airways, Inc. to Rocky Mountain Airways, Inc., in the conduct of operations under PUC No. ACS-45.

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.

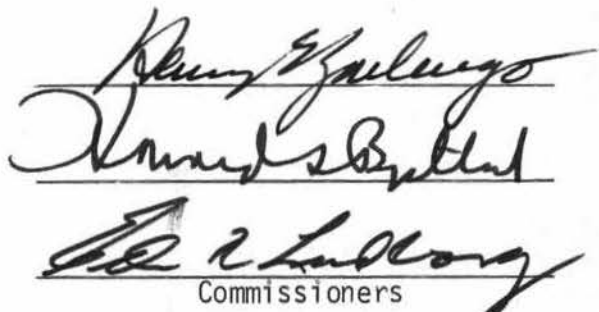
O R D E R

THE COMMISSION ORDERS:

That Vail Airways, Inc., be, and hereby is, authorized to change its corporate name to Rocky Mountain Airways, Inc. in the conduct of operations under PUC No. ACS-45, 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 25th day of June, 1968

et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: NON-SCHEDULED AIR CARRIER)
OPERATIONS OF VAIL AIRWAYS, INC.,)
DOING BUSINESS AS "ROCKY MOUNTAIN)
AVIATION, INC.," 515 MAJESTIC)
BUILDING, DENVER, COLORADO.)

PUC NO. AC-9

June 25, 1968

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission is in receipt of a communication, together with a copy of Articles of Amendment filed with the Secretary of the State of Colorado, from Robert S. Wham, Attorney for the above-styled certificate-holder, requesting authority to change the corporate name from Vail Airways, Inc. to Rocky Mountain Airways, Inc. in the conduct of operations under PUC No. AC-9.

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.

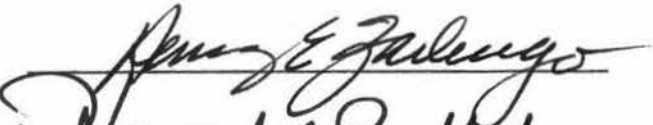
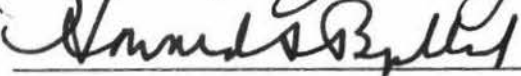

O R D E R

THE COMMISSION ORDERS:

That Vail Airways, Inc., doing business as "Rocky Mountain Aviation, Inc.," be, and hereby is, authorized to change its corporate name to Rocky Mountain Airways, Inc., doing business as "Rocky Mountain Aviation, Inc.," in the conduct of operations under PUC No. AC-9, 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 25th day of June, 1968

et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

RE: MOTOR VEHICLE OPERATIONS UNDER)	
CERTIFICATE NO. 2359 & I)	
BY: MR. H. K. KEESE)	<u>CASE NO. 1-AR</u>
BOX 1995)	
FARMINGTON, NEW MEXICO 87401)	
Respondent.)	
- - - - -	

- - - - -
June 25, 1968
- - - - -

Appearances: Lawrence C. Abdoo, Associate Rate Expert
For the Staff of the Commission

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission, May 21, 1968, by decision No. 71336, in Case No. 1-AR, issued its Order to Show Cause and Notice of Hearing to Mr. H. K. Keese, to show cause why the Commission should not take such action and enter such order as might be appropriate including, but not limited to, what order or penalty, if any, should be made or imposed by the Commission, or as warranted, an order cancelling and revoking Certificate No. 2359 & I.

Said matter was called for hearing before an Examiner, appointed by the Commission, to hear said matter, in the Hearing Room of the Commission, 505 Columbine Building, at 10:00 A. M., on June 25, 1968.

The Examiner found that the Respondent, in not filing its Annual Report, as called for, has been careless and negligent; however, since the Annual Report has been filed it would be in the public interest to enter the Order as hereinafter set out.

O R D E R

THE COMMISSION ORDERS:

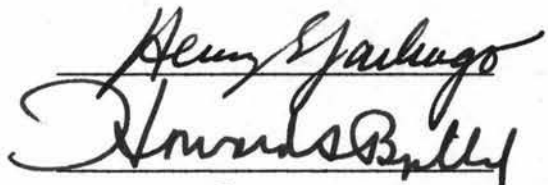

The hearing examiner's report, having been received, completely and correctly covers the situation, and is affirmed and

adopted as our own.

That under the circumstances, the above entitled case be,
and the same hereby is, dismissed, without penalty, forthwith.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

Dated at Denver, Colorado,
this 25th day of June, 1968.

dh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

RE: MOTOR VEHICLE OPERATIONS UNDER)
CERTIFICATE NO. 3398)
BY: MERCHANTS TRANSFER & STORAGE CO.) CASE NO. 2-AR
795 SOUTH JASON STREET)
DENVER, COLORADO 80223)
Respondent.)

June 25, 1968

Appearances: Lawrence C. Abdoo, Associate Rate Expert
For the Staff of the Commission

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission, May 21, 1968, by decision No. 71337, in Case No. 2-AR, issued its Order to Show Cause and Notice of Hearing to Merchants Transfer & Storage Company, to show cause why the Commission should not take such action and enter such order as might be appropriate including, but not limited to, what order or penalty, if any, should be made or imposed by the Commission, or as warranted, an order cancelling and revoking Certificate No. 3398.

Said matter was called for hearing before an Examiner, appointed by the Commission, to hear said matter, in the Hearing Room of the Commission, 505 Columbine Building, at 10:00 A. M., on June 25, 1968.

The Examiner found that the Respondent, in not filing its Annual Report, as called for, has been careless and negligent; however, since the Annual Report has been filed it would be in the public interest to enter the Order as hereinafter set out.

O R D E R

THE COMMISSION ORDERS:


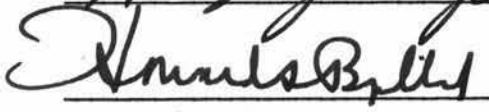

The hearing examiner's report, having been received, completely and correctly covers the situation, and is affirmed and

adopted as our own.

That under the circumstances, the above entitled case be,
and the same hereby is, dismissed, without penalty, forthwith.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 25th day of June, 1968.

dh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

RE: MOTOR VEHICLE OPERATIONS UNDER)	
CERTIFICATE NO. 3967 & I)	
BY: HUGH BREEDING INC.)	CASE NO. 3-AR
P. O. BOX 9515)	
TULSA, OKLAHOMA)	
Respondent.)	
- - - - -)	

- - - - -
June 25, 1968
- - - - -

Appearances: Lawrence C. Abdoo, Associate Rate Expert
For the Staff of the Commission

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission, May 21, 1968, by decision No. 71338, in Case No. 3-AR, issued its Order to Show Cause and Notice of Hearing to Hugh Breeding Inc., to show cause why the Commission should not take such action and enter such order as might be appropriate including, but not limited to, what order or penalty, if any, should be made or imposed by the Commission, or as warranted, an order cancelling and revoking Certificate No. 3967 & I.

Said matter was called for hearing before an Examiner, appointed by the Commission, to hear said matter, in the Hearing Room of the Commission, 505 Columbine Building, at 10:00 A. M., on June 25, 1968.

