

Form No. 1.

(Decision No. 6060)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
J. L. BRUSH.)

CASE NO. 1502

(Craig, Colo.)

December 27, 1934

S T A T E M E N T

By the Commission:

The records of the Commission disclose that the above named respondent was heretofore issued a permit No. A-592 under the provisions of Chapter 120, Session Laws of Colorado, 1931, authorizing him to engage in the business of a private carrier by motor vehicle.

Information has come to the Commission that said respondent has failed to file an insurance policy or surety bond as required by Section 16 of Chapter 120, Session Laws of Colorado, 1931, and by Rule 10 of the Rules and Regulations of the Commission governing private carriers by motor vehicle.

O R D E R

IT IS THEREFORE ORDERED, by the Commission, on its own motion, that an investigation and hearing be entered into to determine if the above named respondent has failed or refused to file an insurance policy or surety bond as required by law and the Rules and Regulations of the Commission, and if so, whether his permit should therefore be suspended or revoked, and whether any other order or orders should be entered by the Commission in the premises.

IT IS FURTHER ORDERED, That said matter be, and the same is hereby, set down for hearing before the Commission in its Hearing Room, 330 State Office Building, Denver, Colorado, at 10:00 o'clock A.M., on January 12, 1935, at which time and place such evidence as is proper may be introduced.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward V. Steele
Dan S. Jones
Wm. A. Jones
Commissioners.

Form No. 1.

(Decision No. 6061)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)

L. T. McCALLISTER.

CASE NO. 1510

(1112 - 18th St. Denver) December 27, 1934

S T A T E M E N T

By the Commission:

The records of the Commission disclose that the above named respondent was heretofore issued a permit No. A-596 under the provisions of Chapter 120, Session Laws of Colorado, 1931, authorizing him to engage in the business of a private carrier by motor vehicle.

Information has come to the Commission that said respondent has failed to file an insurance policy or surety bond as required by Section 16 of Chapter 120, Session Laws of Colorado, 1931, and by Rule 10 of the Rules and Regulations of the Commission governing private carriers by motor vehicle.

O R D E R

IT IS THEREFORE ORDERED, by the Commission, on its own motion, that an investigation and hearing be entered into to determine if the above named respondent has failed or refused to file an insurance policy or surety bond as required by law and the Rules and Regulations of the Commission, and if so, whether his permit should therefore be suspended or revoked, and whether any other order or orders should be entered by the Commission in the premises.

IT IS FURTHER ORDERED, That said matter be, and the same is hereby, set down for hearing before the Commission in its Hearing Room, 330 State Office Building, Denver, Colorado, at 10:00 o'clock A.M., on January 12, 1935, at which time and place such evidence as is proper may be introduced.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward E. Wheeler

Dan L. Jones

W. H. Hall

Commissioners.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
L. N. SNOW.)
(1250 Lafayette St., Denver)

CASE NO. 1511

December 27, 1934.

S T A T E M E N T

By the Commission:

The records of the Commission disclose that the above named respondent was heretofore issued a permit No. A-608 under the provisions of Chapter 120, Session Laws of Colorado, 1931, authorizing him to engage in the business of a private carrier by motor vehicle.

Information has come to the Commission that said respondent has failed to file an insurance policy or surety bond as required by Section 16 of Chapter 120, Session Laws of Colorado, 1931, and by Rule 10 of the Rules and Regulations of the Commission governing private carriers by motor vehicle.

O R D E R

IT IS THEREFORE ORDERED, by the Commission, on its own motion, that an investigation and hearing be entered into to determine if the above named respondent has failed or refused to file an insurance policy or surety bond as required by law and the Rules and Regulations of the Commission, and if so, whether his permit should therefore be suspended or revoked, and whether any other order or orders should be entered by the Commission in the premises.

IT IS FURTHER ORDERED, That said matter be, and the same is hereby, set down for hearing before the Commission in its Hearing Room, 330 State Office Building, Denver, Colorado, at 10:00 o'clock A.M., on January 28, 1935, at which time and place such evidence as is proper may be introduced.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward J. O'Leary

Dan S. Jones

W. H. Allen

Commissioners.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
WILLIAM McNEELEY & GLEN ALLEY)
DOING BUSINESS AS IVYWILD)
PRODUCE COMPANY.)

CASE NO. 1512

(Colorado Springs, Colo.)

December 27, 1934.

S T A T E M E N T

By the Commission:

The records of the Commission disclose that the above named respondent was heretofore issued a permit No. A-609 under the provisions of Chapter 120, Session Laws of Colorado, 1931, authorizing him to engage in the business of a private carrier by motor vehicle.

Information has come to the Commission that said respondent has failed to file an insurance policy or surety bond as required by Section 16 of Chapter 120, Session Laws of Colorado, 1931, and by Rule 10 of the Rules and Regulations of the Commission governing private carriers by motor vehicle.

O R D E R

IT IS THEREFORE ORDERED, by the Commission, on its own motion, that an investigation and hearing be entered into to determine if the above named respondent has failed or refused to file an insurance policy or surety bond as required by law and the Rules and Regulations of the Commission, and if so, whether his permit should therefore be suspended or revoked, and whether any other order or orders should be entered by the Commission in the premises.

IT IS FURTHER ORDERED, That said matter be, and the same is hereby, set down for hearing before the Commission in its Hearing Room, 330 State Office Building, Denver, Colorado, at 10:00 o'clock A.M., on January 28,
1935, at which time and place such evidence as is proper may be introduced.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward E. C. Trevel

Dan S. Jones

W. M. Sullivan

Commissioners.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
W. H. BROCE.)
(347 Garfield, Las Animas)

CASE NO. 1513

December 27, 1934.

S T A T E M E N T

By the Commission:

The records of the Commission disclose that the above named respondent was heretofore issued a permit No. A-611 under the provisions of Chapter 120, Session Laws of Colorado, 1931, authorizing him to engage in the business of a private carrier by motor vehicle.

Information has come to the Commission that said respondent has failed to file an insurance policy or surety bond as required by Section 16 of Chapter 120, Session Laws of Colorado, 1931, and by Rule 10 of the Rules and Regulations of the Commission governing private carriers by motor vehicle.

O R D E R

IT IS THEREFORE ORDERED, by the Commission, on its own motion, that an investigation and hearing be entered into to determine if the above named respondent has failed or refused to file an insurance policy or surety bond as required by law and the Rules and Regulations of the Commission, and if so, whether his permit should therefore be suspended or revoked, and whether any other order or orders should be entered by the Commission in the premises.

IT IS FURTHER ORDERED, That said matter be, and the same is hereby, set down for hearing before the Commission in its Hearing Room, 330 State Office Building, Denver, Colorado, at 10:00 o'clock A. M., on January 28,
1935, at which time and place such evidence as is proper may be introduced.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward W. Cressler

San S. Jones

Arthur S. Allen

Commissioners.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
BOS TRANSFER COMPANY.)
(c/o Myer Brokerage Co.
1629 - 17th St., Denver)

CASE NO. 1514

December 27, 1934.

S T A T E M E N T

By the Commission:

The records of the Commission disclose that the above named respondent was heretofore issued a permit No. A-612 under the provisions of Chapter 120, Session Laws of Colorado, 1931, authorizing him to engage in the business of a private carrier by motor vehicle.

Information has come to the Commission that said respondent has failed to file an insurance policy or surety bond as required by Section 16 of Chapter 120, Session Laws of Colorado, 1931, and by Rule 10 of the Rules and Regulations of the Commission governing private carriers by motor vehicle.

O R D E R

IT IS THEREFORE ORDERED, by the Commission, on its own motion, that an investigation and hearing be entered into to determine if the above named respondent has failed or refused to file an insurance policy or surety bond as required by law and the Rules and Regulations of the Commission, and if so, whether his permit should therefore be suspended or revoked, and whether any other order or orders should be entered by the Commission in the premises.

IT IS FURTHER ORDERED, That said matter be, and the same is hereby, set down for hearing before the Commission in its Hearing Room, 330 State Office Building, Denver, Colorado, at 10:00 o'clock A.M., on January 28, 1935, at which time and place such evidence as is proper may be introduced.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward J. Wheeler

Sam S. Jones

Walter A. Allen

Commissioners.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
FRANCIS A. STRACHAN.)
(648 $\frac{1}{2}$ Main St., Grand Junction)

CASE NO. 1515

December 27, 1934.

S T A T E M E N T

By the Commission:

The records of the Commission disclose that the above named respondent was heretofore issued a permit No. A-613 under the provisions of Chapter 120, Session Laws of Colorado, 1931, authorizing him to engage in the business of a private carrier by motor vehicle.

Information has come to the Commission that said respondent has failed to file an insurance policy or surety bond as required by Section 16 of Chapter 120, Session Laws of Colorado, 1931, and by Rule 10 of the Rules and Regulations of the Commission governing private carriers by motor vehicle.

O R D E R

IT IS THEREFORE ORDERED, by the Commission, on its own motion, that an investigation and hearing be entered into to determine if the above named respondent has failed or refused to file an insurance policy or surety bond as required by law and the Rules and Regulations of the Commission, and if so, whether his permit should therefore be suspended or revoked, and whether any other order or orders should be entered by the Commission in the premises.

IT IS FURTHER ORDERED, That said matter be, and the same is hereby, set down for hearing before the Commission in its Hearing Room, 330 State Office Building, Denver, Colorado, at 10:00 o'clock A.M., on January 28, 1935, at which time and place such evidence as is proper may be introduced.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward J. O'Connell

Sam S. Jones

Wm. A. Allen

Commissioners.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
A. F. VIZINA MOTOR COMPANY.)
(408 West 18th St.,
Cheyenne, Wyoming.)

CASE NO. 1516

December 27, 1934.

S T A T E M E N T

By the Commission:

The records of the Commission disclose that the above named respondent was heretofore issued a permit No. A-614 under the provisions of Chapter 120, Session Laws of Colorado, 1931, authorizing him to engage in the business of a private carrier by motor vehicle.

Information has come to the Commission that said respondent has failed to file an insurance policy or surety bond as required by Section 16 of Chapter 120, Session Laws of Colorado, 1931, and by Rule 10 of the Rules and Regulations of the Commission governing private carriers by motor vehicle.

O R D E R

IT IS THEREFORE ORDERED, by the Commission, on its own motion, that an investigation and hearing be entered into to determine if the above named respondent has failed or refused to file an insurance policy or surety bond as required by law and the Rules and Regulations of the Commission, and if so, whether his permit should therefore be suspended or revoked, and whether any other order or orders should be entered by the Commission in the premises.

IT IS FURTHER ORDERED, That said matter be, and the same is hereby, set down for hearing before the Commission in its Hearing Room, 330 State Office Building, Denver, Colorado, at 10:00 o'clock A.M., on January 28,
1935, at which time and place such evidence as is proper may be introduced.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward E. Trecker

Dan S. Jones

Commissioners.

(Decision No. 6068)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
L. L. FERGUSON.)
(Pritchett, Colo.))

CASE NO. 1517

December 27, 1934.

S T A T E M E N T

By the Commission:

The records of the Commission disclose that the above named respondent was heretofore issued a permit No. B-615 under the provisions of Chapter 120, Session Laws of Colorado, 1931, authorizing him to engage in the business of a private carrier by motor vehicle.

Information has come to the Commission that said respondent has failed to file an insurance policy or surety bond as required by Section 16 of Chapter 120, Session Laws of Colorado, 1931, and by Rule 10 of the Rules and Regulations of the Commission governing private carriers by motor vehicle.

O R D E R

IT IS THEREFORE ORDERED, by the Commission, on its own motion, that an investigation and hearing be entered into to determine if the above named respondent has failed or refused to file an insurance policy or surety bond as required by law and the Rules and Regulations of the Commission, and if so, whether his permit should therefore be suspended or revoked, and whether any other order or orders should be entered by the Commission in the premises.

IT IS FURTHER ORDERED, That said matter be, and the same is hereby, set down for hearing before the Commission in its Hearing Room, 330 State Office Building, Denver, Colorado, at 10:00 o'clock A.M., on January 28, 1935, at which time and place such evidence as is proper may be introduced.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward C. Steele

Dan S. Jones

Matthew

Commissioners.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
EUGENE T. HOWARD.)
(Crawford, Nebr.))

CASE NO. 1518

December 27, 1934.

S T A T E M E N T

By the Commission:

The records of the Commission disclose that the above named respondent was heretofore issued a permit No. A-778 under the provisions of Chapter 120, Session Laws of Colorado, 1931, authorizing him to engage in the business of a private carrier by motor vehicle.

Information has come to the Commission that said respondent has failed to file an insurance policy or surety bond as required by Section 16 of Chapter 120, Session Laws of Colorado, 1931, and by Rule 10 of the Rules and Regulations of the Commission governing private carriers by motor vehicle.

O R D E R

IT IS THEREFORE ORDERED, by the Commission, on its own motion, that an investigation and hearing be entered into to determine if the above named respondent has failed or refused to file an insurance policy or surety bond as required by law and the Rules and Regulations of the Commission, and if so, whether his permit should therefore be suspended or revoked, and whether any other order or orders should be entered by the Commission in the premises.

IT IS FURTHER ORDERED, That said matter be, and the same is hereby, set down for hearing before the Commission in its Hearing Room, 330 State Office Building, Denver, Colorado, at 10:00 o'clock A.M., on January 28,
1935, at which time and place such evidence as is proper may be introduced.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward J. O'Sullivan

Dan S. Jones

Commissioners.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
C. A. BINDER. }
(Karval, Colo.)

CASE NO. 1519

December 27, 1934.

S T A T E M E N T

By the Commission:

The records of the Commission disclose that the above named respondent was heretofore issued a permit No. A-620 under the provisions of Chapter 120, Session Laws of Colorado, 1931, authorizing him to engage in the business of a private carrier by motor vehicle.

Information has come to the Commission that said respondent has failed to file an insurance policy or surety bond as required by Section 16 of Chapter 120, Session Laws of Colorado, 1931, and by Rule 10 of the Rules and Regulations of the Commission governing private carriers by motor vehicle.

O R D E R

IT IS THEREFORE ORDERED, by the Commission, on its own motion, that an investigation and hearing be entered into to determine if the above named respondent has failed or refused to file an insurance policy or surety bond as required by law and the Rules and Regulations of the Commission, and if so, whether his permit should therefore be suspended or revoked, and whether any other order or orders should be entered by the Commission in the premises.

IT IS FURTHER ORDERED, That said matter be, and the same is hereby, set down for hearing before the Commission in its Hearing Room, 330 State Office Building, Denver, Colorado, at 2:00 o'clock P.M., on January 28,
1935, at which time and place such evidence as is proper may be introduced.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward H. Jones

Dan S. Jones

Arthur C. Jones

Commissioners.

Form No. 1.

(Decision No. 6071)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
JOHN C. AND GEORGE K. CLARK.)
(Blanca, Colo.)

CASE NO. 1520

December 27, 1934.

S T A T E M E N T

By the Commission:

The records of the Commission disclose that the above named respondent was heretofore issued a permit No. A-624 under the provisions of Chapter 120, Session Laws of Colorado, 1931, authorizing him to engage in the business of a private carrier by motor vehicle.

Information has come to the Commission that said respondent has failed to file an insurance policy or surety bond as required by Section 16 of Chapter 120, Session Laws of Colorado, 1931, and by Rule 10 of the Rules and Regulations of the Commission governing private carriers by motor vehicle.

O R D E R

IT IS THEREFORE ORDERED, by the Commission, on its own motion, that an investigation and hearing be entered into to determine if the above named respondent has failed or refused to file an insurance policy or surety bond as required by law and the Rules and Regulations of the Commission, and if so, whether his permit should therefore be suspended or revoked, and whether any other order or orders should be entered by the Commission in the premises.

IT IS FURTHER ORDERED, That said matter be, and the same is hereby, set down for hearing before the Commission in its Hearing Room, 330 State Office Building, Denver, Colorado, at 2:00 o'clock P.M., on January 28, 1935, at which time and place such evidence as is proper may be introduced.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward E. Wheeler
Dan S. Jones
Arthur Allen
Commissioners.

Form No. 1.

(Decision No. 6072)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)

MIKE GISI.

(Yuma, Colo.)

CASE NO. 1521

December 27, 1934.

S T A T E M E N T

By the Commission:

The records of the Commission disclose that the above named respondent was heretofore issued a permit No. A-638 under the provisions of Chapter 120, Session Laws of Colorado, 1931, authorizing him to engage in the business of a private carrier by motor vehicle.

Information has come to the Commission that said respondent has failed to file an insurance policy or surety bond as required by Section 16 of Chapter 120, Session Laws of Colorado, 1931, and by Rule 10 of the Rules and Regulations of the Commission governing private carriers by motor vehicle.

O R D E R

IT IS THEREFORE ORDERED, by the Commission, on its own motion, that an investigation and hearing be entered into to determine if the above named respondent has failed or refused to file an insurance policy or surety bond as required by law and the Rules and Regulations of the Commission, and if so, whether his permit should therefore be suspended or revoked, and whether any other order or orders should be entered by the Commission in the premises.

IT IS FURTHER ORDERED, That said matter be, and the same is hereby, set down for hearing before the Commission in its Hearing Room, 330 State Office Building, Denver, Colorado, at 2:00 o'clock P.M., on January 28,
1935, at which time and place such evidence as is proper may be introduced.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward W. Steele
Sam L. Jones
Walter Allen
Commissioners.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)

CHARLES J. LaBORDE.

(Hugo, Colo.)

CASE NO. 1522

December 27, 1934.

S T A T E M E N T

By the Commission:

The records of the Commission disclose that the above named respondent was heretofore issued a permit No. A-640 under the provisions of Chapter 120, Session Laws of Colorado, 1931, authorizing him to engage in the business of a private carrier by motor vehicle.

Information has come to the Commission that said respondent has failed to file an insurance policy or surety bond as required by Section 16 of Chapter 120, Session Laws of Colorado, 1931, and by Rule 10 of the Rules and Regulations of the Commission governing private carriers by motor vehicle.

O R D E R

IT IS THEREFORE ORDERED, by the Commission, on its own motion, that an investigation and hearing be entered into to determine if the above named respondent has failed or refused to file an insurance policy or surety bond as required by law and the Rules and Regulations of the Commission, and if so, whether his permit should therefore be suspended or revoked, and whether any other order or orders should be entered by the Commission in the premises.

IT IS FURTHER ORDERED, That said matter be, and the same is hereby, set down for hearing before the Commission in its Hearing Room, 330 State Office Building, Denver, Colorado, at 2:00 o'clock P. M., on January 28, 1935, at which time and place such evidence as is proper may be introduced.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward H. Steele
Sam S. Jones
W. H. Allen
Commissioners.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)

A. O. SOREL.

(3133 Tejon St., Denver)

CASE NO. 1523

December 27, 1934.

S T A T E M E N T

By the Commission:

The records of the Commission disclose that the above named respondent was heretofore issued a permit No. A-644 under the provisions of Chapter 120, Session Laws of Colorado, 1931, authorizing him to engage in the business of a private carrier by motor vehicle.

Information has come to the Commission that said respondent has failed to file an insurance policy or surety bond as required by Section 16 of Chapter 120, Session Laws of Colorado, 1931, and by Rule 10 of the Rules and Regulations of the Commission governing private carriers by motor vehicle.

O R D E R

IT IS THEREFORE ORDERED, by the Commission, on its own motion, that an investigation and hearing be entered into to determine if the above named respondent has failed or refused to file an insurance policy or surety bond as required by law and the Rules and Regulations of the Commission, and if so, whether his permit should therefore be suspended or revoked, and whether any other order or orders should be entered by the Commission in the premises.

IT IS FURTHER ORDERED, That said matter be, and the same is hereby, set down for hearing before the Commission in its Hearing Room, 330 State Office Building, Denver, Colorado, at 2:00 o'clock P.M., on January 28, 1935, at which time and place such evidence as is proper may be introduced.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward E. O'Connell

Daniel S. Jones

W. H. Hall
Commissioners.

Form No. 1.

(Decision No. 6075)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)

CASE NO. 1524

HARRY E. THROOP.

(Kremmling, Colo.)

December 27, 1934.

S T A T E M E N T

By the Commission:

The records of the Commission disclose that the above named respondent was heretofore issued a permit No. A-648 under the provisions of Chapter 120, Session Laws of Colorado, 1931, authorizing him to engage in the business of a private carrier by motor vehicle.