The Examiner found that the Respondent, in not filing its Annual Report, as called for, has been careless and negligent; however, since the Annual Report has been filed it would be in the public interest to enter the Order as hereinafter set out.

O R D E R

THE COMMISSION ORDERS:

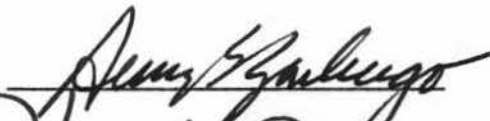
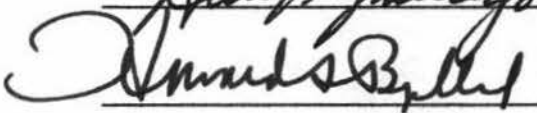
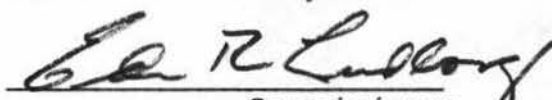
The hearing examiner's report, having been received, completely and correctly covers the situation, and is affirmed and

adopted as our own.

That under the circumstances, the above entitled case be,
and the same hereby is, dismissed, without penalty, forthwith.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 25th day of June, 1968.

dh

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.) CASE NO. 137-T
2980 HURON STREET)
DENVER, COLORADO 80214)
Respondent.)

June 25, 1968

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.

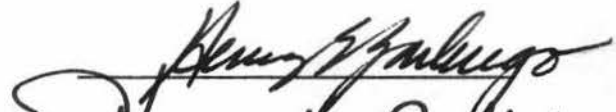
O R D E R

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 25th day of June, 1968.

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 80301)

CASE NO. 140-T

Respondent.)
- - - - -

- - - - -
June 25, 1968
- - - - -

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.

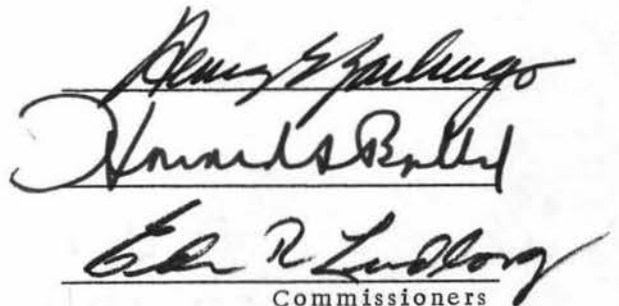
O R D E R

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 25th day of June, 1968.

dh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

RE: MOTOR VEHICLE OPERATIONS UNDER)	
CERTIFICATE NO. 3382)	<u>CASE NO. 4-AR</u>
)	
BY: BURCH WAREHOUSE & TRANSFER CO., INC.))	<u>NOTICE OF HEARING</u>
200 SANTA FE AVENUE)	<u>AND</u>
PUEBLO, COLORADO 81001)	<u>ORDER TO SHOW CAUSE</u>
)	
Respondent.)	
- - - - -	- - - - -	

- - - - -
June 27, 1968
- - - - -

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 1967 Annual Report as required, and that said respondent is now conducting motor vehicle operating rights in violation of said law, Rules and Regulations.

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


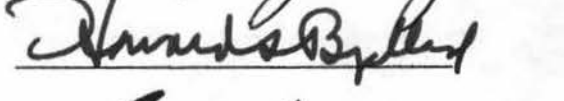

THE COMMISSION ORDERS:

That this case be, and the same hereby is, set for hearing before the Commission at the Hearing Room of the Commission, Room 505, Columbine Building, 1845 Sherman Street, Denver, Colorado, at 10:00 o'clock A. M., on August 1, 1968, 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 Respondent, Burch Warehouse & Transfer Co., Inc.,
is 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 respondent.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 27th day of June, 1968.

dh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

RE: MOTOR VEHICLE OPERATIONS UNDER)
CERTIFICATE NO. 3692)
BY: FORT COLLINS TRANSFER)
626 WEST OAK STREET)
FORT COLLINS, COLORADO 80521)
Respondent.)
- - - - -

CASE NO. 5-AR
NOTICE OF HEARING
AND
ORDER TO SHOW CAUSE

- - - - -
June 27, 1968
- - - - -

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 1967 Annual Report as required, and that said respondent is now conducting motor vehicle operating rights in violation of said law, Rules and Regulations.

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


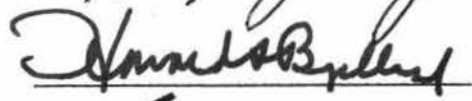
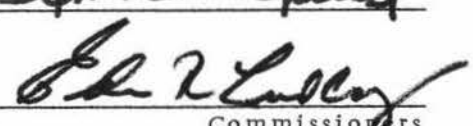
THE COMMISSION ORDERS:

That this case be, and the same hereby is, set for hearing before the Commission at the Hearing Room of the Commission, Room 505, Columbine Building, 1845 Sherman Street, Denver, Colorado, at 10:00 o'clock A. M., on August 1, 1968, 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 Respondent, Fort Collins Transfer, is 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 respondent.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 27th day of June, 1968.

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 SIXTH)
SPRINGFIELD, COLORADO 81073)
Respondent.)
- - - - -

CASE NO. 6-AR
NOTICE OF HEARING
AND
ORDER TO SHOW CAUSE

- - - - -
June 27, 1968
- - - - -

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 1967 Annual Report as required, and that said respondent is now conducting motor vehicle operating rights in violation of said law, Rules and Regulations.

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

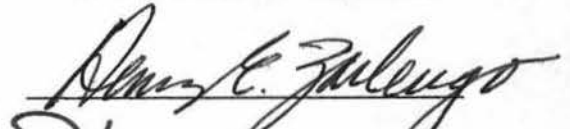
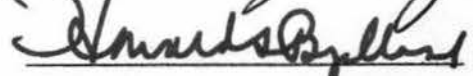

THE COMMISSION ORDERS:

That this case be, and the same hereby is, set for hearing before the Commission at the Hearing Room of the Commission, Room 505, Columbine Building, 1845 Sherman Street, Denver, Colorado, at 10:00 o'clock A. M., on August 1, 1968, 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 Respondent, Mr. H. W. Billings, is 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 respondent.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 27th day of June, 1968.

dh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

RE: MOTOR VEHICLE OPERATIONS UNDER)
CERTIFICATE NO. 6027)
BY: BRECKENRIDGE TOURS)
BOX 335)
BRECKENRIDGE, COLORADO 80424)
Respondent.)
- - - - -

CASE NO. 7-AR
NOTICE OF HEARING
AND
ORDER TO SHOW CAUSE

- - - - -
June 27, 1968
- - - - -

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 1967 Annual Report as required, and that said respondent is now conducting motor vehicle operating rights in violation of said law, Rules and Regulations.

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

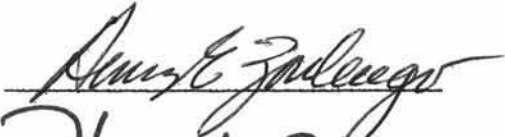
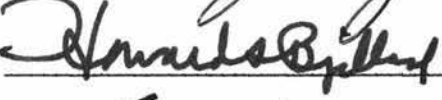

THE COMMISSION ORDERS:

That this case be, and the same hereby is, set for hearing before the Commission at the Hearing Room of the Commission, Room 505, Columbine Building, 1845 Sherman Street, Denver, Colorado, at 10:00 o'clock A. M., on August 1, 1968, 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 Respondent, Breckenridge Tours, is 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 respondent.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 27th day of June, 1968.

dh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

RE: MOTOR VEHICLE OPERATIONS UNDER)	
CERTIFICATE NO. 7040)	<u>CASE NO. 8-AR</u>
BY: BUENA VISTA JEEP TOURS)	<u>NOTICE OF HEARING</u>
P. O. BOX 158)	<u>AND</u>
BUENA VISTA, COLORADO 81211)	<u>ORDER TO SHOW CAUSE</u>
Respondent.)	
- - - - -	

- - - - -
June 27, 1968
- - - - -

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 1967 Annual Report as required, and that said respondent is now conducting motor vehicle operating rights in violation of said law, Rules and Regulations.

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

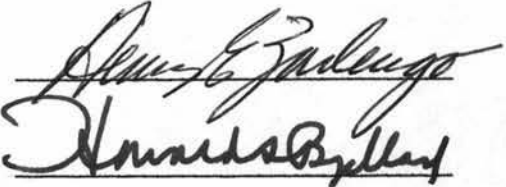
THE COMMISSION ORDERS:

That this case be, and the same hereby is, set for hearing before the Commission at the Hearing Room of the Commission, Room 505, Columbine Building, 1845 Sherman Street, Denver, Colorado, at 10:00 o'clock A. M., on August 1, 1968, 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 Respondent, Buena Vista Jeep Tours, is 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 respondent.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Donald B. Miller


Commissioners

Dated at Denver, Colorado,
this 27th day of June, 1968.

dh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

RE: MOTOR VEHICLE OPERATIONS UNDER)
CERTIFICATE NO, 2325)
BY: C & B HOUSEMOVING)
MEREDITH,)
COLORADO 81642)
Respondent.)
- - - - -

CASE NO. 9-AR
NOTICE OF HEARING
AND
ORDER TO SHOW CAUSE

- - - - -
June 27, 1968
- - - - -

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 1967 Annual Report as required, and that said respondent is now conducting motor vehicle operating rights in violation of said law, Rules and Regulations.

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

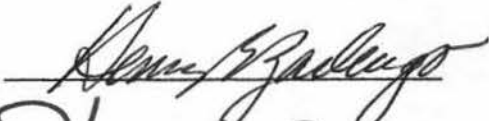
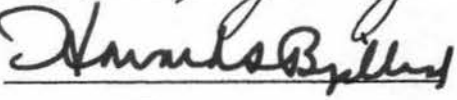

THE COMMISSION ORDERS:

That this case be, and the same hereby is, set for hearing before the Commission at the Hearing Room of the Commission, Room 505, Columbine Building, 1845 Sherman Street, Denver, Colorado, at 10:00 o'clock A. M., on August 1, 1968, 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 Respondent, C & B Housemoving, is 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 respondent.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 27th day of June, 1968.

dh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

RE: MOTOR VEHICLE OPERATIONS UNDER)	
CERTIFICATE NO. 4357)	
BY: CENTRAL CITY BUS LINES)	<u>CASE NO. 10-AR</u>
C/O ALBERT DAWKINS)	<u>NOTICE OF HEARING</u>
636 MAJESTIC BUILDING)	<u>AND</u>
DENVER, COLORADO 80202)	<u>ORDER TO SHOW CAUSE</u>
Respondent.)	
- - - - -	

- - - - -
June 27, 1968
- - - - -

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 1967 Annual Report as required, and that said respondent is now conducting motor vehicle operating rights in violation of said law, Rules and Regulations.

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

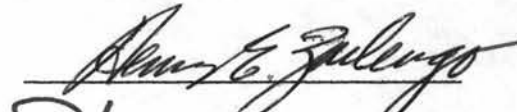
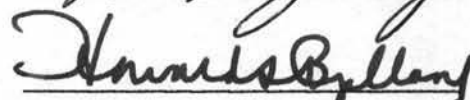
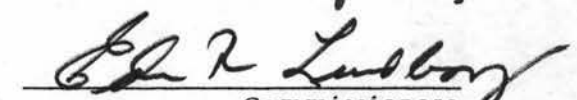
THE COMMISSION ORDERS:

That this case be, and the same hereby is, set for hearing before the Commission at the Hearing Room of the Commission, Room 505, Columbine Building, 1845 Sherman Street, Denver, Colorado at 10:00 o'clock A. M., on August 1, 1968, 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 Respondent, Central City Bus Lines, is 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 respondent.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 27th day of June, 1968.

dh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

RE: MOTOR VEHICLE OPERATIONS UNDER)	
CERTIFICATE NO. 6288)	<u>CASE NO. 11-AR</u>
BY: FRITZ HAY COMPANY)	<u>NOTICE OF HEARING</u>
113 SHERMAN)	<u>AND</u>
FORT MORGAN, COLORADO 80701)	<u>ORDER TO SHOW CAUSE</u>
Respondent.)	
- - - - -	

- - - - -
June 27, 1968
- - - - -

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 1967 Annual Report as required, and that said respondent is now conducting motor vehicle operating rights in violation of said law, Rules and Regulations.

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

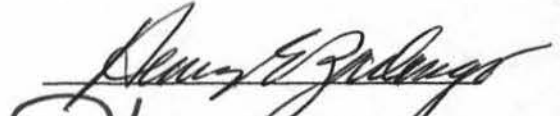

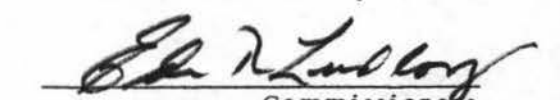
THE COMMISSION ORDERS:

That this case be, and the same hereby is, set for hearing before the Commission at the Hearing Room of the Commission, Room 505, Columbine Building, 1845 Sherman Street, Denver, Colorado, at 10:00 o'clock A. M., on August 1, 1968, 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 Respondent, Fritz Hay Company, is 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 respondent.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 27th day of June, 1968.

dh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

RE: MOTOR VEHICLE OPERATIONS UNDER)	
CERTIFICATE NO. 1012)	<u>CASE NO. 12-AR</u>
)	
BY: GOLDEN WEST TRANSPORTATION CO.)	<u>NOTICE OF HEARING</u>
BOX 328)	<u>AND</u>
FREDERICK, COLORADO 80530)	<u>ORDER TO SHOW CAUSE</u>
)	
Respondent.)	
- - - - -	

- - - - -
June 27, 1968
- - - - -

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 1967 Annual Report as required, and that said respondent is now conducting motor vehicle operating rights in violation of said law, Rules and Regulations.