Information has come to the Commission that said respondent has failed to file an insurance policy or surety bond as required by Section 16 of Chapter 120, Session Laws of Colorado, 1931, and by Rule 10 of the Rules and Regulations of the Commission governing private carriers by motor vehicle.

O R D E R

IT IS THEREFORE ORDERED, by the Commission, on its own motion, that an investigation and hearing be entered into to determine if the above named respondent has failed or refused to file an insurance policy or surety bond as required by law and the Rules and Regulations of the Commission, and if so, whether his permit should therefore be suspended or revoked, and whether any other order or orders should be entered by the Commission in the premises.

IT IS FURTHER ORDERED, That said matter be, and the same is hereby, set down for hearing before the Commission in its Hearing Room, 330 State Office Building, Denver, Colorado, at 2:00 o'clock P.M., on January 28,
1935, at which time and place such evidence as is proper may be introduced.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward E. Deere

Daniel S. Jones

Matthew C. Jones
Commissioners.

(Decision No. 6076)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)

ERNEST LUCKE.

(Burlington, Colo.)

CASE NO. 1525

December 27, 1934.

STATEMENT

By the Commission:

The records of the Commission disclose that the above named respondent was heretofore issued a permit No. A-652 under the provisions of Chapter 120, Session Laws of Colorado, 1931, authorizing him to engage in the business of a private carrier by motor vehicle.

Information has come to the Commission that said respondent has failed to file an insurance policy or surety bond as required by Section 16 of Chapter 120, Session Laws of Colorado, 1931, and by Rule 10 of the Rules and Regulations of the Commission governing private carriers by motor vehicle.

O R D E R

IT IS THEREFORE ORDERED, by the Commission, on its own motion, that an investigation and hearing be entered into to determine if the above named respondent has failed or refused to file an insurance policy or surety bond as required by law and the Rules and Regulations of the Commission, and if so, whether his permit should therefore be suspended or revoked, and whether any other order or orders should be entered by the Commission in the premises.

IT IS FURTHER ORDERED, That said matter be, and the same is hereby, set down for hearing before the Commission in its Hearing Room, 330 State Office Building, Denver, Colorado, at 2:00 o'clock P.M., on January 28,
1935, at which time and place such evidence as is proper may be introduced.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward E. Steele
Dan S. Jones
~~Wm. H. Allen~~
Commissioners.

Form No. 1.

(Decision No. 6077)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

Filed 1/9/35

RE MOTOR VEHICLE OPERATIONS OF)

R. H. BURKDOLL,
(309 Grant Ave., Pueblo)

CASE NO. 1526

December 27, 1934.

S T A T E M E N T

By the Commission:

The records of the Commission disclose that the above named respondent was heretofore issued a permit No. A-658 under the provisions of Chapter 120, Session Laws of Colorado, 1931, authorizing him to engage in the business of a private carrier by motor vehicle.

Information has come to the Commission that said respondent has failed to file an insurance policy or surety bond as required by Section 16 of Chapter 120, Session Laws of Colorado, 1931, and by Rule 10 of the Rules and Regulations of the Commission governing private carriers by motor vehicle.

O R D E R

IT IS THEREFORE ORDERED, by the Commission, on its own motion, that an investigation and hearing be entered into to determine if the above named respondent has failed or refused to file an insurance policy or surety bond as required by law and the Rules and Regulations of the Commission, and if so, whether his permit should therefore be suspended or revoked, and whether any other order or orders should be entered by the Commission in the premises.

IT IS FURTHER ORDERED, That said matter be, and the same is hereby, set down for hearing before the Commission in its Hearing Room, 330 State Office Building, Denver, Colorado, at 10:00 o'clock A.M., on January 29, 1935, at which time and place such evidence as is proper may be introduced.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward J. Jones

Dan S. Jones

W. H. Miller

Commissioners.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
CARL SCHWAB.
(4570 Grant St., Denver)

CASE NO. 1528

December 27, 1934.

S T A T E M E N T

By the Commission:

The records of the Commission disclose that the above named respondent was heretofore issued a permit No. A-674 under the provisions of Chapter 120, Session Laws of Colorado, 1931, authorizing him to engage in the business of a private carrier by motor vehicle.

Information has come to the Commission that said respondent has failed to file an insurance policy or surety bond as required by Section 16 of Chapter 120, Session Laws of Colorado, 1931, and by Rule 10 of the Rules and Regulations of the Commission governing private carriers by motor vehicle.

O R D E R

IT IS THEREFORE ORDERED, by the Commission, on its own motion, that an investigation and hearing be entered into to determine if the above named respondent has failed or refused to file an insurance policy or surety bond as required by law and the Rules and Regulations of the Commission, and if so, whether his permit should therefore be suspended or revoked, and whether any other order or orders should be entered by the Commission in the premises.

IT IS FURTHER ORDERED, That said matter be, and the same is hereby, set down for hearing before the Commission in its Hearing Room, 330 State Office Building, Denver, Colorado, at 10:00 o'clock A.M., on January 29,
1935, at which time and place such evidence as is proper may be introduced.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward E. O'Connell
Dan L. Jones
Matthew
Commissioners.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
ARCHIE ELLIS.)
(Pritchett, Colo.))

CASE NO. 1529

December 27, 1934.

S T A T E M E N T

By the Commission:

The records of the Commission disclose that the above named respondent was heretofore issued a permit No. A-683 under the provisions of Chapter 120, Session Laws of Colorado, 1931, authorizing him to engage in the business of a private carrier by motor vehicle.

Information has come to the Commission that said respondent has failed to file an insurance policy or surety bond as required by Section 16 of Chapter 120, Session Laws of Colorado, 1931, and by Rule 10 of the Rules and Regulations of the Commission governing private carriers by motor vehicle.

O R D E R

IT IS THEREFORE ORDERED, by the Commission, on its own motion, that an investigation and hearing be entered into to determine if the above named respondent has failed or refused to file an insurance policy or surety bond as required by law and the Rules and Regulations of the Commission, and if so, whether his permit should therefore be suspended or revoked, and whether any other order or orders should be entered by the Commission in the premises.

IT IS FURTHER ORDERED, That said matter be, and the same is hereby, set down for hearing before the Commission in its Hearing Room, 330 State Office Building, Denver, Colorado, at 10:00 o'clock A.M., on January 29,
1935, at which time and place such evidence as is proper may be introduced.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward E. Decker
Ray S. Jones
Arthur Allen
Commissioners.

Form No. 1.

(Decision No. 6081)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Van Egidy

* * *

RE MOTOR VEHICLE OPERATIONS OF)
D. G. WEATHERFORD.)
(Rocky Ford, Colo.)

Canceled 5/24/34
CASE NO. 1530

December 27, 1934.

S T A T E M E N T

By the Commission:

The records of the Commission disclose that the above named respondent was heretofore issued a permit No. B-684 under the provisions of Chapter 120, Session Laws of Colorado, 1931, authorizing him to engage in the business of a private carrier by motor vehicle.

Information has come to the Commission that said respondent has failed to file an insurance policy or surety bond as required by Section 16 of Chapter 120, Session Laws of Colorado, 1931, and by Rule 10 of the Rules and Regulations of the Commission governing private carriers by motor vehicle.

O R D E R

IT IS THEREFORE ORDERED, by the Commission, on its own motion, that an investigation and hearing be entered into to determine if the above named respondent has failed or refused to file an insurance policy or surety bond as required by law and the Rules and Regulations of the Commission, and if so, whether his permit should therefore be suspended or revoked, and whether any other order or orders should be entered by the Commission in the premises.

IT IS FURTHER ORDERED, That said matter be, and the same is hereby, set down for hearing before the Commission in its Hearing Room, 330 State Office Building, Denver, Colorado, at 10:00 o'clock A.M., on January 29,
1935, at which time and place such evidence as is proper may be introduced.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward J. Jones

Dan S. Jones

Arthur E. Allen
Commissioners.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
HARRY M. LIGGETT, d/b/a }
LIGGETT MOTOR EXPRESS. }
(210 Santa Fe, Pueblo, Colo.) }

Canceled
CASE NO. 1531

10/29/34

December 27, 1934.

S T A T E M E N T

By the Commission:

The records of the Commission disclose that the above named respondent was heretofore issued a permit No. A-689 under the provisions of Chapter 120, Session Laws of Colorado, 1931, authorizing him to engage in the business of a private carrier by motor vehicle.

Information has come to the Commission that said respondent has failed to file an insurance policy or surety bond as required by Section 16 of Chapter 120, Session Laws of Colorado, 1931, and by Rule 10 of the Rules and Regulations of the Commission governing private carriers by motor vehicle.

O R D E R

IT IS THEREFORE ORDERED, by the Commission, on its own motion, that an investigation and hearing be entered into to determine if the above named respondent has failed or refused to file an insurance policy or surety bond as required by law and the Rules and Regulations of the Commission, and if so, whether his permit should therefore be suspended or revoked, and whether any other order or orders should be entered by the Commission in the premises.

IT IS FURTHER ORDERED, That said matter be, and the same is hereby, set down for hearing before the Commission in its Hearing Room, 330 State Office Building, Denver, Colorado, at 10:00 o'clock A.M., on January 29,
1935, at which time and place such evidence as is proper may be introduced.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward J. O'Connell

Sam S. Jones

Matthew
Commissioners.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
T. E. CALLISON.

CASE NO. 1532

(1013½ 13th St., Rawlins, Wyo.) December 27, 1934.

S T A T E M E N T

By the Commission:

The records of the Commission disclose that the above named respondent was heretofore issued a permit No. A-694 under the provisions of Chapter 120, Session Laws of Colorado, 1931, authorizing him to engage in the business of a private carrier by motor vehicle.

Information has come to the Commission that said respondent has failed to file an insurance policy or surety bond as required by Section 16 of Chapter 120, Session Laws of Colorado, 1931, and by Rule 10 of the Rules and Regulations of the Commission governing private carriers by motor vehicle.

O R D E R

IT IS THEREFORE ORDERED, by the Commission, on its own motion, that an investigation and hearing be entered into to determine if the above named respondent has failed or refused to file an insurance policy or surety bond as required by law and the Rules and Regulations of the Commission, and if so, whether his permit should therefore be suspended or revoked, and whether any other order or orders should be entered by the Commission in the premises.

IT IS FURTHER ORDERED, That said matter be, and the same is hereby, set down for hearing before the Commission in its Hearing Room, 330 State Office Building, Denver, Colorado, at 10:00 o'clock A.M., on January 29, 1935, at which time and place such evidence as is proper may be introduced.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward E. Steele

Sam S. Jones

W. H. Hall
Commissioners.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)

E. B. KENT.

(Cripple Creek, Colo.)

CASE NO. 1533

December 27, 1934.

S T A T E M E N T

By the Commission:

The records of the Commission disclose that the above named respondent was heretofore issued a permit No. A-700 under the provisions of Chapter 120, Session Laws of Colorado, 1931, authorizing him to engage in the business of a private carrier by motor vehicle.

Information has come to the Commission that said respondent has failed to file an insurance policy or surety bond as required by Section 16 of Chapter 120, Session Laws of Colorado, 1931, and by Rule 10 of the Rules and Regulations of the Commission governing private carriers by motor vehicle.

O R D E R

IT IS THEREFORE ORDERED, by the Commission, on its own motion, that an investigation and hearing be entered into to determine if the above named respondent has failed or refused to file an insurance policy or surety bond as required by law and the Rules and Regulations of the Commission, and if so, whether his permit should therefore be suspended or revoked, and whether any other order or orders should be entered by the Commission in the premises.

IT IS FURTHER ORDERED, That said matter be, and the same is hereby, set down for hearing before the Commission in its Hearing Room, 330 State Office Building, Denver, Colorado, at 2:00 o'clock P.M., on January 29, 1935, at which time and place such evidence as is proper may be introduced.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward E. O'Brien
Dan S. Jones
Walter Allen
Commissioners.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
CARL A. BORGMANN.)
(Rte. 4, Longmont, Colo.))

CASE NO. 1534

December 27, 1934.

S T A T E M E N T

By the Commission:

The records of the Commission disclose that the above named respondent was heretofore issued a permit No. A-704 under the provisions of Chapter 120, Session Laws of Colorado, 1931, authorizing him to engage in the business of a private carrier by motor vehicle.

Information has come to the Commission that said respondent has failed to file an insurance policy or surety bond as required by Section 16 of Chapter 120, Session Laws of Colorado, 1931, and by Rule 10 of the Rules and Regulations of the Commission governing private carriers by motor vehicle.

O R D E R

IT IS THEREFORE ORDERED, by the Commission, on its own motion, that an investigation and hearing be entered into to determine if the above named respondent has failed or refused to file an insurance policy or surety bond as required by law and the Rules and Regulations of the Commission, and if so, whether his permit should therefore be suspended or revoked, and whether any other order or orders should be entered by the Commission in the premises.

IT IS FURTHER ORDERED, That said matter be, and the same is hereby, set down for hearing before the Commission in its Hearing Room, 330 State Office Building, Denver, Colorado, at 2:00 o'clock P.M., on January 29, 1935, at which time and place such evidence as is proper may be introduced.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward E. Jones
Sam S. Jones
Arthur Allen
Commissioners.

Form No. 1.

(Decision No. 6087)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
N. W. JACOBSON.)
(445 No. 6th St., Montrose)

CASE NO. 1536

December 27, 1934.

S T A T E M E N T

By the Commission:

The records of the Commission disclose that the above named respondent was heretofore issued a permit No. A-709 under the provisions of Chapter 120, Session Laws of Colorado, 1931, authorizing him to engage in the business of a private carrier by motor vehicle.

Information has come to the Commission that said respondent has failed to file an insurance policy or surety bond as required by Section 16 of Chapter 120, Session Laws of Colorado, 1931, and by Rule 10 of the Rules and Regulations of the Commission governing private carriers by motor vehicle.

O R D E R

IT IS THEREFORE ORDERED, by the Commission, on its own motion, that an investigation and hearing be entered into to determine if the above named respondent has failed or refused to file an insurance policy or surety bond as required by law and the Rules and Regulations of the Commission, and if so, whether his permit should therefore be suspended or revoked, and whether any other order or orders should be entered by the Commission in the premises.

IT IS FURTHER ORDERED, That said matter be, and the same is hereby, set down for hearing before the Commission in its Hearing Room, 330 State Office Building, Denver, Colorado, at 2:00 o'clock P.M., on January 29,
1935, at which time and place such evidence as is proper may be introduced.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward E. O'Connell
Dan S. Jones
Arthur A. Allen
Commissioners.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
B. E. ANDERSON.)
(Box. 554, Victor, Colo.))

CASE NO. 1537

December 27, 1934.

S T A T E M E N T

By the Commission:

The records of the Commission disclose that the above named respondent was heretofore issued a permit No. A-717 under the provisions of Chapter 120, Session Laws of Colorado, 1931, authorizing him to engage in the business of a private carrier by motor vehicle.

Information has come to the Commission that said respondent has failed to file an insurance policy or surety bond as required by Section 16 of Chapter 120, Session Laws of Colorado, 1931, and by Rule 10 of the Rules and Regulations of the Commission governing private carriers by motor vehicle.

O R D E R

IT IS THEREFORE ORDERED, by the Commission, on its own motion, that an investigation and hearing be entered into to determine if the above named respondent has failed or refused to file an insurance policy or surety bond as required by law and the Rules and Regulations of the Commission, and if so, whether his permit should therefore be suspended or revoked, and whether any other order or orders should be entered by the Commission in the premises.

IT IS FURTHER ORDERED, That said matter be, and the same is hereby, set down for hearing before the Commission in its Hearing Room, 330 State Office Building, Denver, Colorado, at 2:00 o'clock P.M., on January 29,
1935, at which time and place such evidence as is proper may be introduced.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward E. Jones

Samuel Jones

Commissioners.

Form No. 1.

(Decision No. 6089)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
E. L. SHIFFERNS.)
(Arriba, Colo.))

CASE NO. 1538

December 27, 1934.

S T A T E M E N T

By the Commission:

The records of the Commission disclose that the above named respondent was heretofore issued a permit No. A-718 under the provisions of Chapter 120, Session Laws of Colorado, 1931, authorizing him to engage in the business of a private carrier by motor vehicle.

Information has come to the Commission that said respondent has failed to file an insurance policy or surety bond as required by Section 16 of Chapter 120, Session Laws of Colorado, 1931, and by Rule 10 of the Rules and Regulations of the Commission governing private carriers by motor vehicle.

O R D E R

IT IS THEREFORE ORDERED, by the Commission, on its own motion, that an investigation and hearing be entered into to determine if the above named respondent has failed or refused to file an insurance policy or surety bond as required by law and the Rules and Regulations of the Commission, and if so, whether his permit should therefore be suspended or revoked, and whether any other order or orders should be entered by the Commission in the premises.

IT IS FURTHER ORDERED, That said matter be, and the same is hereby, set down for hearing before the Commission in its Hearing Room, 330 State Office Building, Denver, Colorado, at 2:00 o'clock P.M., on January 29,
1935, at which time and place such evidence as is proper may be introduced.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward J. Steele
Dan S. Jones
Arthur J. Allen
Commissioners.

Form No. 1.

(Decision No. 6090)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
ROBERT L. KENNEDY. }
(Boulder, Colo.)

CASE NO. 1539

December 27, 1934.

S T A T E M E N T

By the Commission:

The records of the Commission disclose that the above named respondent was heretofore issued a permit No. A-720 under the provisions of Chapter 120, Session Laws of Colorado, 1931, authorizing him to engage in the business of a private carrier by motor vehicle.

Information has come to the Commission that said respondent has failed to file an insurance policy or surety bond as required by Section 16 of Chapter 120, Session Laws of Colorado, 1931, and by Rule 10 of the Rules and Regulations of the Commission governing private carriers by motor vehicle.

O R D E R

IT IS THEREFORE ORDERED, by the Commission, on its own motion, that an investigation and hearing be entered into to determine if the above named respondent has failed or refused to file an insurance policy or surety bond as required by law and the Rules and Regulations of the Commission, and if so, whether his permit should therefore be suspended or revoked, and whether any other order or orders should be entered by the Commission in the premises.

IT IS FURTHER ORDERED, That said matter be, and the same is hereby, set down for hearing before the Commission in its Hearing Room, 330 State Office Building, Denver, Colorado, at 2:00 o'clock P.M., on January 29,
1935, at which time and place such evidence as is proper may be introduced.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward E. Steele

Dan S. Jones

W. H. Allen

Commissioners.

Form No. 1.

(Decision No. 6091)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
CECIL BEASLEY.)

CASE NO. 1540

(Box 266, Longmont, Colo.) December 27, 1934

S T A T E M E N T

By the Commission:

The records of the Commission disclose that the above named respondent was heretofore issued a permit No. A-725 under the provisions of Chapter 120, Session Laws of Colorado, 1931, authorizing him to engage in the business of a private carrier by motor vehicle.

Information has come to the Commission that said respondent has failed to file an insurance policy or surety bond as required by Section 16 of Chapter 120, Session Laws of Colorado, 1931, and by Rule 10 of the Rules and Regulations of the Commission governing private carriers by motor vehicle.

O R D E R

IT IS THEREFORE ORDERED, by the Commission, on its own motion, that an investigation and hearing be entered into to determine if the above named respondent has failed or refused to file an insurance policy or surety bond as required by law and the Rules and Regulations of the Commission, and if so, whether his permit should therefore be suspended or revoked, and whether any other order or orders should be entered by the Commission in the premises.

IT IS FURTHER ORDERED, That said matter be, and the same is hereby, set down for hearing before the Commission in its Hearing Room, 330 State Office Building, Denver, Colorado, at 10:00 o'clock A.M., on January 30, 1935, at which time and place such evidence as is proper may be introduced.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward E. O'Connell
Dan S. Jones
Walter Allen
Commissioners.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
WESTERN AUTO SHIPPERS.)

CASE NO. 1541

(919 E. 8th Ave. Denver) December 27, 1934

S T A T E M E N T

By the Commission:

The records of the Commission disclose that the above named respondent was heretofore issued a permit No. A-727 under the provisions of Chapter 120, Session Laws of Colorado, 1931, authorizing him to engage in the business of a private carrier by motor vehicle.

Information has come to the Commission that said respondent has failed to file an insurance policy or surety bond as required by Section 16 of Chapter 120, Session Laws of Colorado, 1931, and by Rule 10 of the Rules and Regulations of the Commission governing private carriers by motor vehicle.

O R D E R

IT IS THEREFORE ORDERED, by the Commission, on its own motion, that an investigation and hearing be entered into to determine if the above named respondent has failed or refused to file an insurance policy or surety bond as required by law and the Rules and Regulations of the Commission, and if so, whether his permit should therefore be suspended or revoked, and whether any other order or orders should be entered by the Commission in the premises.

IT IS FURTHER ORDERED, That said matter be, and the same is hereby, set down for hearing before the Commission in its Hearing Room, 330 State Office Building, Denver, Colorado, at 10:00 o'clock A.M., on January 30, 1935, at which time and place such evidence as is proper may be introduced.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward J. O'Connell
Dan S. Jones
W. H. Allen
Commissioners.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)

W. K. BURCHFIELD.

(Walsh, Colo.)

CASE NO. 1542

December 27, 1934.

S T A T E M E N T

By the Commission:

The records of the Commission disclose that the above named respondent was heretofore issued a permit No. A-740 under the provisions of Chapter 120, Session Laws of Colorado, 1931, authorizing him to engage in the business of a private carrier by motor vehicle.

Information has come to the Commission that said respondent has failed to file an insurance policy or surety bond as required by Section 16 of Chapter 120, Session Laws of Colorado, 1931, and by Rule 10 of the Rules and Regulations of the Commission governing private carriers by motor vehicle.

O R D E R

IT IS THEREFORE ORDERED, by the Commission, on its own motion, that an investigation and hearing be entered into to determine if the above named respondent has failed or refused to file an insurance policy or surety bond as required by law and the Rules and Regulations of the Commission, and if so, whether his permit should therefore be suspended or revoked, and whether any other order or orders should be entered by the Commission in the premises.

IT IS FURTHER ORDERED, That said matter be, and the same is hereby, set down for hearing before the Commission in its Hearing Room, 330 State Office Building, Denver, Colorado, at 10:00 o'clock A.M., on January 30, 1935, at which time and place such evidence as is proper may be introduced.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward E. Jones

Dan S. Jones

Walter E. Jones
Commissioners.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
JOS. MAPELLI, doing business }
as ~~NORTHERN-DISTR. COMPANY.~~ }
(1417 Market St. Denver)

CASE NO. 1543

December 27, 1934

S T A T E M E N T

By the Commission:

The records of the Commission disclose that the above named respondent was heretofore issued a permit No. A-748 under the provisions of Chapter 120, Session Laws of Colorado, 1931, authorizing him to engage in the business of a private carrier by motor vehicle.

Information has come to the Commission that said respondent has failed to file an insurance policy or surety bond as required by Section 16 of Chapter 120, Session Laws of Colorado, 1931, and by Rule 10 of the Rules and Regulations of the Commission governing private carriers by motor vehicle.

O R D E R

IT IS THEREFORE ORDERED, by the Commission, on its own motion, that an investigation and hearing be entered into to determine if the above named respondent has failed or refused to file an insurance policy or surety bond as required by law and the Rules and Regulations of the Commission, and if so, whether his permit should therefore be suspended or revoked, and whether any other order or orders should be entered by the Commission in the premises.

IT IS FURTHER ORDERED, That said matter be, and the same is hereby, set down for hearing before the Commission in its Hearing Room, 330 State Office Building, Denver, Colorado, at 10:00 o'clock A.M., on January 30, 1935, at which time and place such evidence as is proper may be introduced.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward J. O'Brien

Dan S. Jones

Arthur Allen

Commissioners.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
RALPH JOHNSON.)

CASE NO. 1544

(Agate, Colo.)

December 27, 1934

S T A T E M E N T

By the Commission:

The records of the Commission disclose that the above named respondent was heretofore issued a permit No. A-754 under the provisions of Chapter 120, Session Laws of Colorado, 1931, authorizing him to engage in the business of a private carrier by motor vehicle.

Information has come to the Commission that said respondent has failed to file an insurance policy or surety bond as required by Section 16 of Chapter 120, Session Laws of Colorado, 1931, and by Rule 10 of the Rules and Regulations of the Commission governing private carriers by motor vehicle.

O R D E R

IT IS THEREFORE ORDERED, by the Commission, on its own motion, that an investigation and hearing be entered into to determine if the above named respondent has failed or refused to file an insurance policy or surety bond as required by law and the Rules and Regulations of the Commission, and if so, whether his permit should therefore be suspended or revoked, and whether any other order or orders should be entered by the Commission in the premises.

IT IS FURTHER ORDERED, That said matter be, and the same is hereby, set down for hearing before the Commission in its Hearing Room, 330 State Office Building, Denver, Colorado, at 10:00 o'clock A.M., on January 30, 1935, at which time and place such evidence as is proper may be introduced.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward H. Jones

Dan S. Jones

W. H. Allen

Commissioners.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
ROY CURTIS.)
_____)

CASE NO. 1545

(Dumont, Colo.)

December 27, 1934

S T A T E M E N T

By the Commission:

The records of the Commission disclose that the above named respondent was heretofore issued a permit No. A-758 under the provisions of Chapter 120, Session Laws of Colorado, 1931, authorizing him to engage in the business of a private carrier by motor vehicle.

Information has come to the Commission that said respondent has failed to file an insurance policy or surety bond as required by Section 16 of Chapter 120, Session Laws of Colorado, 1931, and by Rule 10 of the Rules and Regulations of the Commission governing private carriers by motor vehicle.

O R D E R

IT IS THEREFORE ORDERED, by the Commission, on its own motion, that an investigation and hearing be entered into to determine if the above named respondent has failed or refused to file an insurance policy or surety bond as required by law and the Rules and Regulations of the Commission, and if so, whether his permit should therefore be suspended or revoked, and whether any other order or orders should be entered by the Commission in the premises.

IT IS FURTHER ORDERED, That said matter be, and the same is hereby, set down for hearing before the Commission in its Hearing Room, 330 State Office Building, Denver, Colorado, at 10:00 o'clock A.M., on January 30, 1935, at which time and place such evidence as is proper may be introduced.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward E. O'Connell
Dan S. Jones
W. M. Hall
Commissioners.

Form No. 1.

(Decision No. 6097)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
DUSCHER BROTHERS.)

CASE NO. 1546

(Crowley, Colo.)

December 27, 1934

S T A T E M E N T

By the Commission:

The records of the Commission disclose that the above named respondent was heretofore issued a permit No. A-760 under the provisions of Chapter 120, Session Laws of Colorado, 1931, authorizing him to engage in the business of a private carrier by motor vehicle.

Information has come to the Commission that said respondent has failed to file an insurance policy or surety bond as required by Section 16 of Chapter 120, Session Laws of Colorado, 1931, and by Rule 10 of the Rules and Regulations of the Commission governing private carriers by motor vehicle.

O R D E R

IT IS THEREFORE ORDERED, by the Commission, on its own motion, that an investigation and hearing be entered into to determine if the above named respondent has failed or refused to file an insurance policy or surety bond as required by law and the Rules and Regulations of the Commission, and if so, whether his permit should therefore be suspended or revoked, and whether any other order or orders should be entered by the Commission in the premises.

IT IS FURTHER ORDERED, That said matter be, and the same is hereby, set down for hearing before the Commission in its Hearing Room, 330 State Office Building, Denver, Colorado, at 10:00 o'clock A.M., on January 30, 1935, at which time and place such evidence as is proper may be introduced.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward J. O'Connell
Dan S. Jones
Wm. Allen
Commissioners.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
LEE CARSON. }

CASE NO. 1547

(Ovid, Colo.)

December 27, 1934

S T A T E M E N T

By the Commission:

The records of the Commission disclose that the above named respondent was heretofore issued a permit No. A-768 under the provisions of Chapter 120, Session Laws of Colorado, 1931, authorizing him to engage in the business of a private carrier by motor vehicle.

Information has come to the Commission that said respondent has failed to file an insurance policy or surety bond as required by Section 16 of Chapter 120, Session Laws of Colorado, 1931, and by Rule 10 of the Rules and Regulations of the Commission governing private carriers by motor vehicle.

O R D E R

IT IS THEREFORE ORDERED, by the Commission, on its own motion, that an investigation and hearing be entered into to determine if the above named respondent has failed or refused to file an insurance policy or surety bond as required by law and the Rules and Regulations of the Commission, and if so, whether his permit should therefore be suspended or revoked, and whether any other order or orders should be entered by the Commission in the premises.

IT IS FURTHER ORDERED, That said matter be, and the same is hereby, set down for hearing before the Commission in its Hearing Room, 330 State Office Building, Denver, Colorado, at 2:00 o'clock P.M., on January 30, 1935, at which time and place such evidence as is proper may be introduced.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Eugene W. Dwyer

Dan S. Jones

Walter A. Jones

Commissioners.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)

W. E. WOOLLEY.

CASE NO. 1548

(4421 W. 50th Ave. Denver) December 27, 1934

S T A T E M E N T

By the Commission:

The records of the Commission disclose that the above named respondent was heretofore issued a permit No. A-775 under the provisions of Chapter 120, Session Laws of Colorado, 1931, authorizing him to engage in the business of a private carrier by motor vehicle.

Information has come to the Commission that said respondent has failed to file an insurance policy or surety bond as required by Section 16 of Chapter 120, Session Laws of Colorado, 1931, and by Rule 10 of the Rules and Regulations of the Commission governing private carriers by motor vehicle.

O R D E R

IT IS THEREFORE ORDERED, by the Commission, on its own motion, that an investigation and hearing be entered into to determine if the above named respondent has failed or refused to file an insurance policy or surety bond as required by law and the Rules and Regulations of the Commission, and if so, whether his permit should therefore be suspended or revoked, and whether any other order or orders should be entered by the Commission in the premises.

IT IS FURTHER ORDERED, That said matter be, and the same is hereby, set down for hearing before the Commission in its Hearing Room, 330 State Office Building, Denver, Colorado, at 2:00 o'clock P.M., on January 30, 1935, at which time and place such evidence as is proper may be introduced.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward H. Jones
Dan S. Jones
W. H. H. H.
Commissioners.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)

JOHN VAN OORT.

CASE NO. 1550

(Hotchkiss, Colo)

December 28, 1934

S T A T E M E N T

By the Commission:

The records of the Commission disclose that the above named respondent was heretofore issued a permit No. A-789 under the provisions of Chapter 120, Session Laws of Colorado, 1931, authorizing him to engage in the business of a private carrier by motor vehicle.

Information has come to the Commission that said respondent has failed to file an insurance policy or surety bond as required by Section 16 of Chapter 120, Session Laws of Colorado, 1931, and by Rule 10 of the Rules and Regulations of the Commission governing private carriers by motor vehicle.

O R D E R

IT IS THEREFORE ORDERED, by the Commission, on its own motion, that an investigation and hearing be entered into to determine if the above named respondent has failed or refused to file an insurance policy or surety bond as required by law and the Rules and Regulations of the Commission, and if so, whether his permit should therefore be suspended or revoked, and whether any other order or orders should be entered by the Commission in the premises.

IT IS FURTHER ORDERED, That said matter be, and the same is hereby, set down for hearing before the Commission in its Hearing Room, 330 State Office Building, Denver, Colorado, at 2:00 o'clock P.M., on January 30, 1935, at which time and place such evidence as is proper may be introduced.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward J. Jones

Sam S. Jones

W. H. [Signature]

Commissioners.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)

LOUIS ROCHLER.

(Lawson, Colo.)

CASE NO. 1551

December 28, 1934

S T A T E M E N T

By the Commission:

The records of the Commission disclose that the above named respondent was heretofore issued a permit No. A-795 under the provisions of Chapter 120, Session Laws of Colorado, 1931, authorizing him to engage in the business of a private carrier by motor vehicle.

Information has come to the Commission that said respondent has failed to file an insurance policy or surety bond as required by Section 16 of Chapter 120, Session Laws of Colorado, 1931, and by Rule 10 of the Rules and Regulations of the Commission governing private carriers by motor vehicle.

O R D E R

IT IS THEREFORE ORDERED, by the Commission, on its own motion, that an investigation and hearing be entered into to determine if the above named respondent has failed or refused to file an insurance policy or surety bond as required by law and the Rules and Regulations of the Commission, and if so, whether his permit should therefore be suspended or revoked, and whether any other order or orders should be entered by the Commission in the premises.

IT IS FURTHER ORDERED, That said matter be, and the same is hereby, set down for hearing before the Commission in its Hearing Room, 330 State Office Building, Denver, Colorado, at 2:00 o'clock P.M., on January 30, 1935, at which time and place such evidence as is proper may be introduced.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward J. Jones

Dan S. Jones

Matthew
Commissioners.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)

ERNEST L. MARSHALL.

CASE NO. 1552

(Central City, Colo)

December 28, 1934

S T A T E M E N T

By the Commission:

The records of the Commission disclose that the above named respondent was heretofore issued a permit No. A-798 under the provisions of Chapter 120, Session Laws of Colorado, 1931, authorizing him to engage in the business of a private carrier by motor vehicle.

Information has come to the Commission that said respondent has failed to file an insurance policy or surety bond as required by Section 16 of Chapter 120, Session Laws of Colorado, 1931, and by Rule 10 of the Rules and Regulations of the Commission governing private carriers by motor vehicle.

O R D E R

IT IS THEREFORE ORDERED, by the Commission, on its own motion, that an investigation and hearing be entered into to determine if the above named respondent has failed or refused to file an insurance policy or surety bond as required by law and the Rules and Regulations of the Commission, and if so, whether his permit should therefore be suspended or revoked, and whether any other order or orders should be entered by the Commission in the premises.

IT IS FURTHER ORDERED, That said matter be, and the same is hereby, set down for hearing before the Commission in its Hearing Room, 330 State Office Building, Denver, Colorado, at 2:00 o'clock P.M., on January 30, 1935, at which time and place such evidence as is proper may be introduced.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

E. J. O'Connell
D. L. Jones
W. J. [unclear]
Commissioners.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
HERMAN CARLSON. }

CASE NO. 1553

(307 E. Cucharras St.
Colo. Spgs.)

December 28, 1934.

S T A T E M E N T

By the Commission:

The records of the Commission disclose that the above named respondent was heretofore issued a permit No. A-808 under the provisions of Chapter 120, Session Laws of Colorado, 1931, authorizing him to engage in the business of a private carrier by motor vehicle.

Information has come to the Commission that said respondent has failed to file an insurance policy or surety bond as required by Section 16 of Chapter 120, Session Laws of Colorado, 1931, and by Rule 10 of the Rules and Regulations of the Commission governing private carriers by motor vehicle.

O R D E R

IT IS THEREFORE ORDERED, by the Commission, on its own motion, that an investigation and hearing be entered into to determine if the above named respondent has failed or refused to file an insurance policy or surety bond as required by law and the Rules and Regulations of the Commission, and if so, whether his permit should therefore be suspended or revoked, and whether any other order or orders should be entered by the Commission in the premises.

IT IS FURTHER ORDERED, That said matter be, and the same is hereby, set down for hearing before the Commission in its Hearing Room, 330 State Office Building, Denver, Colorado, at 2:00 o'clock P.M., on January 30, 1935, at which time and place such evidence as is proper may be introduced.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

E. J. O'Connell

Dan L. Jones

W. H. Allen
Commissioners.

Form No. 1.

(Decision No. 6104)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Van E. G. G. G.

* * *

RE MOTOR VEHICLE OPERATIONS OF)

W. H. SONESON.

CASE NO. 1554

(Lawson, Colo.)

December 28, 1934

Cancelled 9/14/34

S T A T E M E N T

By the Commission:

The records of the Commission disclose that the above named respondent was heretofore issued a permit No. A-812 under the provisions of Chapter 120, Session Laws of Colorado, 1931, authorizing him to engage in the business of a private carrier by motor vehicle.

Information has come to the Commission that said respondent has failed to file an insurance policy or surety bond as required by Section 16 of Chapter 120, Session Laws of Colorado, 1931, and by Rule 10 of the Rules and Regulations of the Commission governing private carriers by motor vehicle.

O R D E R

IT IS THEREFORE ORDERED, by the Commission, on its own motion, that an investigation and hearing be entered into to determine if the above named respondent has failed or refused to file an insurance policy or surety bond as required by law and the Rules and Regulations of the Commission, and if so, whether his permit should therefore be suspended or revoked, and whether any other order or orders should be entered by the Commission in the premises.

IT IS FURTHER ORDERED, That said matter be, and the same is hereby, set down for hearing before the Commission in its Hearing Room, 330 State Office Building, Denver, Colorado, at 10:00 o'clock A.M., on January 31, 1935, at which time and place such evidence as is proper may be introduced.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward J. O'Sullivan
Dan S. Jones
Arthur L. ...
Commissioners.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
RAYMOND BADER. }

CASE NO. 1555

(3774 8th St.
Riverside, Calif.)

December 28, 1934

S T A T E M E N T

By the Commission:

The records of the Commission disclose that the above named respondent was heretofore issued a permit No. A-814 under the provisions of Chapter 120, Session Laws of Colorado, 1931, authorizing him to engage in the business of a private carrier by motor vehicle.

Information has come to the Commission that said respondent has failed to file an insurance policy or surety bond as required by Section 16 of Chapter 120, Session Laws of Colorado, 1931, and by Rule 10 of the Rules and Regulations of the Commission governing private carriers by motor vehicle.

O R D E R

IT IS THEREFORE ORDERED, by the Commission, on its own motion, that an investigation and hearing be entered into to determine if the above named respondent has failed or refused to file an insurance policy or surety bond as required by law and the Rules and Regulations of the Commission, and if so, whether his permit should therefore be suspended or revoked, and whether any other order or orders should be entered by the Commission in the premises.

IT IS FURTHER ORDERED, That said matter be, and the same is hereby, set down for hearing before the Commission in its Hearing Room, 330 State Office Building, Denver, Colorado, at 10:00 o'clock A.M., on January 31, 1935, at which time and place such evidence as is proper may be introduced.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward W. DeLoach

Don S. Jones

W. H. Allen

Commissioners.

Form No. 1.

(Decision No. 6106)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
C. B. & WARREN HASKINS. }

CASE NO. 1556

(1117 So. Pope St.
Independence, Mo.)

December 28, 1934.

S T A T E M E N T

By the Commission:

The records of the Commission disclose that the above named respondent was heretofore issued a permit No. A-816 under the provisions of Chapter 120, Session Laws of Colorado, 1931, authorizing him to engage in the business of a private carrier by motor vehicle.

Information has come to the Commission that said respondent has failed to file an insurance policy or surety bond as required by Section 16 of Chapter 120, Session Laws of Colorado, 1931, and by Rule 10 of the Rules and Regulations of the Commission governing private carriers by motor vehicle.

O R D E R

IT IS THEREFORE ORDERED, by the Commission, on its own motion, that an investigation and hearing be entered into to determine if the above named respondent has failed or refused to file an insurance policy or surety bond as required by law and the Rules and Regulations of the Commission, and if so, whether his permit should therefore be suspended or revoked, and whether any other order or orders should be entered by the Commission in the premises.

IT IS FURTHER ORDERED, That said matter be, and the same is hereby, set down for hearing before the Commission in its Hearing Room, 330 State Office Building, Denver, Colorado, at 10:00 o'clock A.M., on January 31, 1935, at which time and place such evidence as is proper may be introduced.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward V. Steele
Sam S. Jones
Arthur Allen
Commissioners.

Form No. 1.

(Decision No. 6107)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
BRUCE M. GRAVES. }

CASE NO. 1557

(601 No. 6th St.
Sterling, Colo.)

December 28, 1934.

Done E
Exhibit 11/4/34

S T A T E M E N T

By the Commission:

The records of the Commission disclose that the above named respondent was heretofore issued a permit No. A-827 under the provisions of Chapter 120, Session Laws of Colorado, 1931, authorizing him to engage in the business of a private carrier by motor vehicle.

Information has come to the Commission that said respondent has failed to file an insurance policy or surety bond as required by Section 16 of Chapter 120, Session Laws of Colorado, 1931, and by Rule 10 of the Rules and Regulations of the Commission governing private carriers by motor vehicle.

O R D E R

IT IS THEREFORE ORDERED, by the Commission, on its own motion, that an investigation and hearing be entered into to determine if the above named respondent has failed or refused to file an insurance policy or surety bond as required by law and the Rules and Regulations of the Commission, and if so, whether his permit should therefore be suspended or revoked, and whether any other order or orders should be entered by the Commission in the premises.