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

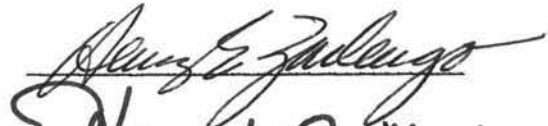
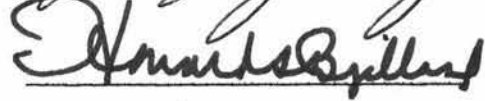

THE COMMISSION ORDERS:

That this case be, and the same hereby is, set for hearing before the Commission at the Hearing Room of the Commission, Room 505, Columbine Building, 1845 Sherman Street, Denver, Colorado, at 10:00 o'clock A. M., on August 1, 1968, 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 Respondent, Golden West Transportation Company,
is 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 appropriate,
including, but not limited to, an Order cancelling the aforesaid
Certificate of the respondent.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 27th day of June, 1968.

dh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

RE: MOTOR VEHICLE OPERATIONS UNDER)	
CERTIFICATE NO. 6610)	<u>CASE NO. 13-AR</u>
)	
BY: GUNNISON CAB COMPANY)	<u>NOTICE OF HEARING</u>
BOX 328)	<u>AND</u>
GUNNISON, COLORADO 81230)	<u>ORDER TO SHOW CAUSE</u>
)	
Respondent.)	
- - - - -	

- - - - -
June 27, 1968
- - - - -

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 1967 Annual Report as required, and that said respondent is now conducting motor vehicle operating rights in violation of said law, Rules and Regulations.

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


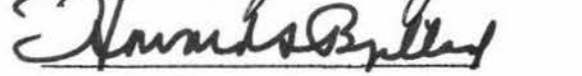
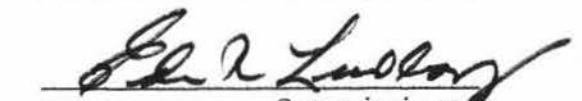
THE COMMISSION ORDERS:

That this case be, and the same hereby is, set for hearing before the Commission at the Hearing Room of the Commission, Room 505, Columbine Building, 1845 Sherman Street, Denver, Colorado, at 10:00 o'clock A. M., on August 1, 1968, 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 Respondent, Gunnison Cab Company, is 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 respondent.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 27th day of June, 1968.

dh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MEAT, FRESH, LOOSE, FROM)
FORT MORGAN TO GREELEY,)
COLORADO)
----- }

CASE NO. 1585

June 27, 1968

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On June 24, 1968, J. R. Smith, Chief of Tariff Bureau, Colorado Motor Carriers' Association, as Agent, filed Application No. 380, for and on behalf of North Eastern Motor Freight, Inc., requesting to publish on ten days' notice to the Commission and to the general public an amendment to Item 2227 of Local and Joint Freight Tariff No. 12-A, Colorado PUC No. 11*(*The Motor Truck Common Carriers' Association, Agent, Series), as follows:

Rates in Cents per 100 pounds *

Minimum weight	30,000 pounds	- - - - -	31¢
"	" 35,000 "	- - - - -	29¢
"	" 40,000 "	- - - - -	26¢

In a letter dated June 19, 1968 by Kemp Shacklett, Vice President, North Eastern Motor Freight, Inc., forwarded to the Commission by J. R. Smith, supporting the request herein, it is stated:

"We had a 20¢ rate on forty thousand from Fort Morgan to Greeley that expired June 30, 1967.

"The Ft. Morgan Dressed Beef Company went bankrupt last year and there was no movement until now. Last week the plant opened up again and is owned by the American Packing Company of Oakland, Iowa. They will handle this move (2 loads per week) via their own trucks until a reasonable rate is established."

Since the proposed request appears to represent just, fair and reasonable rates and charges, and governing provisions, the Commission

*Add Greeley as a destination point at the above rates to apply on shipments of meat, fresh, loose, from Fort Morgan, Colorado.

finds that an order should be entered prescribing the same, under the provisions of Rule 18 (C) (1) (c) of the Commission's Rules of Practice and Procedure.

O R D E R

THE COMMISSION ORDERS:

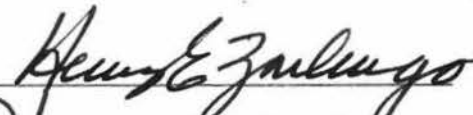
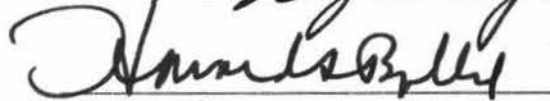

1. That the Statement and Findings herein be, and they are hereby, made a part hereof.
2. That the rates and charges as set forth in the statement of this order, subject to the rules and regulations as provided in the aforesaid tariff shall be the prescribed rates, rules, regulations and provisions of the Commission.
3. That the request to publish on ten (10) days' notice to the Commission and the general public is hereby granted, to be effective on July 8, 1968.
4. 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.
5. 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.
6. That all call and demand motor vehicle common carriers and all Class "B" private carriers by motor vehicle operating in competition with North Eastern Motor Freight, Inc., shall be subject to the penalty rule of twenty (20) percent.
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 entered in Case No. 1585 on February 5, 1936, as since amended, shall continue in force and effect until further

order of the Commission.

9. That this order shall become effective forthwith.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado, this
27th day of June, 1968. av

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: AIR CARRIER OPERATIONS OF VAIL)
AIRWAYS, INC., 515 MAJESTIC BUILDING,)
DENVER, COLORADO.)

PUC NO. ACS-45

June 7, 1968

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.

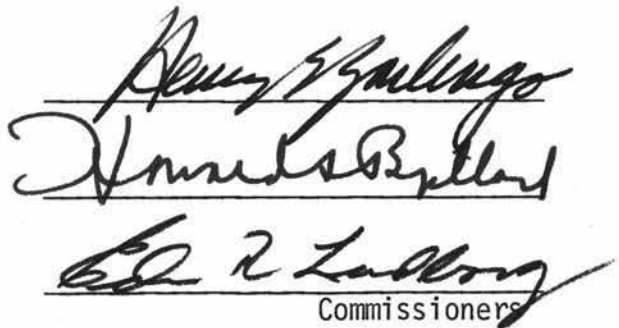
O R D E R

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, reinstated as of November 15, 1967.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 7th day of June, 1968.

s1

(Decision No. 71510)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE PETITION OF THE)
ATCHISON, TOPEKA AND SANTA FE RAILWAY)
COMPANY TO DISCONTINUE PASSENGER)
TRAINS 191-190 AND 201-200)

APPLICATION NO. 23227

RE PETITION OF ATCHISON, TOPEKA AND)
SANTA FE RAILWAY COMPANY TO DISCONTINUE)
PASSENGER TRAINS 191-190 AND 201-200.)

INVESTIGATION AND SUSPENSION
DOCKET NO. 610

June 28, 1968

S T A T E M E N T

BY THE COMMISSION:

Pursuant to Rule No. 6 of this Commission's Rules and Regulations Pertaining to Railroads and Express Companies Operating in the State of Colorado, The Atchison, Topeka and Santa Fe Railway Company, by its Attorneys Grant, Shafroth, Toll and McHendrie, Denver, Colorado, filed its petition with this Commission seeking authority to discontinue the operation of its passenger Trains 191-190 and 201-200 between Denver, Colorado and La Junta, Colorado; said discontinuance to become effective July 10, 1968.