IT IS FURTHER ORDERED, That said matter be, and the same is hereby, set down for hearing before the Commission in its Hearing Room, 330 State Office Building, Denver, Colorado, at 10:00 o'clock A.M., on January 31, 1935, at which time and place such evidence as is proper may be introduced.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward J. O'Connell

Samuel Jones

W. H. Allen

Commissioners.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)

ALVIN L. MUSSER.

CASE NO. 1558

(3535 W. 39th Ave. Denver)

December 28, 1934.

S T A T E M E N T

By the Commission:

The records of the Commission disclose that the above named respondent was heretofore issued a permit No. A-377 under the provisions of Chapter 120, Session Laws of Colorado, 1931, authorizing him to engage in the business of a private carrier by motor vehicle.

Information has come to the Commission that said respondent has failed to file an insurance policy or surety bond as required by Section 16 of Chapter 120, Session Laws of Colorado, 1931, and by Rule 10 of the Rules and Regulations of the Commission governing private carriers by motor vehicle.

O R D E R

IT IS THEREFORE ORDERED, by the Commission, on its own motion, that an investigation and hearing be entered into to determine if the above named respondent has failed or refused to file an insurance policy or surety bond as required by law and the Rules and Regulations of the Commission, and if so, whether his permit should therefore be suspended or revoked, and whether any other order or orders should be entered by the Commission in the premises.

IT IS FURTHER ORDERED, That said matter be, and the same is hereby, set down for hearing before the Commission in its Hearing Room, 330 State Office Building, Denver, Colorado, at 10:00 o'clock A.M., on January 31, 1935, at which time and place such evidence as is proper may be introduced.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward J. O'Connell
Dan S. Jones
Alfred J. Jones
Commissioners.

Form No. 1.

(Decision No. 6109)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
H. H. VOELGER, doing business)
~~as WESTERN MOTOR FREIGHT.~~)

CASE NO. 1559

(1531 - 16th St.
Denver, Colo.)

December 28, 1934

S T A T E M E N T

By the Commission:

The records of the Commission disclose that the above named respondent was heretofore issued a permit No. A-675 under the provisions of Chapter 120, Session Laws of Colorado, 1931, authorizing him to engage in the business of a private carrier by motor vehicle.

Information has come to the Commission that said respondent has failed to file an insurance policy or surety bond as required by Section 16 of Chapter 120, Session Laws of Colorado, 1931, and by Rule 10 of the Rules and Regulations of the Commission governing private carriers by motor vehicle.

O R D E R

IT IS THEREFORE ORDERED, by the Commission, on its own motion, that an investigation and hearing be entered into to determine if the above named respondent has failed or refused to file an insurance policy or surety bond as required by law and the Rules and Regulations of the Commission, and if so, whether his permit should therefore be suspended or revoked, and whether any other order or orders should be entered by the Commission in the premises.

IT IS FURTHER ORDERED, That said matter be, and the same is hereby, set down for hearing before the Commission in its Hearing Room, 330 State Office Building, Denver, Colorado, at 2:00 o'clock P.M., on January 31, 1935, at which time and place such evidence as is proper may be introduced.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward E. Jones

Dan S. Jones

Arthur Allen

Commissioners.

Form No. 1.

(Decision No. 6110)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
SOPHIA AUEDENKAMP.

CASE NO. 1560

(Ruskin, Nebr.)

December 28, 1934

S T A T E M E N T

By the Commission:

The records of the Commission disclose that the above named respondent was heretofore issued a permit No. A-698 under the provisions of Chapter 120, Session Laws of Colorado, 1931, authorizing him to engage in the business of a private carrier by motor vehicle.

Information has come to the Commission that said respondent has failed to file an insurance policy or surety bond as required by Section 16 of Chapter 120, Session Laws of Colorado, 1931, and by Rule 10 of the Rules and Regulations of the Commission governing private carriers by motor vehicle.

O R D E R

IT IS THEREFORE ORDERED, by the Commission, on its own motion, that an investigation and hearing be entered into to determine if the above named respondent has failed or refused to file an insurance policy or surety bond as required by law and the Rules and Regulations of the Commission, and if so, whether his permit should therefore be suspended or revoked, and whether any other order or orders should be entered by the Commission in the premises.

IT IS FURTHER ORDERED, That said matter be, and the same is hereby, set down for hearing before the Commission in its Hearing Room, 330 State Office Building, Denver, Colorado, at 2:00 o'clock P.M., on January 31, 1935, at which time and place such evidence as is proper may be introduced.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

[Handwritten signatures]
Commissioners.

Form No. 1.

(Decision No. 6111)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF }
GEORGE L. BASHFORD. }

CASE NO. 1561

Don E.

Cancelled 11/27/34

(2129 - 23rd St. Boulder)

December 28, 1934

S T A T E M E N T

By the Commission:

The records of the Commission disclose that the above named respondent was heretofore issued a permit No. A-731 under the provisions of Chapter 120, Session Laws of Colorado, 1931, authorizing him to engage in the business of a private carrier by motor vehicle.

Information has come to the Commission that said respondent has failed to file an insurance policy or surety bond as required by Section 16 of Chapter 120, Session Laws of Colorado, 1931, and by Rule 10 of the Rules and Regulations of the Commission governing private carriers by motor vehicle.

O R D E R

IT IS THEREFORE ORDERED, by the Commission, on its own motion, that an investigation and hearing be entered into to determine if the above named respondent has failed or refused to file an insurance policy or surety bond as required by law and the Rules and Regulations of the Commission, and if so, whether his permit should therefore be suspended or revoked, and whether any other order or orders should be entered by the Commission in the premises.

IT IS FURTHER ORDERED, That said matter be, and the same is hereby, set down for hearing before the Commission in its Hearing Room, 330 State Office Building, Denver, Colorado, at 2:00 o'clock P.M., on January 31, 1935, at which time and place such evidence as is proper may be introduced.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edmund J. O'Connell

Dan S. Jones

Arthur H. Allen

Commissioners.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
PAUL LAWRENCE.

CASE NO. 1562

11/27/34

(1325 - 2nd Ave. Boulder)

December 28, 1934.

S T A T E M E N T

By the Commission:

The records of the Commission disclose that the above named respondent was heretofore issued a permit No. A-741 under the provisions of Chapter 120, Session Laws of Colorado, 1931, authorizing him to engage in the business of a private carrier by motor vehicle.

Information has come to the Commission that said respondent has failed to file an insurance policy or surety bond as required by Section 16 of Chapter 120, Session Laws of Colorado, 1931, and by Rule 10 of the Rules and Regulations of the Commission governing private carriers by motor vehicle.

O R D E R

IT IS THEREFORE ORDERED, by the Commission, on its own motion, that an investigation and hearing be entered into to determine if the above named respondent has failed or refused to file an insurance policy or surety bond as required by law and the Rules and Regulations of the Commission, and if so, whether his permit should therefore be suspended or revoked, and whether any other order or orders should be entered by the Commission in the premises.

IT IS FURTHER ORDERED, That said matter be, and the same is hereby, set down for hearing before the Commission in its Hearing Room, 330 State Office Building, Denver, Colorado, at 2:00 o'clock P.M., on January 31, 1935, at which time and place such evidence as is proper may be introduced.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward J. O'Connell
Leon S. Jones
W. H. Sullivan
Commissioners.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
LEONARD GRAY. }

CASE NO. 1563

(Craig, Colo.)

December 28, 1934.

von Erich
Cancelled 11/30/34
Permit Expires 7/1/35

S T A T E M E N T

By the Commission:

The records of the Commission disclose that the above named respondent was heretofore issued a permit No. B-810 under the provisions of Chapter 120, Session Laws of Colorado, 1931, authorizing him to engage in the business of a private carrier by motor vehicle.

Information has come to the Commission that said respondent has failed to file an insurance policy or surety bond as required by Section 16 of Chapter 120, Session Laws of Colorado, 1931, and by Rule 10 of the Rules and Regulations of the Commission governing private carriers by motor vehicle.

O R D E R

IT IS THEREFORE ORDERED, by the Commission, on its own motion, that an investigation and hearing be entered into to determine if the above named respondent has failed or refused to file an insurance policy or surety bond as required by law and the Rules and Regulations of the Commission, and if so, whether his permit should therefore be suspended or revoked, and whether any other order or orders should be entered by the Commission in the premises.

IT IS FURTHER ORDERED, That said matter be, and the same is hereby, set down for hearing before the Commission in its Hearing Room, 330 State Office Building, Denver, Colorado, at 2:00 o'clock P.M., on January 31, 1935, at which time and place such evidence as is proper may be introduced.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward J. O'Connell

Dan L. Jones

Arthur
Commissioners.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)

J. E. BARRETT,)
(Cortez, Colo.) Respondent.)

CASE NO. 1564

December 28, 1934.

S T A T E M E N T

By the Commission:

The records of the Commission disclose that the above named respondent... was (were) heretofore issued a permit No. A-871 under the provisions of Chapter 120, Session Laws of Colorado, 1931, authorizing him, ~~respondent~~, to engage in the business of a private carrier by motor vehicle.

Information has come to and the records of the Commission disclose that the above named permit holder has violated the Rules and Regulations of the Commission, effective October 1, 1934, in the following particulars, to-wit:

By failing to file with the Commission a written statement of the names and addresses of all customers of said permit holder as required by Rule 15.

By failing to mark all vehicles used in said private carrier operations as required by Rule 17.

In view of the foregoing allegations, the Commission is of the opinion, and so finds, that a complaint, investigation and hearing should be had, on its own motion, to determine whether or not said rules have been violated as aforesaid.

O R D E R

IT IS THEREFORE ORDERED, by the Commission, on its own motion, that an investigation and hearing be entered into to determine if the respondent permit holder has failed or refused to comply with any or all of the above mentioned Rules and Regulations of the Commission governing private carriers, and if so, whether his, their or its permit should therefore be suspended or revoked, and whether any other order or orders should be entered by the Commission in the premises.

IT IS FURTHER ORDERED, That said matter be, and the same is hereby, set down for hearing before the Commission in its Hearing Room, 330 State Office Building, Denver, Colorado, at 10:00 o'clock A. M. on January 28, 1935, at which time and place such evidence as is proper may be introduced.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

[Signature]
[Signature]
[Signature]
Commissioners.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
GLEN W. GATELY.)

PRIVATE PERMIT NO. A-154

December 28, 1934.

S T A T E M E N T

By the Commission:

The Commission is in receipt of a written communication from the above named Glen W. Gately, requesting that his permit be canceled.

After a careful consideration of said request, the Commission is of the opinion, and so finds, that same should be granted.

O R D E R

IT IS THEREFORE ORDERED, That private permit No. A-154, heretofore issued to Glen W. Gately, be, and the same is hereby, canceled.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward E. Ouellet
Dan S. Jones
Arthur A. [unclear]
Commissioners.

Dated at Denver, Colorado,
this 28th day of December, 1934.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

RE MOTOR VEHICLE OPERATIONS OF)
COLORADO-UTAH STAGES, INC., A) CASE NO. 1421
CORPORATION.)

December 28, 1934.

Appearances: Alex Bowie, Esq., Grand Junction, Colorado,
attorney for respondent;
Richard E. Conour, Esq., Denver, Colorado,
Assistant Attorney General.

S T A T E M E N T

By the Commission:

An order was made herein providing for an investigation to determine whether or not the respondent, Colorado-Utah Stages, Inc., had been engaged in the business of carrying passengers in intrastate commerce by motor vehicle, and requiring the respondent to show cause why his interstate permit authorizing such transportation in interstate commerce should not be revoked.

At the hearing the president of respondent company testified frankly that in a few cases he had allowed himself to be persuaded to carry some passengers in intrastate commerce, although he has no authority whatever to conduct such transportation business. However, it appeared that his violation of the law had not been malicious or very frequent.

The carrying of these passengers in intrastate commerce is a serious violation of the law which the Commission cannot, in the performance of its sworn duties, tolerate. However, we have concluded not to revoke the respondent's interstate permit but to dismiss this case, with the distinct understanding that respondent will hereafter in no case carry any passengers in intrastate commerce.

O R D E R

IT IS THEREFORE ORDERED, That the above entitled case be,
and the same is hereby, dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ernest W. Steele

Sam S. Jones

Wm. H. Allen

Commissioners.

Dated at Denver, Colorado,
this 28th day of December, 1934.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
O. T. STORZ AND PHILIP SANDOVAL FOR)
AUTHORITY TO TRANSFER A CERTIFICATE)
OF PUBLIC CONVENIENCE AND NECESSITY.)

APPLICATION NO. 2150-A

December 28, 1934.

Appearances: Mr. Philip Sandoval, Trinidad, Colorado,
pro se;
Mr. O. T. Storz, Weston, Colorado,
pro se.

S T A T E M E N T

By the Commission:

This is an application filed by O. T. Storz and Philip Sandoval in which the applicants seek authority to transfer to Sandoval the certificate of public convenience and necessity heretofore issued in Application No. 2150.

The evidence showed that the said Storz has no outstanding indebtedness arising out of his said operations, and that said Sandoval is financially responsible and an experienced operator.

After careful consideration of the evidence the Commission is of the opinion, and so finds, that authority should be granted to O. T. Storz to transfer to Philip Sandoval the certificate of public convenience and necessity heretofore issued in Application No. 2150.

O R D E R

IT IS THEREFORE ORDERED, That authority be, and the same is hereby, granted to O. T. Storz to transfer to Philip Sandoval the certificate of public convenience and necessity heretofore issued in Application No. 2150.

IT IS FURTHER ORDERED, That the tariffs of rates, rules and regulations of the transferor herein shall become and remain those of the

transferee herein until changed according to law and the Rules and Regulations of the Commission.

IT IS FURTHER ORDERED, That this transfer shall not become effective until transferee shall have on file with the Commission the necessary insurance as required by law and the Rules and Regulations of the Commission.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward J. Jones

David L. Jones

Commissioners.

Dated at Denver, Colorado,
this 28th day of December, 1934.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
ALBERT SCHWILKE.)

CASE NO. 1492

January 3, 1935.

S T A T E M E N T

By Chairman Wheeler:

On December 26, 1934, the Commission entered its order requiring the above named respondent to show cause why his permit No. A-500 should not be suspended or revoked for failure to keep on file with the Commission the necessary and proper insurance required by law and our rules and regulations.

Since the entry of said order, it has developed that respondent had the necessary insurance, but had failed to file, or cause to be filed with the Commission said insurance policies. However, the same were filed with the Commission on December 31, 1934, and respondent requests that the instant case be dismissed.

After a careful consideration of the record, the Commission is of the opinion, and so finds, that the instant case should be dismissed, with a warning to respondent, however, that hereafter his insurance policies must be kept on file with the Commission.

O R D E R

IT IS THEREFORE ORDERED, That the instant case be, and the same is hereby, dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward J. Wheeler

Samuel L. Jones

Matthew A. Allen

Commissioners.

Dated at Denver, Colorado,
this 3rd day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE RATES, PRACTICES, ETC., OF)
THE HOME GAS & ELECTRIC COMPANY.) CASE NO. 1074

January 3, 1935

S T A T E M E N T

By Commissioner Allen:

An order herein was made providing for an investigation for the purpose of determining whether or not the tariff of rates filed by the respondent herein on July 16 of last year effects the reduction in revenues which we required made in our order of June 20, 1934, and for the purpose of determining what further orders, if any, should be made in the premises, "particularly to secure prompt and full compliance of said orders of June 20 and August 20."

After the last order was made the Commission, without any hearing, concluded from information which it had secured, that the tariff of rates filed by the respondent with the Commission on July 16 possibly did effect the reduction in revenues which we ordered made. It further appears to the Commission, without making any finding to that effect, that the respondent's gross business will exceed what we had anticipated when we made our order of June 20. However, if such be the fact, it is a condition which was not foreseen on June 20.




Since it appears likely that the respondent did in good faith attempt to comply with said order of June 20, it seems to the Commission hardly proper, particularly before we have had the benefit of the experience of one year from the date of that order, to take any further steps in the case at this time, even though at the time we made our order of

August 20, we did not have the benefit of the data on which the change in the tariff was based. We, therefore, advised the respondent's attorneys that the hearing which had been set for December 19, would be vacated.

O R D E R

IT IS THEREFORE ORDERED, That the order herein of December 4, 1934, be, and the same is hereby, vacated and set aside.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 3d day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
J. L. PINKUS FOR AN EXTENSION OF) APPLICATION NO. 2223-PP
PRIVATE PERMIT NO. A-260.)

January 4, 1934.

Appearances: Mr. J. L. Pinkus, Rollinsville, Colorado,
pro se;
Mr. A. J. Fregeau, Denver, Colorado,
for Motor Truck Common Carriers Association;
Mr. V. G. Garnett, Denver, Colorado,
for Colorado Rapid Transit Company.

S T A T E M E N T

By Chairman Wheeler:

Applicant is now operating under private permit No. A-260, which authorizes an operation for the general transportation of freight between Rollinsville and Denver. In the instant application, he seeks authority to extend said route to include the transportation of freight "between Denver & Colorado Springs and intermediate points via U.S. 85, and between Rollinsville and Greeley and intermediate points via Colo. 119, Colo. 7, U.S. 285, Colo. 52 and U. S. 85."

At the hearing applicant testified that he desired to eliminate from his application any request for authority to serve any points intermediate between Rollinsville and Colorado Springs or Colorado Springs and Rollinsville, save and except that he did desire authority to transport freight from Boulder to Rollinsville and from Rollinsville to Boulder. He also desired to eliminate to any service to or from points intermediate/Rollinsville and Greeley.

Rollinsville is a small community having a population of approximately 150. Applicant conducts a store at Rollinsville, and most of the hauling which he does consists of his own freight, his operations for hire being more or less a matter of accommodation to other shippers in Rollinsville. No common carrier is now serving Rollinsville under any certificate of public

convenience and necessity issued by this Commission.

Applicant testified that the only freight he would expect to transport between Rollinsville and Colorado Springs would be l. c. l. shipments of ore to the Golden Cycle mill.

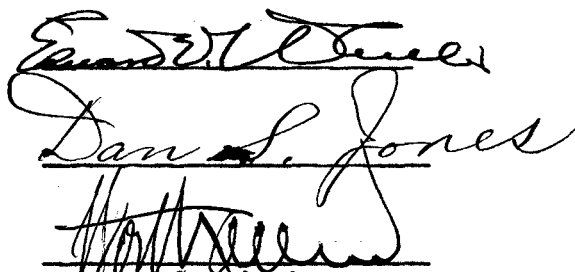
After careful consideration of the record the Commission is of the opinion, and so finds, that, as modified by applicant's testimony, his application for an extension of route should be granted.

O R D E R

IT IS THEREFORE ORDERED, That applicant's route under Permit No. A-260 be, and the same is hereby, extended to include the transportation of freight from Rollinsville to Colorado Springs and from Colorado Springs to Rollinsville, from Rollinsville to Greeley and from Greeley to Rollinsville; provided, however, that said authority shall not include the right to serve any points intermediate between the above named towns, save and except that applicant may transport freight for his customers between Rollinsville and Boulder and Boulder and Rollinsville.

IT IS FURTHER ORDERED, That this order shall be and become a part of the original private permit No. A-260 heretofore issued to applicant.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 4th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION)
OF THE INLAND PACIFIC STAGES FOR)
CERTIFICATE OF PUBLIC CONVENIENCE)
AND NECESSITY TO OPERATE PASSENGER)
AND LIGHT EXPRESS SERVICE BETWEEN)
GRAND JUNCTION, COLORADO, AND)
DENVER, COLORADO.)

APPLICATION NO. 2195

January 4, 1935

S T A T E M E N T

By Chairman Wheeler:

Since the entry of its order of December 7, 1934, an application for rehearing has been filed. The Commission has carefully considered the said application and feels that no good purpose would be served by granting the same.

O R D E R

IT IS THEREFORE ORDERED, That said application for rehearing be, and the same is hereby, denied.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward W. Wheeler

Dan S. Jones

Commissioners.

Dated at Denver, Colorado,
this 4th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Van

* * *

RE MOTOR VEHICLE OPERATIONS OF)
B. E. ANDERSON.)

CASE NO. 1537

January 4, 1935.

S T A T E M E N T

By Chairman Wheeler:

It appears to the Commission that the instant case was instituted by reason of an error in information received from the insurance department, and that our records disclose that respondent has the proper insurance on file with the Commission.