Applicant states the normal consist of each of these trains is one locomotive, one baggage car, one chair car Monday through Thursday and two chair cars Friday through Sunday. Train No. 191-190 leaves Denver at 3:30 p.m. arrives La Junta 7:30 p.m. Train No. 201-200 leaves La Junta 8:30 p.m. arrives Denver 12:30 a.m. In the operation of said trains, net losses were sustained as follows:

	<u>Year</u>	<u>Revenue</u>	<u>Out of Pocket Expense</u>	<u>Loss</u>
(Oct., Nov., Dec.)	1966	\$ 36,805	\$104,850	\$ 68,045
	1967	210,477	589,862	379,385
(Jan., Feb., Mar.)	1968	12,031	157,675	145,644

Applicant cites that effective October 15, 1967 the United States Post Office Department terminated substantially all of its contracts with the Railway Company for the transportation of mail on passenger trains. Since October, 1967, petitioner has received no revenues from mail or express in the operation of these trains. It is noted that the Mail and Express Revenue as received for ten months of 1967 amounted to \$137,841 or 65.5% of the total 1967 Revenue. Further; Applicant recites a new riding complication due to discontinuance of "The Chief" cross-country trains No. 19, Chicago to California and No. 20, California to Chicago, effective on May 15, 1968. Passengers from Denver, Colorado Springs and Pueblo for Train No. 19 (westward) and from Train No. 20 (eastward) for the Colorado cities, made up a large portion of the passengers riding on Trains 191-190 and 201-200. On June 1, 1968 the current schedule for Denver-La Junta Trains 191-190 and 201-200 became effective in order to now have a connection at La Junta with the eastbound Train No. 18, "The Super Chief."

Because of the loss of mail and express revenues; the steady decline in rail passenger patronage; and constantly rising costs, it is anticipated by Applicant that the net deficit from operation of Trains 191-190 and 201-200 cannot be overcome, but rather will continue to increase.

All points served by Trains 201-200 and 191-190 are served by modern paved highways; a system of bus routings and schedules provides as many as fourteen round trips daily between Denver and Pueblo, Colorado, and five round trips daily between Pueblo and La Junta, Colorado. As a means of alternate transportation for Trains 201-200 and 191-190, improved bus schedules will be in effect to provide convenient bus-to-train and train-to-bus connections with the "Super Chief" trains No. 17 and 18 at Raton, New Mexico, or La Junta, Colorado for passengers traveling to or from Denver, Colorado Springs or Pueblo from and to points on petitioner's main line both east and west of Colorado. Through rail tickets will be accepted for the bus portion of a through trip.

In compliance with Rule No. 6, Notice concerning discontinuance of operation of the passenger trains was posted by Applicant at each of its depots located along the line of the railroad between Denver and La Junta, Colorado. Said Notice, in addition to stating the intent of Applicant, also carried the proviso that any person desiring to protest the proposed action should file a written protest with The Public Utilities Commission of the State of Colorado at least ten (10) days prior to July 10, 1968.

Complaints have been received by the Commission from interested citizens, employee organizations, municipalities, and patrons in the area, sufficient in number and importance, in the opinion of the Commission, to warrant further investigation in the matter.

In view of the protests herein, the Commission, on its own motion, has determined to suspend the effective date of the proposed discontinuance of train service, for the purpose of further investigation and hearing regarding the whole proposal. The application and file in this matter will, therefore, be transferred to Investigation and Suspension Docket No. 610 on the Commission's docket.

F I N D I N G S

THE COMMISSION FINDS:

That the effective date for discontinuance of operation of Santa Fe Passenger Trains Nos. 191-190 and 201-200, between Denver and La Junta, Colorado, should be suspended, and hearing be had in the matter.

That Application No. 23227, and the docket and files therein, should be transferred to Investigation and Suspension Docket No. 610 on the Commission's Docket.

O R D E R

BY THE COMMISSION:

That the effective date for discontinuance of operation of its Passenger Trains Nos. 191-190 and 201-200, between Denver and La Junta, Colorado, as proposed by The Atchison, Topeka and Santa Fe Railway Company,

be, and hereby is, suspended for a period of ninety (90) days from July 10, 1968, or until October 8, 1968, unless otherwise ordered by the Commission.

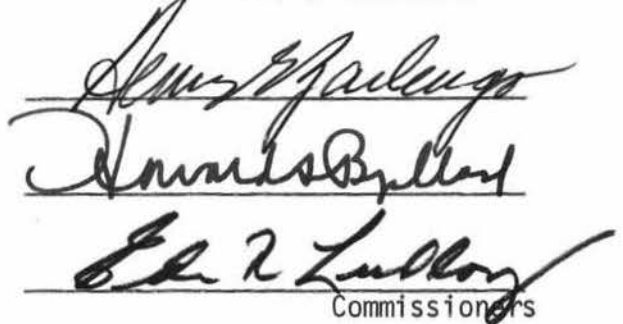
That Application No. 23227 and the docket and files therein are hereby transferred to Investigation and Suspension Docket No. 610 on the docket of the Commission.

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

That a copy of this Order be filed with Application No. 23227 and with Investigation and Suspension Docket No. 610.

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

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 28th day of June, 1968.

s1

(Decision No. 71511)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
CHARLES E. DANBURY, INC., 292 SOUTH)
FIFTH STREET, WILLIAMSBURG, OHIO)
FOR AUTHORITY TO TRANSFER INTERSTATE)
OPERATING RIGHTS TO CHARLES E.)
DANBURY CO., AN OHIO CORPORATION,)
292 SOUTH FIFTH STREET, WILLIAMSBURG,)
OHIO.)

PERMIT NO. B-3473-I - Transfer

July 1, 1968

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Heretofore, Charles E. Danbury, Inc., Williamsburg, Ohio, was granted a permit to operate as a private carrier by motor vehicle for hire, being Permit No. B-3473-I, authorizing:

"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 permit-holder now seeks authority to transfer said Permit No. B-3473-I to Charles E. Danbury Co., an Ohio Corporation, Williamsburg, Ohio.

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

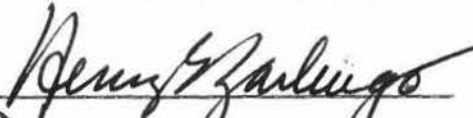
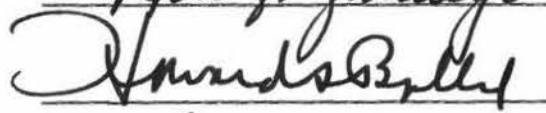

THE COMMISSION ORDERS:

That Charles E. Danbury, Inc., Williamsburg, Ohio, be, and hereby is, authorized to transfer all right, title and interest in and to Permit No. B-3473-I -- with authority as set forth in the Statement

preceding which is made a part hereof by reference -- to Charles E. Danbury Co., an Ohio corporation, Williamsburg, Ohio, 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




Commissioner

Dated at Denver, Colorado,
this 1st day of July, 1968.
sl

(Decision No. 71512)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)	
GALE STORER, 2968 NORTH HOLMES,)	
IDAHO FALLS, IDAHO, FOR AUTHORITY TO)	PUC NO. 5047-I - Transfer
TRANSFER INTERSTATE OPERATING RIGHTS)	
TO GALE STORER INC., 2968 NORTH HOLMES,)	
IDAHO FALLS, IDAHO.)	

July 1, 1968

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

Gale Storer, Idaho Falls, Idaho, heretofore was granted a certificate of public convenience and necessity, being PUC No. 5047-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. 5047-I to Gale Storer Inc., Idaho Falls, Idaho.

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 granted as set forth in the Order following.

O R D E R


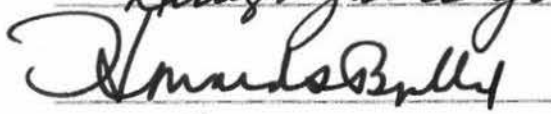
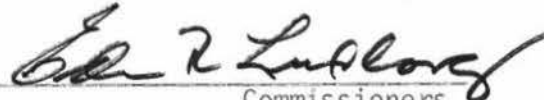
THE COMMISSION ORDERS:

That Gale Storer, Idaho Falls, Idaho, be, and hereby is, authorized to transfer all right, title and interest in and to PUC No. 5047-I -- with authority as set forth in the Statement preceding which is made a part hereof by reference -- to Gale Storer Inc., Idaho Falls, Idaho, 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 1st day of July, 1968.
s1

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)
ALAN W. REISE, 614 SOUTH 29TH) PUC NO. 189, PUC NO. 189-I
STREET, P. O. BOX 6231, COLORADO)
SPRINGS, COLORADO.)

July 1, 1968

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

The Commission is in receipt of a communication from the above-styled certificate-holder requesting authority to add the trade name of Manitou Express Co. in the conduct of operations under PUC No. 189 and PUC No. 189-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.

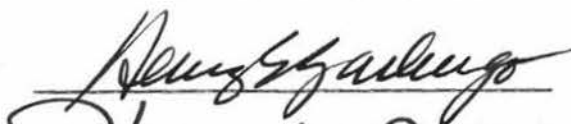
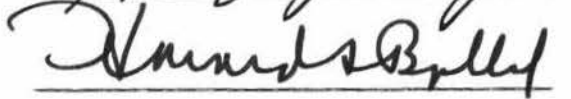
ORDER

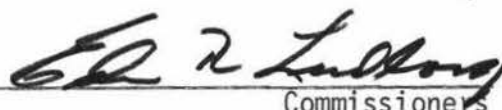
THE COMMISSION ORDERS:

That Alan W. Reise be, and hereby is, authorized to conduct operations under the trade name and style of Alan W. Reise, doing business as "Manitou Express Co.," in the conduct of operations under PUC No. 189 and PUC No. 189-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 1st day of July, 1968.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

RE: MOTOR VEHICLE OPERATIONS UNDER)	
CERTIFICATE NO. 3768)	<u>CASE NO. 14-AR</u>
BY: LINCOLN CAB INC.)	<u>NOTICE OF HEARING</u>
5607 YUKON STREET)	<u>AND</u>
ARVADA, COLORADO 80002)	<u>ORDER TO SHOW CAUSE</u>
Respondent.)	
- - - - -	

- - - - -
June 28, 1968
- - - - -

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 1967 Annual Report as required, and that said respondent is now conducting motor vehicle operating rights in violation of said law, Rules and Regulations.

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

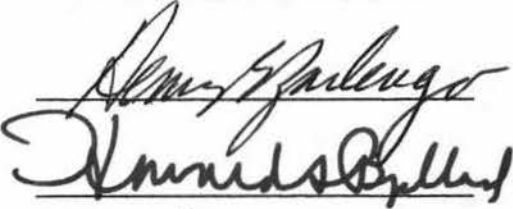

THE COMMISSION ORDERS:

That this case be, and the same hereby is, set for hearing before the Commission at the Hearing Room of the Commission, Room 505, Columbine Building, 1845 Sherman Street, Denver, Colorado, at 10:00 o'clock A. M., on August 1, 1968, 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 Respondent, Lincoln Cab Inc., is 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 respondent.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioner

Dated at Denver, Colorado,
this 28th day of June, 1968.

dh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

RE: MOTOR VEHICLE OPERATIONS UNDER)	
CERTIFICATE NO. 6835)	<u>CASE NO. 15-AR</u>
BY: MR. BUEL LOWDER)	<u>NOTICE OF HEARING</u>
2710 HIGHWAY 96 EAST)	<u>AND</u>
PUEBLO, COLORADO 81001)	<u>ORDER TO SHOW CAUSE</u>
Respondent.)	
- - - - -	

- - - - -
June 28, 1968
- - - - -

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 1967 Annual Report as required, and that said respondent is now conducting motor vehicle operating rights in violation of said law, Rules and Regulations.

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

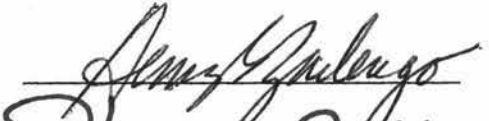


THE COMMISSION ORDERS:

That this case be, and the same hereby is, set for hearing before the Commission at the Hearing Room of the Commission, Room 505, Columbine Building, 1845 Sherman Street, Denver, Colorado, at 10:00 o'clock A. M., on August 1, 1968, 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 Respondent, Mr. Buel Lowder, is 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 respondent.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 28th day of June, 1968.

dh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

RE: MOTOR VEHICLE OPERATIONS UNDER)	
CERTIFICATE NO. 1788 & I)	<u>CASE NO. 16-AR</u>
BY: MR. ROY A. NORTH)	<u>NOTICE OF HEARING</u>
414 WEST MAIN STREET)	<u>AND</u>
STERLING, COLORADO 80751)	<u>ORDER TO SHOW CAUSE</u>
Respondent.)	
- - - - -	

- - - - -
June 28, 1968
- - - - -

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 1967 Annual Report as required, and that said respondent is now conducting motor vehicle operating rights in violation of said law, Rules and Regulations.

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

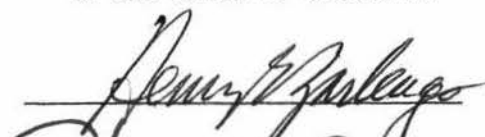


THE COMMISSION ORDERS:

That this case be, and the same hereby is, set for hearing before the Commission at the Hearing Room of the Commission, Room 505, Columbine Building, 1845 Sherman Street, Denver, Colorado, at 10:00 o'clock A. M., on August 1, 1968, 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 Respondent, Mr. Roy A. North, is 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 respondent.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 28th day of June, 1968.

dh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

RE: MOTOR VEHICLE OPERATIONS UNDER)	
CERTIFICATE NO. 1787)	<u>CASE NO. 17-AR</u>
BY: RIFLE CAB SERVICE)	<u>NOTICE OF HEARING</u>
BOX 1109)	<u>AND</u>
RIFLE, COLORADO 81650)	<u>ORDER TO SHOW CAUSE</u>
Respondent.)	