After careful consideration of the record, the Commission is of the opinion, and so finds, that the instant case should be dismissed.

O R D E R

IT IS THEREFORE ORDERED, That the instant case be, and the same is hereby, dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward J. Wheeler
Sam L. Jones
[Signature]
Commissioners.

Dated at Denver, Colorado,
this 4th day of January, 1935.

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(Decision No. 6124)

149

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION)
OF RIO GRANDE MOTOR WAY, INC., FOR)
A CERTIFICATE OF PUBLIC CONVENIENCE)
AND NECESSITY FOR THE TRANSPORTATION)
OF PASSENGERS, BAGGAGE, MAIL, EXPRESS,)
AND PACKAGE FREIGHT BY MOTOR VEHICLE)
BETWEEN LAKE CITY, COLORADO, AND IOLA,)
COLORADO, AND INTERMEDIATE POINTS.)

APPLICATION NO. 2009

January 5, 1935.

S T A T E M E N T

By Chairman Wheeler:

The Commission is in receipt of a written communication from the General Attorney of the Rio Grande Motor Way, Inc., requesting the dismissal of the above application.

After a careful consideration of said request, the Commission is of the opinion, and so finds, that same should be granted.

O R D E R

IT IS THEREFORE ORDERED, That the instant application be, and the same is hereby, dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward E. Wheeler

Dan L. Jones

Commissioners.

Dated at Denver, Colorado,
this 5th day of January, 1935.

* * *

[illegible]

January 9, 1935

S T A T E M E N T

S T A T E M E N T

By the Commission:

Since the hearing was had in this case the respondent, Royden G. Girling, has filed with the Commission a list of his customers and a description of the vehicles used in his operations. We have concluded to dismiss this case, with the distinct understanding that hereafter compliance with our rules and regulations will be made without our having to institute an investigation to determine why he does not comply.

O R D E R

IT IS THEREFORE ORDERED, That the above entitled case be, and
the same is hereby, dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Dated at Denver, Colorado,
this 9th day of January, 1935.

Edward E. O'Connell
Sam S. Jones
W. H. Allen
Commissioners.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
RALPH M. GIRLING.) CASE NO. 1434

January 9, 1935.

Appearances: Ralph M. Girling, Lazear, Colorado,
pro se;
Richard E. Conour, Esq., Denver, Colorado,
for Public Utilities Commission.

S T A T E M E N T

By the Commission:

Since the hearing was had in this case, the respondent, Ralph M. Girling, has filed with the Commission a list of his customers and a description of the vehicles used in his operations. We have concluded to dismiss this case, with the distinct understanding that hereafter compliance with our rules and regulations will be made without our having to institute an investigation to determine why he does not comply.

O R D E R

IT IS THEREFORE ORDERED, That the above entitled case be,
and the same is hereby, dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward M. Lee

Sam S. Jones

W. H. Hall

Commissioners.

Dated at Denver, Colorado,
this 9th day of January, 1935.

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BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

IN THE MATTER OF THE APPLICATION OF)
WILLIAM M. SIMPSON, DOING BUSINESS)
AS SIMPSON TRANSPORT SERVICE, FOR) APPLICATION NO. 2221-PP
EXTENSION OF ROUTE UNDER PERMIT)
NO. A-607.)
----- *

January 7, 1935

Appearances: Ray Crosley, Pueblo, Colorado,
for applicant;
A. J. Fregeau, Denver, Colorado,
for Motor Truck Common Carriers Ass'n.

S T A T E M E N T

By Chairman Wheeler:

Applicant, who is now operating under private permit No. A-607, seeks authority to extend his route from Lamar to Holly, Colorado, and intermediate points, a distance of approximately 34 miles. In addition to other routes granted applicant in his original permit, he has authority under same to transport freight from Denver to Lamar, via Pueblo, and the testimony indicated that two of applicant's customers whom he is now serving between Denver and Lamar, have shipments of freight for merchants at Holly which they desire applicant to transport.

After a careful consideration of the record the Commission is of the opinion, and so finds, that the application for extension of route of applicant should be granted.

O R D E R

IT IS THEREFORE ORDERED, That William L. Simpson, doing business as Simpson Transport Service, be, and he is hereby authorized to extend his service from Lamar to Holly, Colorado, and intermediate points.

IT IS FURTHER ORDERED, That this order shall be made a part

of the original permit No. A-607 heretofore issued to applicant.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward V. Steele

Dan L. Jones

W. H. Hall
Commissioners.

Dated at Denver, Colorado,
this 7th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

IN THE MATTER OF THE APPLICATION OF)
C. H. WOODIN AND R. H. WOODS FOR)
AUTHORITY TO TRANSFER CERTIFICATES)
OF PUBLIC CONVENIENCE AND NECESSITY.)

861
APPLICATIONS NOS. 844-AA, 1011-A
1436-A, 1836-A and 2030-I-A

January 8, 1935.

Appearances: Chutkow and Adler, Esqs., Denver, Colorado,
attorneys for applicants.

S T A T E M E N T

By the Commission:

Authority is sought by C. H. Woodin to transfer to R. H. Woods, doing business as Woods Truck Line, those certain certificates of public convenience and necessity heretofore issued to the said C. H. Woodin or his assigns in Applications Nos. 844-A, 1836, 2030-I, 1011 and 1436. 1913

The evidence disclosed that the transferee is now engaged in the transportation of freight by motor vehicle for hire in the State of Nebraska. His financial statement filed as an exhibit in the instant case, shows a net worth of \$37,000.00. The purchase price to be paid for the said certificates is the sum of \$10,000.00, which includes seven trucks, as well as the office and shop equipment now owned by the transferor. A list of the indebtedness of transferor was filed as an exhibit in the instant case, and the testimony developed that part of the purchase price was to be placed in escrow in a bank to insure the payment of said indebtedness.

After a careful consideration of the record, the Commission is of the opinion, and so finds, that authority should be granted to make the transfer as prayed.

O R D E R


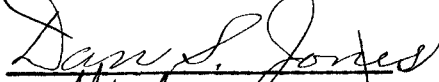

IT IS THEREFORE ORDERED, That authority be, and the same is hereby, granted to C. H. Woodin to transfer to R. H. Woods, doing

business as Woods Truck Line, the certificates of public convenience and necessity heretofore issued to the said Woodin in Applications Nos. 844-A, 1011, 1836, 1436 and 2030-I.

IT IS FURTHER ORDERED, That this transfer shall not become effective until transferee shall have on file with the Commission the necessary insurance as required by law and the rules and regulations of the Commission.

IT IS FURTHER ORDERED, That the tariffs of rates, rules and regulations of transferor herein shall become and remain those of the transferee herein until changed in accordance with the law and the rules and regulations of the Commission.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 8th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
BAUDINO TRANSFER COMPANY.)

CASE NO. 1453

January 8, 1935

S T A T E M E N T

By the Commission:

The Commission is in receipt of a letter from Mr. Malcolm Erickson, Attorney at Law, Trinidad, Colorado, stating that Mr. Angelo Baudino, respondent herein, has been confined to the hospital from April, 1934, to December, and requesting that his certificate be suspended until next March, due to his inability to take care of his business.

After considering the facts disclosed in this letter, the Commission is of the opinion, and so finds, that the instant case should be dismissed.

O R D E R

IT IS THEREFORE ORDERED, That the instant case be, and the same is hereby, dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 8th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION)
OF ANGELO BAUDINO, DOING BUSINESS AS)
BAUDINO TRANSFER COMPANY, FOR A)
CERTIFICATE OF PUBLIC CONVENIENCE)
AND NECESSITY.)

APPLICATION NO. 1414

January 8, 1935.

S T A T E M E N T

By the Commission:




The Commission is in receipt of a written communication from Malcolm Erickson, attorney at law, Trinidad, Colorado, requesting that the certificate of public convenience and necessity heretofore issued to Angelo Baudino, doing business as Baudino Transfer Company, in Application No. 1414, be suspended until next March due to the illness of Mr. Baudino and his inability to take care of his business.

After a careful consideration of said request, the Commission is of the opinion, and so finds, that same should be granted.

O R D E R

IT IS THEREFORE ORDERED, That the certificate of public convenience and necessity, heretofore issued to Angelo Baudino, doing business as Baudino Transfer Company, be, and the same is hereby, suspended until April 1, 1935; provided, however, that said Baudino may resume operations at any time during said period of suspension upon filing of proper insurance and otherwise complying with our rules and regulations.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 8th day of January, 1935.

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(Decision No. 6133)

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BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
ARCHIE L. HARSCH.) CASE NO. 1461

January 8, 1935

S T A T E M E N T

By the Commission:

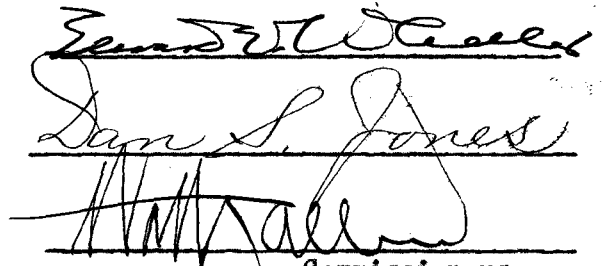
On December 19, 1934, the Commission entered its order requiring the above named respondent to show cause why his certificate of public convenience and necessity should not be suspended or revoked for his failure to keep on file with the Commission the necessary public liability and property damage insurance as required by law. Thereafter, on, to-wit, December 27, 1934, respondent filed the required public liability and property damage insurance.

After a careful consideration of the record, the Commission is of the opinion, and so finds, that the instant case should be dismissed, with a warning to respondent, however, that hereafter he must be more prompt in complying with the rules and regulations of the Commission.

O R D E R

IT IS THEREFORE ORDERED, That the instant case be, and the same is hereby, dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 8th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
ICIMINDA B. YOCKEY FOR A PERMIT TO)
OPERATE AS A PRIVATE CARRIER BY)
MOTOR VEHICLE FOR THE TRANSPORTATION)
OF FREIGHT TO AND FROM BOULDER, GREELEY,)
FT. MORGAN, BRUSH AND STERLING WITH)
CERTAIN PROVISIONS.)

APPLICATION NO. 2227-PP

January 8, 1935.

Appearances: Mark Yockey, Boulder, Colorado,
for applicant;
A. J. Fregeau, Denver, Colorado,
for Motor Truck Common Carriers
Association;
V. G. Garnett, Denver, Colorado,
for Colorado Rapid Transit Co.

S T A T E M E N T

By the Commission:

Applicant seeks a Class A private permit authorizing the transportation of live stock only from Boulder County to the Denver Union Stock Yards. Her application included other points, but these were waived at the hearing.

At the present time, applicant is operating a fruit stand near the city limits of Boulder and most of the transportation business carried on by her consists of the hauling of her own goods. She furnished a financial statement showing a net worth of approximately \$900.00, and possesses one 1934 G.M.C. truck. No one objected to the issuance of the permit sought.

As the operation would be to a fixed terminus, the Commission is of the opinion that a Class A permit is the proper one to secure.


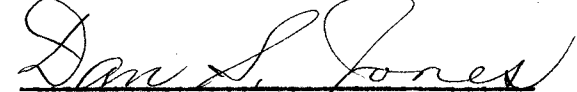

After a careful consideration of the record, the Commission is of the opinion, and so finds, that the application should be granted to the extent of permitting the transportation for hire of live stock only from Boulder County to the Denver Union Stock Yards.

O R D E R

IT IS THEREFORE ORDERED, That applicant be granted a Class A private permit authorizing the transportation of live stock only from Boulder County to the Denver Union Stock Yards.

IT IS FURTHER ORDERED, That this order shall not become effective until applicant has on file with the Commission the necessary insurance required by law and our Rules and Regulations, and has otherwise complied with our rules by filing a list of customers and a list of her equipment, and securing an identification card.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO.




Commissioners.

Dated at Denver, Colorado,
this 8th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)

P. M. RAGLAND.)
(Grover, Colo.) Respondent.)

CASE NO. 1565

January 10, 1935.

S T A T E M E N TBy the Commission:

The records of the Commission disclose that the above named respondent... was (were) heretofore issued a permit No. A-202 under the provisions of Chapter 120, Session Laws of Colorado, 1931, authorizing him, ~~thereby~~ to engage in the business of a private carrier by motor vehicle.

Information has come to and the records of the Commission disclose that the above named permit holder has violated the Rules and Regulations of the Commission, effective October 1, 1934, in the following particulars, to-wit:

By failing to mark all vehicles used in said private carrier operation as required by Rule 17.

By failing to file with the Commission a written statement of the names and addresses of all customers of said permit holder as required by Rule 15.

By failing to keep on file with the Commission an effective insurance policy or surety bond as required by law and the Rules and Regulations of the Commission.

By failing to file with the Commission a statement, under oath, showing a description of all motor vehicles operated by respondent containing the information required by Rule 18.

In view of the foregoing allegations, the Commission is of the opinion, and so finds, that a complaint, investigation and hearing should be had, on its own motion, to determine whether or not said rules have been violated as aforesaid.

O R D E R

IT IS THEREFORE ORDERED, by the Commission, on its own motion, that an investigation and hearing be entered into to determine if the respondent permit holder has failed or refused to comply with any or all of the above mentioned Rules and Regulations of the Commission governing private carriers, and if so, whether his, their or its permit should therefore be suspended or revoked, and whether any other order or orders should be entered by the Commission in the premises.

IT IS FURTHER ORDERED, That said matter be, and the same is hereby, set down for hearing before the Commission in its Hearing Room, 330 State Office Building, Denver, Colorado, at 10:00 o'clock A. M. on February 2, 1935, at which time and place such evidence as is proper may be introduced.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

[Handwritten signatures]
Commissioners.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
WILLIAM J. GOODENBERGER.)

CASE NO. 1460

January 10, 1935.

Appearances: A. A. Von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

An order was made requiring the respondent, William J. Goodenberger, who holds a certificate of public convenience and necessity issued by this Commission in Application No. 1559, to show cause why his said certificate should not be revoked for failure to file the necessary insurance required by the rules and regulations of the Commission. Since the order was made the respondent has filed the insurance required by our rules and regulations.

The Commission has concluded to dismiss this case, but with the distinct understanding that if the respondent expects to continue operating under the authority of his certificate, he must not hereafter wait until after an order to show cause has been issued before complying with our rules and regulations.

O R D E R

IT IS THEREFORE ORDERED, That the above entitled case be, and the same is hereby, dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward H. Steele
Sam S. Jones
Commissioners.

Dated at Denver, Colorado,
this 10th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF) CASE NO. 1461
ARCHIE L. HARSCH.)
* * * * *

January 10, 1935

Appearances: A. A. Von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

An order was made requiring the respondent, Archie L. Harsch, who holds a certificate of public convenience and necessity issued by this Commission in Application No. 1601, to show cause why his said certificate should not be revoked for failure to file the necessary insurance required by law and the rules and regulations of this Commission. Since the order was made the respondent has filed the required insurance.

The Commission has concluded to dismiss this case, but with the distinct understanding that if the respondent expects to continue operating under the authority of his certificate, he must not hereafter wait until after an order to show cause has been issued before complying with our rules and regulations.

O R D E R

IT IS THEREFORE ORDERED, That the above entitled case be, and the same is hereby, dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward J. O'Connell
James S. Jones
Wm. H. Miller
Commissioners.

Dated at Denver, Colorado,
this 10th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
JOHN HALBERT.) CASE NO. 1462

January 11, 1935.

Appearances: A. A. Von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

An order was made requiring the respondent, John Halbert, who holds a certificate of public convenience and necessity issued by this Commission in Application No. 1759, to show cause why his said certificate should not be revoked for failure to file the necessary insurance required by law and the rules and regulations of this Commission. A hearing was had at which the respondent did not appear, although he had been duly notified of the time and place of the hearing.

The evidence introduced at the hearing showed that the insurance required by our rules and regulations to be kept on file with the Commission, applying to the operations of the respondent, was cancelled on July 5, 1934, and has never been replaced. We are, therefore, of the opinion, and so find, that the said certificate should be revoked.

O R D E R

IT IS THEREFORE ORDERED, That the certificate of public convenience and necessity heretofore issued to John Halbert in Application No. 1759 be, and the same is hereby, revoked and cancelled.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward J. DeLoach
Dan S. Jones
W. H. Allen
Commissioners.

Dated at Denver, Colorado,
this 11th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
BERT MYER, DOING BUSINESS AS MYER)
BROS. TRANSFER COMPANY AND MYER) CASE NO. 1443
TAXI AND BUS LINE.)

January 11, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission

S T A T E M E N T

By the Commission:

On December 17, 1934, the Commission entered its order requiring the above named respondent to show cause why the certificate of public convenience and necessity, heretofore issued to him in Applications Nos. 1060 and 1945, should not be suspended or revoked for his failure to keep on file with the Commission the necessary insurance required by law and the rules and regulations of the Commission.

The evidence disclosed that respondent had at all time the proper insurance filed with the Commission, and that the case was instituted through an error on the part of the insurance department.

After careful consideration of the record, the Commission is of the opinion, and so finds, that the instant case should be dismissed.

O R D E R

IT IS THEREFORE ORDERED, That the instant case be, and the same is hereby, dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward J. McCreary

Samuel S. Jones

Alfred A. Allen

Commissioners.

Dated at Denver, Colorado,
this 11th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
RALPH T. PRESTON.)

CASE NO. 1442

January 11, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission;
Mr. Ralph T. Preston, Springfield, Colorado,
pro se.

S T A T E M E N T

By the Commission:

On December 17, 1934, the Commission entered its order requiring the above named respondent to show cause why the certificate of public convenience and necessity, heretofore issued to him in Application No. 1001, should not be suspended or revoked for his failure to keep on file with the Commission the necessary insurance policy or surety bond required by law and our Rules and Regulations.



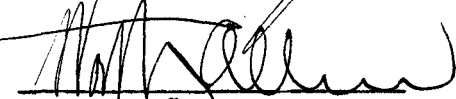
The evidence disclosed that respondent had at all times the proper and necessary insurance filed with the Commission and that the case was instituted through an error on the part of the insurance department.

After careful consideration of the record, the Commission is of the opinion, and so finds, that the instant case should be dismissed.

O R D E R

IT IS THEREFORE ORDERED, That the instant case be, and the same is hereby, dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 11th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF) CASE NO. 1446
M. F. MOORE.)

January 11, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

On December 17, 1934, the Commission entered its order requiring the above named respondent to show cause why the certificate of public convenience and necessity, heretofore issued to him in Application Nos. 1315 and 1898, should not be suspended or revoked for his failure to keep on file with the Commission the necessary insurance policy or surety bond as required by law and the Rules and Regulations of the Commission.

The evidence disclosed that on December 26, 1934, respondent filed with the Commission the necessary and proper insurance.

After careful consideration of the record, the Commission is of the opinion, and so finds, that the instant case should be dismissed, with a warning to respondent, however, that in future he must be more prompt in complying with the Rules and Regulations of the Commission.

O R D E R

IT IS THEREFORE ORDERED, That the instant case be, and the same is hereby, dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward H. Steele
Don L. Jones
W. H. Hall
Commissioners.

Dated at Denver, Colorado,
this 11th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
CHRIS CHRISTENSEN.)

CASE NO. 1448

January 11, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

On December 17, 1934, the Commission entered its order requiring the above named respondent to show cause why the certificate of public convenience and necessity, heretofore issued to him in Application No. 1375, should not be suspended or revoked for his failure to keep on file with the Commission the necessary insurance policy or surety bond as required by law and the rules and regulations of the Commission.

The evidence disclosed that respondent's insurance was cancelled October 24, 1933, and has never been renewed.

After careful consideration of the record, the Commission is of the opinion, and so finds, that the certificate of public convenience and necessity heretofore issued to respondent should be cancelled.

O R D E R

IT IS THEREFORE ORDERED, That the certificate of public convenience and necessity, heretofore issued to Chris Christensen in Application No. 1375, be, and the same is hereby, cancelled.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward H. O'Connell
Dan S. Jones
W. H. Hall
Commissioners.

Dated at Denver, Colorado,
this 11th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
ARIE MARIS.)

CASE NO. 1452

January 11, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

On December 17, 1934, the Commission entered its order requiring the above named respondent to show cause why the certificate of public convenience and necessity, heretofore issued to him in Application No. 1342, should not be suspended or revoked for his failure to keep on file with the Commission the necessary insurance policy or surety bond as required by law and our Rules and Regulations.