June 28, 1968

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 1967 Annual Report as required, and that said respondent is now conducting motor vehicle operating rights in violation of said law, Rules and Regulations.

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, Room 505, Columbine Building, 1845 Sherman Street, Denver, Colorado, at 10:00 o'clock A. M., on August 1, 1968, 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 Respondent, Rifle Cab Service, is 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 respondent.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 28th day of June, 1968.

dh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

RE: MOTOR VEHICLE OPERATIONS UNDER)	
CERTIFICATE NO. 5924)	<u>CASE NO. 18-AR</u>
BY: MR. DONALD E. RIGGLE)	<u>NOTICE OF HEARING</u>
261 - 29 ROAD)	<u>AND</u>
GRAND JUNCTION, COLO. 81501)	<u>ORDER TO SHOW CAUSE</u>
Respondent.)	
- - - - -	

- - - - -
June 28, 1968
- - - - -

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 1967 Annual Report as required, and that said respondent is now conducting motor vehicle operating rights in violation of said law, Rules and Regulations.

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

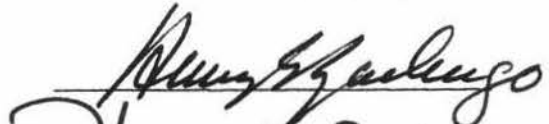
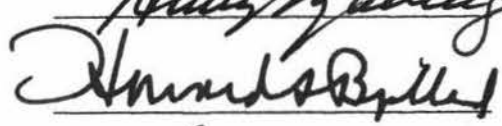
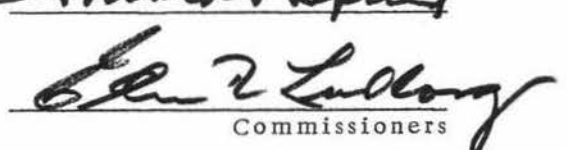
THE COMMISSION ORDERS:

That this case be, and the same hereby is, set for hearing before the Commission at the Hearing Room of the Commission, Room 505, Columbine Building, 1845 Sherman Street, Denver, Colorado, at 10:00 o'clock A. M., on August 1, 1968, 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 Respondent, Mr. Donald E. Riggle; is 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 respondent.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 28th day of June, 1968.

dh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

RE: MOTOR VEHICLE OPERATIONS UNDER)	
CERTIFICATE NO. 2244)	<u>CASE NO. 19-AR</u>
BY: SCENIC JEEP TOURS)	
SAN JUAN RANCH)	<u>NOTICE OF HEARING</u>
LAKE CITY, COLORADO 81235)	<u>AND</u>
Respondent.)	<u>ORDER TO SHOW CAUSE</u>
- - - - -	

- - - - -
June 28, 1968
- - - - -

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 1967 Annual Report as required, and that said respondent is now conducting motor vehicle operating rights in violation of said law, Rules and Regulations.

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

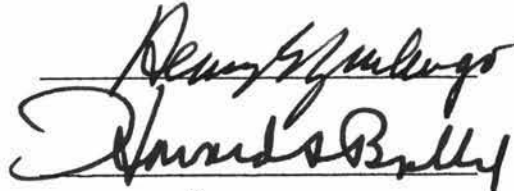

THE COMMISSION ORDERS:

That this case be, and the same hereby is, set for hearing before the Commission at the Hearing Room of the Commission, Room 505, Columbine Building, 1845 Sherman Street, Denver, Colorado, at 10:00 o'clock A. M., on August 1, 1968, 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 Respondent, Scenic Jeep Tours, is 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 respondent.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

Dated at Denver, Colorado,
this 28th day of June, 1968.

dh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

RE: MOTOR VEHICLE OPERATIONS UNDER)	
CERTIFICATE NO. 346)	CASE NO. 20-AR
BY: CORNELIUS TRANSFER)	NOTICE OF HEARING
1ST & SANTA FE)	AND
LA JUNTA, COLORADO 80150)	ORDER TO SHOW CAUSE
Respondent.)	
- - - - -	

- - - - -
June 28, 1968
- - - - -

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 1967 Annual Report as required, and that said respondent is now conducting motor vehicle operating rights in violation of said law, Rules and Regulations.

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

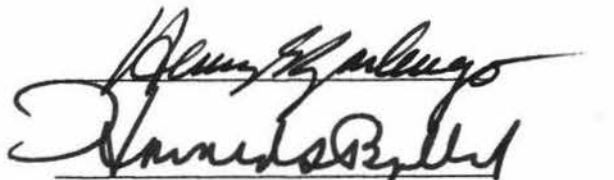

THE COMMISSION ORDERS:

That this case be, and the same hereby is, set for hearing before the Commission at the Hearing Room of the Commission, Room 505, Columbine Building, 1845 Sherman Street, Denver, Colorado, at 10:00 o'clock A. M., on August 1, 1968, 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 Respondent, Cornelius Transfer, is 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 respondent.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

Dated at Denver, Colorado,
this 28th day of June, 1968.

dh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

RE: MOTOR VEHICLE OPERATIONS UNDER)	
CERTIFICATE NO. 1472 & I)	<u>CASE NO. 21-AR</u>
BY: NAUTA TRUCKING SERVICE)	<u>NOTICE OF HEARING</u>
BOX 405)	<u>AND</u>
FORT COLLINS, COLORADO 80522)	<u>ORDER TO SHOW CAUSE</u>
Respondent.)	
- - - - -	

- - - - -
June 28, 1968
- - - - -

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 1967 Annual Report as required, and that said respondent is now conducting motor vehicle operating rights in violation of said law, Rules and Regulations.

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

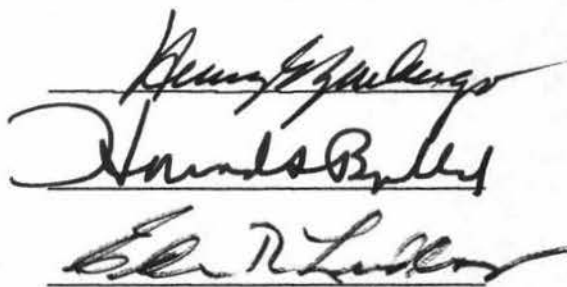
THE COMMISSION ORDERS:

That this case be, and the same hereby is, set for hearing before the Commission at the Hearing Room of the Commission, Room 505, Columbine Building, 1845 Sherman Street, Denver, Colorado, at 10:00 o'clock A. M., on August 1, 1968, 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 Respondent, Nauta Trucking Service, is 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 respondent.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 28th day of June, 1968.

dh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

RE: MOTOR VEHICLE OPERATIONS UNDER)	
CERTIFICATE NO. 943 & I)	<u>CASE NO. 22-AR</u>
)	
BY: NORWOOD TRUCK LINES)	<u>NOTICE OF HEARING</u>
BOX 455)	<u>AND</u>
NORWOOD, COLORADO 81423)	<u>ORDER TO SHOW CAUSE</u>
)	
Respondent.)	
- - - - -	

- - - - -
June 28, 1968
- - - - -

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 1967 Annual Report as required, and that said respondent is now conducting motor vehicle operating rights in violation of said law, Rules and Regulations.