The evidence disclosed that on January 5, 1934, respondent filed the necessary insurance.

After careful consideration of the record, the Commission is of the opinion, and so finds, that the instant case should be dismissed, with a warning to respondent, however, that in future he must be more prompt in complying with the Rules and Regulations of the Commission.

O R D E R

IT IS THEREFORE ORDERED, That the instant case be, and the same is hereby, dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward J. O'Connell

Samuel L. Jones

W. H. Hall
Commissioners.

Dated at Denver, Colorado,
this 11th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
JOHN E. HICKS.) CASE NO. 1463

January 11, 1935.

Appearances: A. A. Von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

An order was made requiring the respondent, John E. Hicks, who holds a certificate of public convenience and necessity issued by this Commission in Application No. 1800, to show cause why his said certificate should not be revoked for failure to file the necessary insurance required by law and the rules and regulations of the Commission. A hearing was had at which the respondent did not appear, although he had been duly notified of the time and place of the hearing.

The evidence showed that the insurance required by law and our rules and regulations to be kept on file with the Commission, applying to the operations of the respondent, was cancelled on November 1, 1934, and has never been renewed. We are, therefore, of the opinion, and so find, that the said certificate should be revoked.

O R D E R

IT IS THEREFORE ORDERED, That the certificate of public convenience and necessity heretofore issued to John E. Hicks in Application No. 1800 be, and the same is hereby, revoked and cancelled.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward E. O'Connell
Dora S. Jones
W. H. Allen
Commissioners.

Dated at Denver, Colorado,
this 11th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF) CASE NO. 1464.
R. E. ENSMINGER.)

January 11, 1935.

Appearances: A. A . Von Egidy, Denver, Colorado,
for the Public Utilities Commission.
R. E. Ensminger, Holyoke, Colorado,
pro se.

S T A T E M E N T

By the Commission:

An order was made requiring the respondent, R. E. Ensminger, who holds a certificate of public convenience and necessity issued by this Commission in Application No. 1803, to show cause why his said certificate should not be revoked for failure to file the necessary insurance required by law and the rules and regulations of the Commission.

At the hearing it developed that the respondent's certificate had been suspended indefinitely on May 29, 1933. However, it further appeared that the respondent had been engaging in some motor vehicle service for hire, although he has no insurance on file with the Commission and the order of suspension of his certificate is in force and effect.

The respondent promised that if we would not revoke his certificate, he would do no hauling whatever for hire until he has filed the necessary insurance with us and his certificate has been duly reinstated. With the understanding that said agreement will be complied with, we have concluded to dismiss this case.

O R D E R

IT IS THEREFORE ORDERED, That the above entitled case be, and the same is hereby, dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward W. Green
Sam S. Jones
Alvin
Commissioners.

Dated at Denver, Colorado,
this 11th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
H. S. KELLOGG.)

PRIVATE PERMIT NO. A-448

January 11, 1935.

S T A T E M E N T

By the Commission:

The Commission is in receipt of a written communication from H. S. Kellogg, requesting the suspension of his permit No. A-448 "for an indefinite period, or until such time as business picks up".

After a careful consideration of said request, the Commission is of the opinion, and so finds, that same should be granted.

O R D E R

IT IS THEREFORE ORDERED, That private permit No. A-448, heretofore issued to H. S. Kellogg, be, and the same is hereby, suspended for a period of six months; provided, however, that the said H. S. Kellogg may resume operations under same at any time during the said suspension period only by complying with all the laws, rules and regulations governing private carriers.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward W. Jones

Sam S. Jones

Commissioners.

Dated at Denver, Colorado,
this 11th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
J. R. SHIRLEY AND H. K. VENRICK FOR) APPLICATION NO. 2054
A CERTIFICATE OF PUBLIC CONVENIENCE)
AND NECESSITY.)

January 11, 1935.

S T A T E M E N T

By the Commission:

The Commission is in receipt of a written communication from J. R. Shirley and H. K. Venrick, requesting the suspension of their certificate of public convenience and necessity for a period of one year on account of lack of business.

After a careful consideration of said request, the Commission is of the opinion, and so finds, that same should be granted.

O R D E R

IT IS THEREFORE ORDERED, That the certificate of public convenience and necessity, heretofore issued to J. R. Shirley and H. K. Venrick in Application No. 2054, be, and the same is hereby, suspended for a period of one year, with the understanding that no operations shall be conducted thereunder during said suspension period, but provided further that during said suspension period operations may be resumed thereunder upon a full compliance by the said J. R. Shirley and H. K. Venrick with all the laws, rules and regulations governing common carriers by motor vehicle.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

E. W. Steele
Sam S. Jones
[Signature]
Commissioners.

Dated at Denver, Colorado,
this 11th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
LEWIS & SON TRANSFER AND STORAGE) CASE NO. 1470
COMPANY.)

January 11, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

On December 19, 1934, the Commission entered its order requiring the above named respondent to show cause why the certificate of public convenience and necessity, heretofore issued to it in Application No. 1857, should not be suspended or revoked for failure to keep on file with the Commission the proper and necessary insurance.

Respondent failed to appear at the hearing, although due notice was given said Company. The record disclosed that respondent company has failed to file the necessary insurance required by law and our rules and regulations.

After a careful consideration of the record, the Commission is of the opinion, and so finds, that respondent's certificate should be revoked.

O R D E R

IT IS THEREFORE ORDERED, That the certificate of public convenience and necessity heretofore issued to Lewis & Son Transfer and Storage Company in Application No. 1857, be, and the same is hereby, declared cancelled and revoked.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Dated at Denver, Colorado,
this 11th day of January, 1935.

Emmett C. Jones
Don S. Jones
W. H. Adams
Commissioners.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

RE MOTOR VEHICLE OPERATIONS OF)
SANFORD AND WAYNE TAYLOR, DOING) CASE NO. 1449
BUSINESS AS TAYLOR MERCANTILE)
COMPANY.)

January 11, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

On December 17, 1934, the Commission entered its order requiring the above named respondent to show cause why the certificate of public convenience and necessity, heretofore issued to them in Application No. 1394, should not be suspended or revoked for their failure to keep on file with the Commission the necessary insurance policies or a surety bond as required by law and the rules and regulations of the Commission.

Respondents failed to appear at the hearing, although due notice was given them. The record discloses that respondents have failed to file the required insurance.

After a careful consideration of the record, the Commission is of the opinion, and so finds, that respondents' certificate should be revoked for failure to file the necessary insurance.

O R D E R

IT IS THEREFORE ORDERED, That the certificate of public convenience and necessity, heretofore issued to Sanford Taylor and Wayne Taylor, doing business as Taylor Mercantile Company, be, and the same is hereby, cancelled and revoked.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Eduard H. Jones
Sam L. Jones
Wm. A. Allen
Commissioners.

Dated at Denver, Colorado,
this 11th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
C. H. WOODIN.) CASE NO. 1441

January 11, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

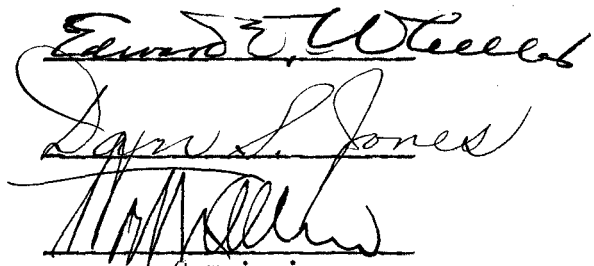
On December 17, 1934, the Commission entered its order requiring respondent to show cause why the certificate of public convenience and necessity, heretofore issued to him in Applications Nos. 1011, 1436, 844-A, 1836, 1913 and 2030-I, should not be suspended or revoked for his failure to keep on file with the Commission the necessary and proper insurance required by law and our rules and regulations.

The evidence disclosed that the certificates issued to respondent have been transferred to other parties who have filed the necessary insurance, and the case will be dismissed.

O R D E R

IT IS THEREFORE ORDERED, That the instant case be, and the same is hereby, dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 11th day of January, 1935.

274 ✓

RE MOTOR VEHICLE OPERATIONS OF)
R. A. SPURLOCK.) CASE NO. 1440

.....

January 11, 1935.

By the Commission:

The evidence disclosed that respondent's public liability, property damage and cargo insurance was cancelled June 30, 1934, and has not been renewed.

After a careful consideration of the record, the Commission is of the opinion, and so finds, that the certificate of public convenience and necessity, heretofore issued to R. A. Spurlock in Application No. 1053-A, should be cancelled for respondent's failure to keep on file with the Commission the necessary insurance policy or surety bond as required by law and our rules and regulations.

O R D E R

IT IS THEREFORE ORDERED, That the certificate of public convenience and necessity, heretofore issued to R. A. Spurlock in Application No. 1058-A, be, and the same is hereby, revoked and

cancelled.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward M. Wheeler

Dan S. Jones

W. H. Hall
Commissioners.

Dated at Denver, Colorado,
this 11th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
ARNOLD ANDERSON, DOING BUSINESS) CASE NO. 1439
AS BYERS-DENVER TRUCK LINE.)

January 11, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

On December 17, 1934, the Commission entered its order requiring the above named respondent to show cause why the certificate of public convenience and necessity, heretofore issued to him in Application No. 634-A, should not be suspended or revoked for his failure to keep on file with the Commission the necessary insurance policy or surety bond as required by law and our Rules and Regulations.

The evidence disclosed that respondent filed public liability and proper damage insurance on December 29, 1934.

After a careful consideration of the record the Commission is of the opinion, and so finds, that the instant case should be dismissed, with a warning to respondent, however, that hereafter he must be more prompt in complying with our rules and regulations.

O R D E R

IT IS THEREFORE ORDERED, That the instant case be, and the same is hereby, dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward H. Wheeler

Sam S. Jones

Walter A. ...
Commissioners.

Dated at Denver, Colorado,
this 11th day of January, 1935.

* * *

0000 0001 0010 0011 0100 0101 0110 0111 1000 1001 1010 1011 1100 1101 1110 1111

Category	Item	Value	Unit	Year	Month	Day	Hour	Minute	Second
Category 1	Item 1	100	kg	2010	01	01	00	00	00
Category 2	Item 2	200	kg	2010	01	01	00	00	00
Category 3	Item 3	300	kg	2010	01	01	00	00	00
Category 4	Item 4	400	kg	2010	01	01	00	00	00
Category 5	Item 5	500	kg	2010	01	01	00	00	00
Category 6	Item 6	600	kg	2010	01	01	00	00	00
Category 7	Item 7	700	kg	2010	01	01	00	00	00
Category 8	Item 8	800	kg	2010	01	01	00	00	00
Category 9	Item 9	900	kg	2010	01	01	00	00	00
Category 10	Item 10	1000	kg	2010	01	01	00	00	00

S T A T E M E N T

Edward E. Steele
J. S. Jones
Commissioners.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
FRANK G. MORGAN, DOING BUSINESS)
AS THE MORGAN TRANSFER AND) CASE NO. 1444
STORAGE COMPANY.)

January 11, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

On December 17, 1934, the Commission entered its order requiring the above named respondent to show cause why the certificate of public convenience and necessity, heretofore issued to him in Application No. 1527, should not be suspended or revoked for his failure to keep on file with the Commission the necessary insurance policy or surety bond as required by law and our Rules and Regulations.

The records disclose that respondent filed the necessary insurance on December 20, 1934, and the case will be dismissed with a warning to respondent that in future he must be more prompt in complying with the rules and regulations of the Commission.

O R D E R

IT IS THEREFORE ORDERED, That the instant case be, and the same is hereby, dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward J. O'Leary

Sam L. Jones

W. M. Allen
Commissioners.

Dated at Denver, Colorado,
this 11th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
JOHNSON STORAGE AND MOVING COMPANY.)

CASE NO. 1445

January 11, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

On December 17, 1934, the Commission entered its order requiring the above named respondent to show cause why its certificate of public convenience and necessity, heretofore issued in Application No. 1291, should not be suspended or revoked for failure to keep on file with the Commission the necessary insurance policy or surety bond as required by law and our rules and regulations.

The evidence disclosed that respondent's insurance was filed with the Commission December 27, 1934.

After careful consideration of the record the Commission is of the opinion, and so finds, that the instant case should be dismissed with a warning to respondent, however, that in future they must be more prompt in complying with our rules and regulations.

O R D E R

IT IS THEREFORE ORDERED, That the instant case be, and the same is hereby, dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Dated at Denver, Colorado,
this 11th day of January, 1935.

Edward J. Lee
Sam S. Jones
W. M. Allen
Commissioners.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
POWERS MOVING AND STORAGE COMPANY.) CASE NO. 1466

January 11, 1935.

Appearances: A. A. Von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

An order was made requiring the respondent, Powers Moving and Storage Company, who hold a certificate of public convenience and necessity issued by this Commission in Application No. 1700, to show cause why its said certificate should not be revoked for failure to file the necessary insurance required by law and the rules and regulations of the Commission. A hearing was had at which the respondent did not appear, although he had been duly notified of the time and place of the hearing.

The evidence showed that the insurance required by law and our rules and regulations to be kept on file with the Commission, applying to the operations of the respondent, was filed on January 4, 1935. We are, therefore, of the opinion, and so find, that the above entitled case should be dismissed, with the distinct understanding, however, that the respondent must not hereafter wait until after an order to show cause has been issued before complying with our rules and regulations.

O R D E R

IT IS THEREFORE ORDERED, That the above entitled case be, and the same is hereby, dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward E. Wheeler
James S. Jones
Arthur H. Allen
Commissioners.

Dated at Denver, Colorado,
this 11th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
TRIANGLE TRUCK SERVICE.) CASE NO. 1467
-----)

January 11, 1935

Appearances: A. A. Von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

An order was made requiring the respondent, Triangle Truck Service, holder of a certificate of public convenience and necessity issued by this Commission in Application No. 1870, to show cause why its said certificate should not be revoked for failure to file the necessary insurance required by law and the rules and regulations of the Commission. A hearing was had at which the respondent did not appear, although it had been duly notified of the time and place of the hearing.

The evidence showed that the insurance required by law and our rules and regulations to be kept on file with the Commission by the respondent was cancelled on March 19, 1934, and has never been renewed. We are, therefore, of the opinion, and so find, that the said certificate should be revoked.

O R D E R

IT IS THEREFORE ORDERED, That the certificate of public convenience and necessity heretofore issued to Triangle Truck Service in Application No. 1870 be, and the same is hereby, revoked and cancelled.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward V. C. Tamm
Ray L. Jones
W. H. Allen
Commissioners.

Dated at Denver, Colorado,
this 11th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
J. D. McKENZIE.)

CASE NO. 928

January 11, 1935.

S T A T E M E N T.

By the Commission:

On July 17, 1933, the Commission entered its order revoking the certificate of public convenience and necessity heretofore issued to J. D. McKenzie in Application No. 669 for his failure to make monthly reports, pay highway compensation taxes and keep on file with the Commission the necessary insurance policies or a surety bond as required by law.

Thereafter, respondent filed all delinquent monthly reports, paid his tax in full, and now has the necessary insurance on file with the Commission and requests that his certificate be reinstated.

After careful consideration of the record, the Commission is of the opinion, and so finds, that said request should be granted, with the understanding, however, that any future delinquencies on the part of respondent will be dealt with summarily by the Commission.

O R D E R

IT IS THEREFORE ORDERED, That the certificate of public convenience and necessity, heretofore issued to J. D. McKenzie in Application No. 669, be, and the same is hereby, reinstated as of July 17, 1933.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward D. Decker

Dan S. Jones

W. A. Allen
Commissioners.

Dated at Denver, Colorado,
this 11th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
V. D. PIERCE.) CASE NO. 1473

January 11, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

On December 19, 1934, the Commission entered its order requiring the above named respondent to show cause why his common carrier interstate permit No. 651-I, heretofore issued to him in Application No. 1930-I, should not be suspended or revoked for his failure to keep on file with the Commission the necessary insurance policy or surety bond as required by law and our rules and regulations.

Respondent did not appear at the hearing, either in person or by an attorney, and the evidence disclosed that his insurance expired October 24, 1934, and had not been renewed.

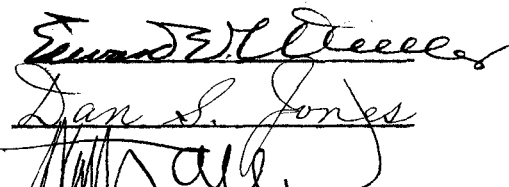
After a careful consideration of the record, the Commission is of the opinion, and so finds, that the common carrier interstate permit No. 651-I, heretofore issued to respondent in Application No. 1930-I, should be revoked for his failure to keep on file with the Commission the necessary insurance required by law and our rules and regulations.

O R D E R

IT IS THEREFORE ORDERED, That the common carrier interstate permit No. 651-I, heretofore issued to V. D. Pierce in Application No. 1930-I, be, and the same is hereby, revoked and cancelled.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Dated at Denver, Colorado,
this 11th day of January, 1935.


Commissioners.

* * *

0101 0102 0103 0104 0105 0106 0107 0108 0109 0110 0111 0112 0113 0114 0115 0116 0117 0118 0119 0120

By the Commission:

No one appeared at the hearing representing Montgomery Ward and Company, and the Commission is in receipt of a letter from the consignee in which it is stated that the amount rightfully due Montgomery Ward & Company had been remitted sometime before.

O R D E R

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Dan S. Jones

Commissioners.

Dated at Denver, Colorado,
this 11th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
J. V. RHOADES.)

CASE NO. 1451

January 11, 1935.

Appearances: A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

On December 17, 1934, the Commission entered its order requiring the above named respondent to show cause why the certificate of public convenience and necessity, heretofore issued to him in Application No. 1328, should not be suspended or revoked for his failure to keep on file with the Commission the necessary insurance policy or surety bond as required by law and the Rules and Regulations of the Commission.

The evidence disclosed that no insurance had ever been filed by said respondent.

After a careful consideration of the record, the Commission is of the opinion, and so finds, that respondent's certificate should be revoked for failure to file insurance.

O R D E R

IT IS THEREFORE ORDERED, That the certificate of public convenience and necessity, heretofore issued to J. V. Rhoades in Application No. 1328, be, and the same is hereby, declared cancelled and revoked.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward E. O'Connell

Sam S. Jones

Walter Allen
Commissioners.

Dated at Denver, Colorado,
this 11th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
W. O. TIMMS.) CASE NO. 1458

January 11, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

On December 19, 1935, the Commission entered its order requiring the above named respondent to show cause why the certificate of public convenience and necessity, heretofore issued to him in Application No. 1671, should not be suspended or revoked for his failure to keep on file with the Commission the necessary insurance policy or surety bond as required by law and the Rules and Regulations of the Commission.

The evidence disclosed that respondent's insurance was cancelled July 5, 1934, and has never been replaced.

After a careful consideration of the record, the Commission is of the opinion, and so finds, that the certificate of public convenience and necessity, heretofore issued to respondent in Application No. 1671, should be cancelled for his failure to file insurance.

O R D E R

IT IS THEREFORE ORDERED, That the certificate of public convenience and necessity, heretofore issued to W. O. Timms in Application No. 1671, be, and the same is hereby, revoked and cancelled.

Dated at Denver, Colorado,
this 11th day of January, 1935.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward W. Steele
Samuel S. Jones
W. M. Allen
Commissioners.

* * *

CASE NO. 1456

January 11, 1935.

S T A T E M E N T

On December 19, 1934, the Commission entered its order requiring the above named respondent to show cause why the certificate of public convenience and necessity, heretofore issued to him in Application No. 1365-A, should not be suspended or revoked for his failure to keep on file with the Commission the necessary insurance policy or surety bond as required by law and the Rules and Regulations of the Commission.

After a careful consideration of the record, the Commission is of the opinion, and so finds, that the instant case should be dismissed, with a warning to respondent, however, that in future he must be more prompt in complying with our Rules and Regulations.

IT IS THEREFORE ORDERED, That the instant case be, and the same is hereby, dismissed.

Commissioners.

Commissioners.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
A. F. DuLANY MOTOR TRANSPORT CO.) CASE NO. 1485.

January 11, 1935

S T A T E M E N T

By the Commission:

Since the order was made herein requiring the respondent, A. F. DuLany Motor Transport Company, to show cause why its private motor vehicle permit, No. A-351, should not be revoked for failure to file the necessary insurance, we have received a letter from Agnes F. DuLany, dated January 8, 1935, informing us that she has discontinued operations and has "no intention whatsoever of resuming" them. The Commission is, therefore, of the opinion, and so finds, that the said permit should be revoked and cancelled.