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

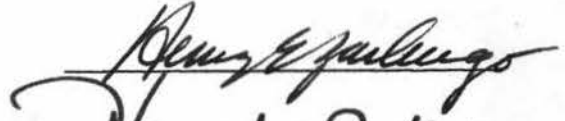


THE COMMISSION ORDERS:

That this case be, and the same hereby is, set for hearing before the Commission at the Hearing Room of the Commission, Room 505, Columbine Building, 1845 Sherman Street, Denver, Colorado, at 10:00 o'clock A. M., on August 1, 1968, 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 Respondent, Norwood Truck Lines, is 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 respondent.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 28th day of June, 1968.

dh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

RE: MOTOR VEHICLE OPERATIONS UNDER)	
CERTIFICATE NO. 3141)	<u>CASE NO. 23-AR</u>
)	
BY: RYBERG CONSTRUCTION COMPANY)	<u>NOTICE OF HEARING</u>
5635 WELLINGTON PARKWAY)	<u>AND</u>
ARVADA, COLORADO)	<u>ORDER TO SHOW CAUSE</u>
)	
Respondent.)	
- - - - -	

- - - - -
June 28, 1968
- - - - -

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 1967 Annual Report as required, and that said respondent is now conducting motor vehicle operating rights in violation of said law, Rules and Regulations.

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

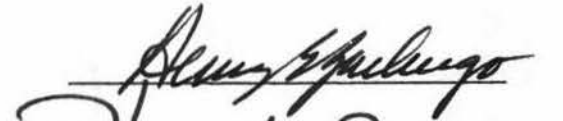
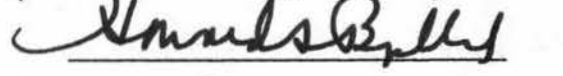

THE COMMISSION ORDERS:

That this case be, and the same hereby is, set for hearing before the Commission at the Hearing Room of the Commission, Room 505, Columbine Building, 1845 Sherman Street, Denver, Colorado, at 10:00 o'clock A. M., on August 1, 1968, 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 Respondent, Ryberg Construction Company, is 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 respondent.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 28th day of June, 1968.

dh

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE: MOTOR VEHICLE OPERATIONS OF)
LEIOTA T. MOORE dba)
ACADEMY MOVING & STORAGE CO.) PUC NO. 5117-I
605 E. NICHOLS BLVD.,)
COLORADO SPRINGS, COLORADO 80900)

July 1, 1968

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

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

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

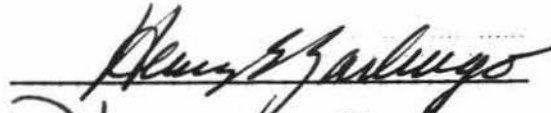


O R D E R

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective June 5, 1968.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 1st day of July 1968 et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE: MOTOR VEHICLE OPERATIONS OF

RICHARD R. COOPER

BOX 443

LAKE CITY, COLORADO 81235

PERMIT NO. B-7176

July 1, 1968

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 June 20, 1968.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry E. Zuckers
Harold S. Berry
Ed Z. Lulovoy
Commissioners

Dated at Denver, Colorado,
this 1st day of July 1968

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE: MOTOR VEHICLE OPERATIONS OF)

ROBERT T. MCGINN)
7631 OSAGE STREET)
DENVER, COLORADO 80221)
-----)

PERMIT NO. B-6889

July 1, 1968

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

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

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

O R D E R

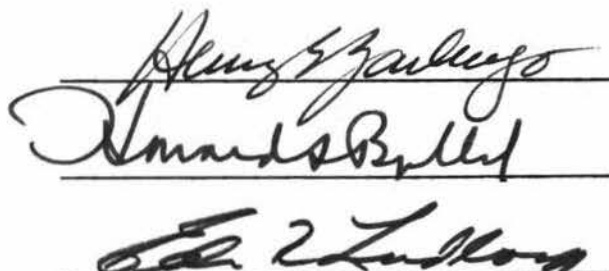
THE COMMISSION ORDERS:

That suspension of the motor vehicle operations under the above-entitled authority be, and the same hereby is, authorized by the Commission from June 27, 1968 to and including December 27, 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 1st day of July

1968
et

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE: MOTOR VEHICLE OPERATIONS OF
INDEPENDENT TRUCKERS AND BROKERAGE
COMPANY, 700 DENARGO MARKET,
DENVER, COLORADO 80216

PUC NO. 5200-I

July 9, 1968

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

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

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

O R D E R

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective June 25, 1968.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Alvin E. Zuckers
Howard S. B. Miller
Edw. R. Lubbock
Commissioners

Dated at Denver, Colorado,
this 9th day of July

1968
s1

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE: MOTOR VEHICLE OPERATIONS OF
INDEPENDENT TRUCKERS AND BROKERAGE
COMPANY, 700 DENARGO MARKET,
DENVER, COLORADO 80216

PERMIT No. M-12806

July 9, 1968

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

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

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

O R D E R

THE COMMISSION ORDERS:

That the above-entitled authority be, and the same hereby is, cancelled effective June 25, 1968.

(S E A L)

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Henry S. Gailings
Howard S. Butler
Ed R. Lullong
Commissioners

Dated at Denver, Colorado,
this 9th day of July 1968
sl

(Decision No. 71529)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
VAIL AIRWAYS, INC., 515 MAJESTIC)
BUILDING, DENVER, COLORADO, FOR A) APPLICATION NO. 22906-Extension-Amended
CERTIFICATE OF PUBLIC CONVENIENCE)
AND NECESSITY AUTHORIZING EXTENSION)
OF OPERATIONS UNDER PUC NO. ACS-45.)

July 1, 1968

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

By the above-styled application, as amended, Applicant herein sought a certificate of public convenience and necessity authorizing extension of operations under PUC NO. ACS-45 to include the operation of scheduled flights between Denver, Colorado, and Leadville, Colorado, and authority to include Leadville, Colorado as an intermediate scheduled stop on flights between Denver, Colorado and other points which applicant is or shall be authorized to serve on schedule.

The Commission has now been advised by Robert S. Wham, Attorney for Applicant, that Vail Airways, Inc. has changed its corporate name and in order to straighten out any confusion that may exist, that the above entitled application be withdrawn.

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.

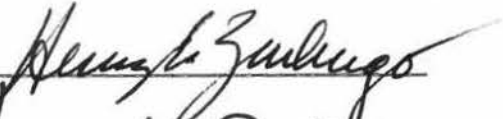
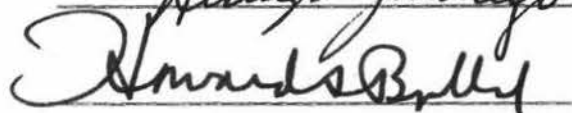

O R D E R

THE COMMISSION ORDERS:

That Application No. 22906-Extension-Amended 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 1st day of July, 1968.
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