O R D E R

IT IS THEREFORE ORDERED, That private motor vehicle permit No. A-351, heretofore issued to A. F. DuLany Motor Transport Company, be, and the same is hereby, revoked and cancelled.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward D. O'Connell
Dan S. Jones
W. M. Sullivan
Commissioners.

Dated at Denver, Colorado,
this 11th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF }
GEORGE W. STOCKTON. }

CASE NO. 1469.

January 11, 1935

S T A T E M E N T

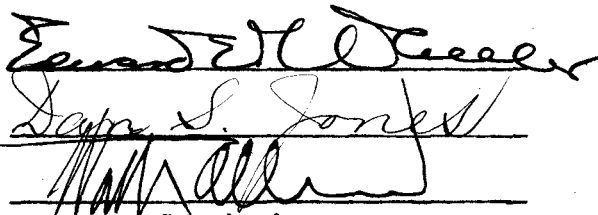
By the Commission:

An order was made requiring the respondent, George W. Stockton, who holds a certificate of public convenience and necessity issued by the Commission in Application No. 1948-AA, to show cause why his said certificate should not be revoked for failure to file the necessary insurance required by law and the rules and regulations of the Commission. After the order was made and a copy mailed to the respondent, it developed that his insurance had been filed just before the order was made. The case should, therefore, be dismissed.

O R D E R

IT IS THEREFORE ORDERED, That the above entitled case be, and the same is hereby, dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 11th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
ERNEST LEEPER FOR A CERTIFICATE OF) APPLICATION NO. 2204
PUBLIC CONVENIENCE AND NECESSITY TO)
OPERATE PASSENGER SERVICE.)
* * * * *

January 12, 1935.

Appearances: Menin and Plummer, Esqs., Denver, Colorado,
attorneys for applicant;
W. A. Alexander, Esq., Denver, Colorado,
attorney for The Denver Tramway Corporation
and The Denver and Intermountain Railroad
Company.

S T A T E M E N T

By the Commission:

Applicant seeks authority to establish a motor vehicle service for the transportation of passengers between West Colfax Avenue and Sheridan Boulevard to Rifle Range or Howell Avenue via West Colfax Avenue and the Golden road, and also from West Colfax Avenue and Sheridan Boulevard via Sheridan Boulevard to what is known as the "Morrison Road" and from West Colfax Avenue and Sheridan Boulevard via Sheridan Boulevard to West 25th Avenue.

Applicant is already operating under a certificate issued by the Commission between West Colfax Avenue and Sheridan Boulevard and the Jewish Consumptives' Relief Society Sanitarium and Craig Colony in Jefferson County, Colorado, without the right, however, to serve any intermediate points.

Applicant's own testimony was the only evidence introduced to establish any public convenience and necessity to be served by the proposed operation. His operations are apparently in the nature of a taxi service, as he does not propose to make any regular scheduled trips but operates upon call and demand.

No objection was offered to the granting of his application so far as the same affects service to the Morrison Road or to West 25th

Avenue, but protestants do object to the granting of any certificate authorizing service to Howell Avenue or Rifle Range.

It is approximately six miles from West Colfax Avenue and Sheridan Boulevard to Rifle Range and approximately two and one-fourth miles to Howell Avenue. From the same point to the Morrison Road is approximately three miles and it is ten blocks from said point to West 25th Avenue. The scale of rates proposed to be charged by applicant is \$1.00 for the Rifle Range trip and fifty cents for the Howell Avenue trip and the Morrison Road trip, and twenty cents for the West 25th Avenue trip. The Denver and Intermountain Railroad Company charges twenty-four cents from Sheridan Boulevard to the Rifle Range and twelve cents from said point to Howell Avenue.

Evidence was introduced showing the scheduled trips of The Denver and Intermountain Railroad Company, said schedules being approximately one and one-half hours apart during the normal travel hours. The line of said The Denver and Intermountain Railroad Company parallels West Colfax Avenue and the Golden paved road to a point approximately three blocks west of the Rifle Range where it crosses the Golden road. The distance from West Colfax Avenue and Sheridan Boulevard to said line of railroad is three blocks.

While the evidence concerning convenience and necessity was not very conclusive, yet it would appear that in some instances occasions arise where the public requires some transportation other than that now provided by protestants. Under the rates proposed to be charged by applicant, the Commission does not feel that any competitive situation would exist, but the operation proposed by applicant would be more in the nature of an emergency service which would have but slight, if any, effect upon the revenues of protestants.

Applicant's reliability and standing were established to the satisfaction of the Commission. He will use one Chrysler Town sedan valued at \$300.00 in said operation.

After a careful consideration of the record, the Commission is of the opinion, and so finds, that the public convenience and necessity require the proposed operation of applicant, subject to the conditions hereinafter expressed.

O R D E R

IT IS THEREFORE ORDERED, That the public convenience and necessity require the proposed operations of the applicant, Ernest Leeper, between West Colfax Avenue and Sheridan Boulevard and Howell Avenue and Rifle Range and the Morrison Road and West 25th Avenue, subject to the following conditions,) and this order shall be taken, deemed and held to be a certificate of public convenience and necessity therefor:


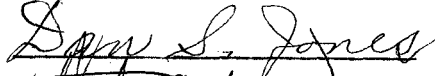
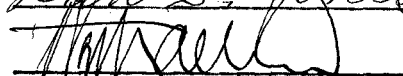
(a) That this certificate shall only be operative as granting authority to operate between West Colfax Avenue and Sheridan Boulevard and Howell Avenue and the Rifle Range as long as applicant maintains his proposed tariffs of \$1.00 to the Rifle Range and fifty cents to Howell Avenue, unless otherwise modified by the Commission.

IT IS FURTHER ORDERED, That the applicant shall file tariffs of rates, rules and regulations and distance schedules as required by the Rules and Regulations of this Commission governing motor vehicle carriers, within a period not to exceed twenty days from the date hereof.

IT IS FURTHER ORDERED, That the applicant shall operate such motor vehicle carrier system according to the schedule filed with this Commission except when prevented from so doing by the Act of God, the public enemy or unusual or extreme weather conditions; and this order is made subject to compliance by the applicant with the Rules and Regulations now in force or to be hereafter adopted by the Commission with respect to motor vehicle carriers and also subject to any future legislative action that may be taken with respect thereto.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Dated at Denver, Colorado,
this 12th day of January, 1935.




Commissioners.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION)
OF BEN ADAMS FOR EXTENSION OF)
ROUTE OF PRIVATE PERMIT NO. A-526.)

APPLICATION NO. 2217-PP

January 12, 1935.

Appearances: Mr. Ben Adams, Boulder, Colorado,
pro se;
Mr. A. J. Fregeau, Denver, Colorado,
for Motor Truck Common Carriers Ass'n;
Mr. V. G. Garnett, Denver, Colorado, for
Colorado Rapid Transit Co.

S T A T E M E N T

By the Commission:

Applicant seeks authority to extend his route under private permit No. A-526. His original application asked for a "Milk route Boulder to North and return to Boulder and to Lafayette". His present application for extension asks for "Milk route from 50 mile radius of Boulder to Lafayette and Boulder and Denver, and back haul of butter only from Denver to Boulder".

At the time of the hearing, it was stipulated that all objections to the extension requested by applicant would be withdrawn if he eliminated any back haul and confined his operations to the territory that he was then serving, which was to be described, with authority to serve exterior points within one mile of said territory.

After a careful consideration of the record, the Commission is of the opinion, and so finds, that the instant application should be granted as modified by said stipulation.

O R D E R

IT IS THEREFORE ORDERED, That applicant be, and he is hereby, authorized to transport milk from the following described territory to Denver under private permit No. A-526, to-wit:

North from Boulder on Highway No. 7 to intersection of Highway No. 66, thence east to a point one mile east of Hygiene, thence south six miles, thence west three miles, thence south one mile, thence west two miles to No. 7, including the right to serve territory not exceeding one mile in distance exterior to the above descriptions.

IT IS FURTHER ORDERED, That this order be, and the same is hereby, made a part of said original private permit No. A-526 heretofore issued to applicant.

IT IS FURTHER ORDERED, That the authority herein granted shall not become effective until applicant has fully complied with the law and our rules and regulations.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward D. O'Keefe

Samuel L. Jones

[Signature]
Commissioners.

Dated at Denver, Colorado,
this 12th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF
PAUL B. ADAMS.

CASE NO. 1481

* * * * *

January 12, 1935.

Appearances: A. A. Von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

An order was made by the Commission providing for an investigation and hearing to be made and held to determine whether the motor vehicle private permit No. A-262, heretofore issued to Paul B. Adams, should be revoked or suspended for failure to file such insurance as is required by law and the rules and regulations of the Commission. A hearing was had, at which the respondent did not appear, although he had been duly notified of the time and place of the hearing.

The evidence showed that on October 21, 1934, the insurance on file with the Commission expired and that no insurance has since been filed. The Commission is of the opinion, and finds, that the said permit should be revoked and cancelled.

O R D E R

IT IS THEREFORE ORDERED, That motor vehicle private permit No. A-262, heretofore issued to Paul B. Adams, be, and the same is hereby, revoked and cancelled.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward H. Jones
James S. Jones
W. H. Allen
Commissioners.

Dated at Denver, Colorado,
this 12th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
F. C. WILLIAMS) CASE NO. 1482.

January 12, 1935.

Appearances: A. A. Von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

An order was made by the Commission providing for an investigation and hearing to be made and held to determine whether the motor vehicle private permit No. A-305, heretofore issued to F. C. Williams, should be revoked or suspended for failure to file such insurance as is required by law and the rules and regulations of the Commission.

After the order was made, we received a letter from the respondent in which he requested that, owing to the lack of business, the Commission suspend his permit until conditions would justify resumption of operations. We have concluded to suspend his permit until June 1, 1935, with the understanding that he may at any time prior to that date file the necessary insurance with the Commission and resume operations immediately after the same is filed. If the proper insurance is not filed on or before June 1, 1935, an order will be made without further notice revoking said permit.


We must warn the respondent in all seriousness that he must not conduct any "for hire" operations before the proper insurance is filed, and that if he does, the Commission will deem such unlawful operation a ground for revoking permanently the permit issued and ground for not issuing any further permits to him.

O R D E R


IT IS THEREFORE ORDERED, That motor vehicle private permit
No. A-305, heretofore issued to F. C. Williams, be, and the same is hereby,

suspended, under the terms and conditions hereinbefore stated, until
June 1, 1935.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO






Commissioners.

Dated at Denver, Colorado,
this 12th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
C. W. SHIPPEY, DOING BUSINESS AS) CASE NO. 1478
SHIPPEY TRANSFER COMPANY.)

January 12, 1935.

S T A T E M E N T

By the Commission:

An order was made requiring the respondent, C. W. Shippey, doing business as Shippey Transfer Company, holder of certificate of public convenience and necessity issued in Application No. 1792, to show cause why said certificate should not be revoked for failure to file the necessary insurance required by law and the rules and regulations of this Commission. Since the order was made, the respondent has filed the necessary insurance.

The Commission has concluded to dismiss this case, but with the distinct understanding that if the respondent expects to continue operating under the authority of his certificate, he must not hereafter wait until after an order to show cause has been issued before complying with our rules and regulations.

O R D E R

IT IS THEREFORE ORDERED, That the above entitled case be, and the same is hereby, dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward J. O'Connell
John S. Jones
Wm. H. Sullivan
Commissioners.

Dated at Denver, Colorado,
this 12th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
ROY A. NEWTON.) CASE NO. 1479

January 12, 1935

S T A T E M E N T

By the Commission:

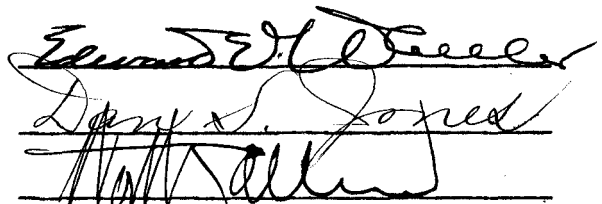
An order was made requiring the respondent, Roy A. Newton, who holds motor vehicle private permit No. A-46 heretofore issued to him by the Commission, to show cause why his said permit should not be revoked for failure to file the necessary insurance required by law and the rules and regulations of this Commission. Since the order was made, the respondent has filed the necessary insurance.

The Commission has concluded to dismiss this case, but with the distinct understanding that if the respondent expects to continue operating under the authority of his permit, he must not hereafter wait until after an order to show cause has been issued before complying with our rules and regulations.

O R D E R

IT IS THEREFORE ORDERED, That the above entitled case be, and the same is hereby, dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 12th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
FRANK ESTES & SONS.) CASE NO. 1484.

January 12, 1935.

S T A T E M E N T

By the Commission:

An order was made requiring the respondents, Frank Estes & Sons, who hold motor vehicle private permit No. A-329, heretofore issued to them by the Commission, to show cause why their said permit should not be revoked for failure to file the necessary insurance required by law and the rules and regulations of the Commission. After the order was made, the necessary insurance was filed by the respondents.

The Commission has concluded to dismiss this case but with the warning and distinct understanding that hereafter if the respondents desire to continue their operations and avoid having their permit revoked, they must not allow their insurance to expire.

O R D E R

IT IS THEREFORE ORDERED, That the above entitled case be, and the same is hereby, dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward E. Jones
James S. Jones
W. H. Allen
Commissioners.

Dated at Denver, Colorado,
this 12th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
JOHN HANSSEN, JR.) CASE NO. 1486

January 12, 1935.

Appearances: A. A. Von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:




An order was made requiring the respondent, John Hanssen, Jr. who holds motor vehicle private permit No. A-353, heretofore issued to the respondent by the Commission, to show cause why his said permit should not be revoked for failure to file the necessary insurance required by law and the rules and regulations of this Commission. After the order was made and on December 31, 1934, the necessary insurance was filed.

We have concluded to dismiss the case but with the warning and distinct understanding that hereafter if the respondent desires to continue his operations and avoid having his permit revoked, he must not allow his insurance to expire.

O R D E R

IT IS THEREFORE ORDERED, That the above entitled case be, and the same is hereby, dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 12th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
PALMER REFRIGERATOR.) CASE NO. 1487

January 12, 1935.

Appearances: A. A. Von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

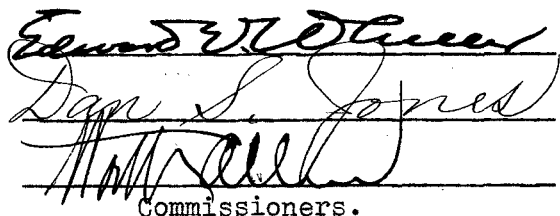
An order was made by the Commission providing for an investigation and hearing to be made and held to determine whether the motor vehicle private permit No. A-404, heretofore issued to Palmer Refrigerator, should be revoked or suspended for failure to file such insurance as is required by law and the rules and regulations of the Commission. A hearing was had, at which the respondent did not appear, although it had been duly notified of the time and place of the hearing.

The evidence showed that on October 27, 1934, the insurance on file with the Commission covering operations of the respondent expired, and that no insurance has since been filed. The Commission is of the opinion, and so finds, that the said permit should be revoked and cancelled.

O R D E R

IT IS THEREFORE ORDERED, That motor vehicle private permit No. A-404, heretofore issued to Palmer Refrigerator, be, and the same is hereby, revoked and cancelled.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 12th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
J. H. SCHWEMLEY.) CASE NO. 1488.

January 12, 1935.

Appearances: A. A. Von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

An order was made by the Commission providing for an investigation and hearing to be made and held to determine whether the motor vehicle private permit No. A-408, heretofore issued to J. H. Schwemley, should be revoked or suspended for failure to file such insurance as is required by law and the rules and regulations of the Commission. A hearing was had, at which the respondent did not appear, although he had been duly notified of the time and place thereof.

The evidence showed that on November 13, 1934, the insurance filed by the respondent with the Commission expired, and that no insurance has since been filed. The Commission is of the opinion, and so finds, that the said permit should be revoked.

O R D E R

IT IS THEREFORE ORDERED, That motor vehicle private permit No. A-408, heretofore issued to J. H. Schwemley, be, and the same is hereby, revoked and cancelled.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Frederick H. Deane
Harry S. Jones
Harold A. Allen
Commissioners.

Dated at Denver, Colorado,
this 12th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
CALDWELL AND YATES.) CASE NO. 1493.

January 15, 1935.

Appearances: A. A. Von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

An order was made requiring the respondents, Caldwell and Yates, to show cause why their motor vehicle private permit No. A-511 should not be revoked for failure to keep on file with the Commission insurance required by law and the rules and regulations of the Commission. The case was set for hearing and due notice thereof was given to respondents, who did not appear.

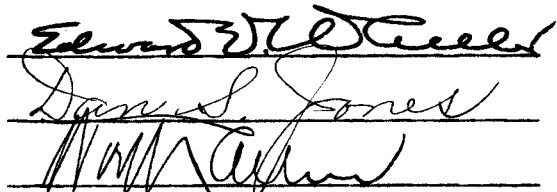
The evidence showed that their said permit had been suspended on June 23, 1934, for a period of ninety days. Respondents have not had on file with the Commission any effective insurance since March 14, 1934, although the rules and regulations of the Commission require such insurance to be kept on file at all times.

The Commission is of the opinion, and so finds, that the permit of the respondents should be revoked and cancelled.

O R D E R

IT IS THEREFORE ORDERED, That motor vehicle private permit No. A-511, heretofore issued to Caldwell and Yates, be, and the same is hereby, revoked and cancelled.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 15th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * * *

RE MOTOR VEHICLE OPERATIONS OF)
W. E. ANDERSON. .) CASE NO. 1494.

January 15, 1935.

Appearances: A. A. Von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

An order was made requiring the respondent, W. E. Anderson, to show cause why his motor vehicle private permit No. A-513 should not be revoked for failure to keep on file with the Commission insurance required by law and the rules and regulations of the Commission. The case was set for hearing and due notice thereof was given to respondent, who did not appear.

At the hearing it developed that the respondent had filed his insurance on January 4, 1935. We have concluded to dismiss the case with the distinct understanding that hereafter the respondent will never permit his insurance to expire without renewal thereof at or before the time of expiration.

O R D E R

IT IS THEREFORE ORDERED, That the above entitled case be, and the same is hereby, dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward W. O'Connell
Sam L. Jones
W. H. Allen

Commissioners.

Dated at Denver, Colorado,
this 15th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
J. G. WILSON.) CASE NO. 1495.

January 15, 1935

Appearances: A. A. Von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

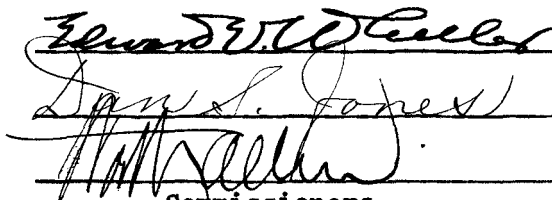
An order was made requiring the respondent, J. G. Wilson, to show cause why his motor vehicle private permit No. A-541 should not be revoked for failure to keep on file with the Commission insurance required by law and the rules and regulations of the Commission. The case was set for hearing and due notice thereof was given to the respondent, who did not appear.

The evidence showed that on March 22, 1934, the insurance on file with the Commission covering operations of the respondent expired, and that no insurance has since been filed. The Commission is of the opinion, and so finds, that the said permit should be revoked and cancelled.

O R D E R

IT IS THEREFORE ORDERED, That motor vehicle private permit No. A-541, heretofore issued to J. G. Wilson, be, and the same is hereby, revoked and cancelled.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 15th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
G. W. ROWDEN.)

CASE NO. 1501

January 15, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

On December 27, 1934, the Commission entered its order requiring the above named respondent to show cause why his private permit No. A-552 should not be suspended or revoked for his failure to keep on file with the Commission the necessary insurance policy or surety bond as required by law and the Rules and Regulations of the Commission.

The evidence disclosed that on January 2, 1935, respondent filed with the Commission public liability and property damage insurance.

After a careful consideration of the record, the Commission is of the opinion, and so finds, that the instant case should be dismissed, with a warning to respondent, however, that in future he must be more prompt in complying with our rules and regulations.

O R D E R

IT IS THEREFORE ORDERED, That the instant case be, and the same is hereby, dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward J. Jones

Dan S. Jones

W. H. Walker
Commissioners.

Dated at Denver, Colorado,
this 15th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
MAUD V. OLSON.)

CASE NO. 1503

January 15, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

On December 27, 1934, the Commission entered its order requiring the above named respondent to show cause why her private permit No. A-558 should not be suspended or revoked for her failure to keep on file with the Commission the necessary insurance policy or surety bond as required by law and the Rules and Regulations of the Commission.

The evidence disclosed that on January 2, 1935, respondent filed the necessary insurance with the Commission.

After a careful consideration of the record, the Commission is of the opinion, and so finds, that the instant case should be dismissed, with a warning to respondent, however, that in future she must be more prompt in complying with our rules and regulations.

O R D E R

IT IS THEREFORE ORDERED, That the instant case be, and the same is hereby, dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edmund E. Trellis
Daphne L. Jones
W. H. Hall
Commissioners.

Dated at Denver, Colorado,
this 15th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
W. C. MOORE AND A. N. BOBBITT, DOING) CASE NO. 1567
BUSINESS AS MOORE AND BOBBITT.)

January 15, 1935.

S T A T E M E N T

By the Commission:

The records of the Commission disclose that on July 7, 1934, the respondents W. C. Moore and A. N. Bobbitt, co-partners, doing business under the firm name and style of Moore and Bobbitt, filed their application for, and were granted a private permit, which was issued on said day as private permit No. A-774; that thereafter, on September 8, 1934, respondents advised the Commission that they had leased their motor vehicle equipment to one R. B. (Dick) Wilson, who was represented to be hauling his own gasoline, and requested cancellation of said private permit No. A-774. Later this request was amended to a request for suspension for six months, which was granted on September 19, 1934.

Information has come to the Commission, and the Commission has reason to believe that said purported lease to the said R. B. (Dick) Wilson was entered into for the purpose of avoiding the payment of highway compensation tax and otherwise complying with the laws of Colorado respecting private carriers for hire by motor vehicle, and that if such a lease exists in fact, that it does not constitute a valid and enforceable lease of the respondents' equipment sufficient to exempt them from the operation of Chapter 120, Session Laws of Colorado for the year 1931; and that notwithstanding such lease, said respondents are in truth and in fact a private carrier within the meaning of said Act.

The Commission is of the opinion, and so finds, that a complaint, investigation and hearing, on its own motion, should be entered into to

determine whether or not respondents have executed a valid and binding lease of their said equipment sufficient to exempt them from the provisions of said Act requiring them to have a permit, pay highway compensation tax and otherwise comply with the law; and if not exempt, then to determine the amount of highway compensation tax due and payable to the Commission for the period commencing on September 1, 1934, to and including the date of the hearing hereon.

O R D E R

IT IS THEREFORE ORDERED, by the Commission, on its own motion, that a complaint, investigation and hearing be entered into determine whether or not respondents have in fact executed a valid and binding lease of their equipment sufficient to exempt them from compliance with the provisions of Chapter 120, Session Laws of 1931, and if not, to determine the amount of highway compensation tax due and payable to the Commission for the period commencing September 1, 1934, to and including the date of the hearing herein.

IT IS FURTHER ORDERED, That respondents show cause by written statement filed with the Commission within ten days from the date of this order, why the Commission should not enter an order making the suspension of said permit permanent, and why they should not cease and desist from operating as a private carrier by motor vehicle for compensation or hire.

IT IS FURTHER ORDERED, That said written statement shall contain an answer to the allegations and a copy of the lease, if any there be, of respondents' equipment to said R. B. (Dick) Wilson.

IT IS FURTHER ORDERED, That said matter be, and the same is hereby, set down for hearing before the Commission in its Hearing Room, 330 State Office Building, Denver, Colorado, on February 7, 1935, at 10:00 o'clock A. M., at which time and place such evidence as is proper may be introduced.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward J. McFadden
Dora S. Jones
Walter J. Allen
Commissioners.

Dated at Denver, Colorado,
this 15th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
CASEY JONES.)

CASE NO. 1566

January 15, 1935.

S T A T E M E N T

By the Commission:

It has been reported to the Commission that respondent Casey Jones has been and now is operating as a private carrier for hire by motor vehicle, engaged in transporting gasoline and petroleum products for Fargo Oil Company, although he alleges that his equipment is leased to the said Fargo Oil Company.

Information has come to the Commission, and the Commission has reason to believe that said purported lease to the Fargo Oil Company was entered into for the purpose of avoiding the payment of highway compensation tax and otherwise complying with the laws of Colorado respecting private carriers for hire by motor vehicle, and that if such a lease exists in fact, that it does not constitute a valid and enforceable lease of the respondent's equipment sufficient to exempt him from the operation of Chapter 120, Session Laws of Colorado for the year 1931; and that notwithstanding such lease, said respondent is in truth and fact a private carrier within the meaning of said Act.

The Commission is of the opinion, and so finds, that a complaint, investigation and hearing, on its own motion, should be entered into to determine whether or not respondent has executed a valid and binding lease of his said equipment sufficient to exempt him from the provisions of said Act requiring him to have a permit, pay highway compensation tax and otherwise comply with the law; and if not exempt, then to determine the amount of highway compensation tax due and payable to the Commission.


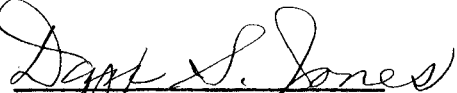

O R D E R

IT IS THEREFORE ORDERED, by the Commission, on its own motion, that a complaint, investigation and hearing be entered into to determine whether or not respondent has in fact executed a valid and binding lease of his equipment sufficient to exempt him from compliance with the provisions of Chapter 120, Session Laws of 1931, and if not, to determine the amount of highway compensation tax due and payable to the Commission.

IT IS FURTHER ORDERED, That respondent show cause, by written statement filed with the Commission within ten days from the date of this order, why he should not cease and desist from operating as a private carrier for compensation or hire by motor vehicle without a private permit as required by law. Such statement shall also contain a copy of said lease, if any there be, of respondent's equipment to said Fargo Oil Company.

IT IS FURTHER ORDERED, That said matter be, and the same is hereby, set down for hearing before the Commission in its Hearing Room, 330 State Office Building, Denver, Colorado, on February 7, 1935, at 2:00 o'clock P. M., at which time and place such evidence as is proper may be introduced.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 15th day of January, 1935.

MAKE NO
COPY

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
BYBEE BAIRD.) CASE NO. 1496.

January 15, 1935.

Appearances: A. A. Von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

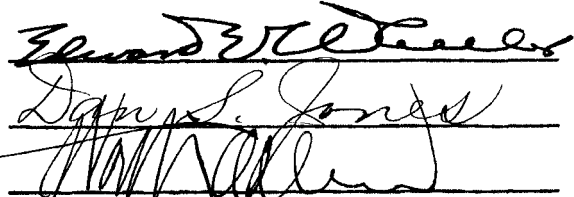
An order was made requiring the respondent, Bybee Baird, to show cause why his motor vehicle private permit No. A-544 should not be revoked for failure to keep on file with the Commission insurance required by law and the rules and regulations of the Commission. The case was set for hearing and due notice thereof was given to the respondent, who did not appear.

At the hearing it developed that the respondent's insurance was cancelled on April 9, 1934, and that no insurance has since been filed. The Commission is, therefore, of the opinion, and so finds, that the said motor vehicle private permit should be revoked and cancelled.

O R D E R

IT IS THEREFORE ORDERED, That motor vehicle private permit No. A-544, heretofore issued to Bybee Baird, be, and the same is hereby, revoked and cancelled.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 15th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
JOHN SHACKLEE.)

CASE NO. 1497.

January 15, 1935.

Appearances: A. A. Von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

An order was made requiring the respondent, John Shacklee, to show cause why his motor vehicle private permit No. A-547 should not be revoked for failure to keep on file with the Commission the necessary insurance required by law and the rules and regulations of the Commission. The case was set for hearing and due notice thereof was given to the respondent, who did not appear.

The evidence showed that on May 8, 1934, the insurance on file with the Commission covering operations of the respondent expired, and that no insurance has since been filed. The Commission is, therefore, of the opinion, and so finds, that the said permit should be revoked and cancelled.

O R D E R

IT IS THEREFORE ORDERED, That motor vehicle private permit No. A-547, heretofore issued to John Shacklee, be, and the same is hereby, revoked and cancelled.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward J. O'Connell
Samuel S. Jones
W. M. O'Connell
Commissioners.

Dated at Denver, Colorado,
this 15th day of January, 1935.

MAKE

no

copy

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
VERNON FREDINBURG.) CASE NO. 1498.

January 15, 1935.

Appearances: A. A. Von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

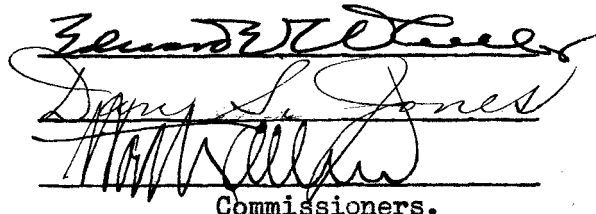
An order was made requiring the respondent, Vernon Fredinburg, to show cause why his motor vehicle private permit No. A-548 should not be revoked for failure to keep on file with the Commission the necessary insurance required by law and the rules and regulations of the Commission. The case was set for hearing and due notice thereof was given to the respondent, who did not appear.

The evidence showed that on May 17, 1934, the insurance filed with the Commission by the respondent was cancelled, and that no insurance has since been filed. The Commission is, therefore, of the opinion, and so finds, that the said permit should be revoked.

O R D E R

IT IS THEREFORE ORDERED, That motor vehicle private permit No. A-548, heretofore issued to Vernon Fredinburg, be, and the same is hereby, revoked and cancelled.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 15th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
CARL CARLSON.) CASE NO. 1499.

January 15, 1935.

Appearances: A. A. Von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

An order was made requiring the respondent, Carl Carlson, to show cause why his motor vehicle private permit No. A-549 should not be revoked for failure to keep on file with the Commission the insurance required by law and the rules and regulations of the Commission. The case was set for hearing and due notice thereof was given to the respondent, who did not appear.

The evidence showed that on October 1, 1934, the insurance filed with the Commission by the respondent expired, and that no insurance has since been filed. The Commission is, therefore, of the opinion, and so finds, that the said permit should be revoked.

O R D E R

IT IS THEREFORE ORDERED, That motor vehicle private permit No. A-549, heretofore issued to Carl Carlson, be, and the same is hereby, revoked and cancelled.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward W. Dwyer
John S. Jones
W. H. Miller
Commissioners.

Dated at Denver, Colorado,
this 15th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
COLLIER TRANSPORTATION COMPANY.) CASE NO. 1475

January 15, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

On December 19, 1934, the Commission issued its order requiring the above named respondent to show cause why its common carrier interstate permit No. 690-I issued in Application No. 2123-I, should not be suspended or revoked for failure of respondent to keep on file with the Commission the necessary and proper insurance policies or a surety bond as required by law and the rules and regulations of the Commission.

At the hearing the evidence disclosed that respondent's insurance was cancelled October 15, 1934, and had not been replaced.

After careful consideration of the record, the Commission is of the opinion, and so finds, that common carrier interstate permit No. 690-I, heretofore issued to respondent in Application No. 2123-I, should be cancelled for failure to file insurance.

O R D E R

IT IS THEREFORE ORDERED, That the common carrier interstate permit No. 690-I, heretofore issued to Collier Transportation Company in Application No. 2123-I, be, and the same is hereby, revoked and cancelled.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward E. Wheeler

Dan S. Jones

Arthur C. [unclear]
Commissioners.

Dated at Denver, Colorado,
this 15th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
CLIFF BURNHAM.)

CASE NO. 1476

January 15, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

On December 19, 1934, the Commission entered its order requiring the above named respondent to show cause why his common carrier interstate permit No. 700-I, heretofore issued to him in Application No. 2141-I, should not be suspended or revoked for his failure to keep on file with the Commission the necessary insurance policy or a surety bond as required by law and the rules and regulations of the Commission.

The evidence disclosed that respondent's insurance expired November 6, 1934, and has not been renewed.

After a careful consideration of the record, the Commission is of the opinion, and so finds, that the common carrier interstate permit No. 700-I heretofore issued to respondent in Application No. 2141-I, should be revoked for his failure to keep on file with the Commission the required insurance.

O R D E R

IT IS THEREFORE ORDERED, That common carrier interstate permit No. 700-I, heretofore issued to Cliff Burnham in Application No. 2141-I, be, and the same is hereby, revoked and cancelled.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Dated at Denver, Colorado,
this 15th day of January, 1935.

Edward J. Wheeler
Harry S. Jones
Mark Allen
Commissioners.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
J. S. MORSE.) CASE NO. 1483.

January 10, 1935.

S T A T E M E N T

By the Commission:

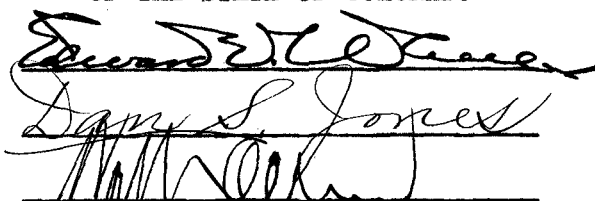
We have understood from the respondent, J. S. Morse, that he has no business to amount to anything during winter months and that he is not, therefore, warranted to continue to operate and carry insurance. We have, therefore, concluded to suspend his permit until June 1, 1935, with the understanding that he must not conduct any operations for hire whatever until and unless he has filed with us the insurance required by our rules and regulations and advise us in writing of the date when his operations will be resumed.

O R D E R

IT IS THEREFORE ORDERED, That private motor vehicle permit No. B-307, heretofore issued to J. S. Morse, be, and the same is hereby, suspended until June 1, 1935.

IT IS FURTHER ORDERED, That this order of suspension shall no longer be effective from and after the date prior to June 1, 1935, when the insurance required by our rules and regulations has been filed with us and the respondent, J. S. Morse, has notified us in writing of the date thereafter when his operations will be resumed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 10th day of January, 1935.

MAKE
NO
COPY

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
ERNEST E. MARTIN.)

CASE NO. 1430

January 15, 1935

Appearances: Edward Martin, Grand Junction, Colorado,
for the respondent;
Richard E. Conour, Esq., Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

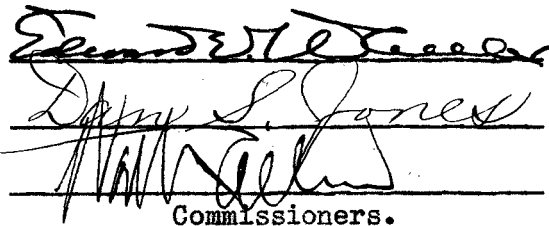
By the Commission:

Since the hearing was had in this case, the respondent, Ernest E. Martin, has filed with the Commission a list of his customers and a description of the vehicles used in his operation. We have concluded to dismiss this case, with the distinct understanding that hereafter compliance with our rules and regulations will be made without our having to institute an investigation to determine why he does not comply.

O R D E R

IT IS THEREFORE ORDERED, That the above entitled case be, and the same is hereby, dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 15th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
CECIL BROSS.)

CASE NO. 1431

January 15, 1935.

Appearances: Cecil Bross, Paonia, Colorado,
pro se;
Richard E. Conour, Esq., Denver, Colorado,
for Public Utilities Commission.

S T A T E M E N T

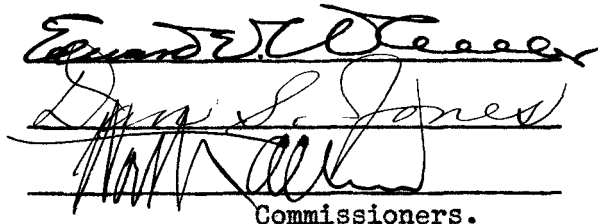
By the Commission:

Since the hearing was had in this case, the respondent, Cecil Bross, has filed with the Commission a list of his customers and a description of the vehicles used in his operations. We have concluded to dismiss this case, with the distinct understanding that hereafter compliance with our rules and regulations will be made without our having to institute an investigation to determine why he does not comply.

O R D E R

IT IS THEREFORE ORDERED, That the above entitled case be, and the same is hereby, dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 15th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
THOMAS P. DOBSON.) CASE NO. 1507

January 19, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

On December 27, 1934, the Commission entered its order requiring the above named respondent to show cause why his private permit No. B-583 should not be suspended or revoked for his failure to keep on file with the Commission the necessary insurance policy or surety bond as required by law and the rules and regulations of the Commission.

The evidence disclosed that respondent's public liability and property damage insurance was cancelled June 21, 1934, and has not been renewed.

After a careful consideration of the record, the Commission is of the opinion, and so finds, that private permit No. A-583, heretofore issued to Thomas P. Dobson, should be cancelled for failure to file insurance.

O R D E R

IT IS THEREFORE ORDERED, That private permit No. A-583, heretofore issued to Thomas P. Dobson, be, and the same is hereby, revoked and cancelled.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward E. Greer
Dan L. Jones
Alfred E. Green
Commissioners.

Dated at Denver, Colorado,
this 19th day of January, 1935.

2-575

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
D. M. STONE.)

CASE NO. 1506

January 19, 1935.
-- -n- -----

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

On December 27, 1934, the Commission entered its order requiring the above named respondent to show cause why his private permit No. A-575 should not be suspended or revoked for his failure to keep on file with the Commission the necessary insurance policy or surety bond as required by law and the rules and regulations of the Commission.

The evidence showed that respondent's public liability and property damage insurance expired September 6, 1934. The Commission is in receipt of a letter from respondent requesting that his permit be temporarily suspended as he has only been engaged in buying and selling since the expiration of his insurance, but expects to again start operations under his private permit.

After a careful consideration of the record, the Commission is of the opinion, and so finds, that private permit No. A-575, heretofore issued to respondent, should be suspended for a period of six months; provided, however, that during said suspension period operations may be resumed thereunder by full compliance with the law and our rules and regulations.

O R D E R

IT IS THEREFORE ORDERED, That private permit No. A-575, heretofore issued to D. M. Stone, be, and the same is hereby, suspended for a period of six months; provided, however, that during said suspension period operations may be resumed thereunder upon a full compliance with the law and our rules and regulations.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward J. O'Connell
Dan S. Jones
W. H. Allen
Commissioners.

Dated at Denver, Colorado,
this 19th day of January, 1935.

398

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BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
FRANK COLLAMER AND ARTHUR COLLAMER,)
DOING BUSINESS AS COLLAMER BROTHERS,)
FOR AUTHORITY TO TRANSFER AND ASSIGN)
CERTIFICATE OF PUBLIC CONVENIENCE)
AND NECESSITY NO. 398 TO W. A. WOODS)
AND R. M. RUGH.)

APPLICATION NO. 1364-A

January 21, 1935.

Appearances: Mr. W. A. Woods, Fort Collins, Colorado,
pro se and for other applicants.

S T A T E M E N T

By the Commission:

Authority is sought in the instant application to transfer the certificate of public convenience and necessity, heretofore issued to Arthur Collamer and Frank B. Collamer in Application No. 1364, to W. A. Woods and R. M. Rugh.

The financial standing and reputation of the transferees were established to the satisfaction of the Commission.

The evidence disclosed that \$1,000.00 was being paid as a consideration for the transfer of said certificate.

No indebtedness exists against the operations of transferors, and if it should develop that any debts were unpaid, transferees agree to assume the same.

After a careful consideration of the record, the Commission is of the opinion, and so finds, that authority to make the said transfer should be granted.

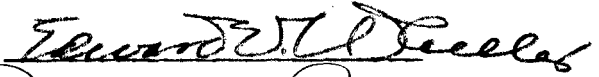
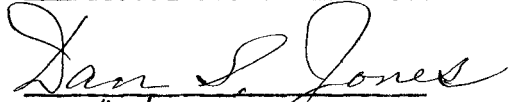
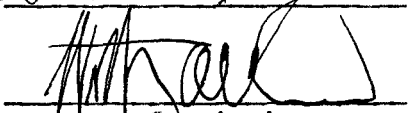
O R D E R

IT IS THEREFORE ORDERED, That authority be, and the same is hereby, granted to Arthur Collamer and Frank B. Collamer, doing business as Collamer Brothers, to transfer to W. A. Woods and R. M. Rugh the certificate of public convenience and necessity heretofore issued to them in Application No. 1364.

IT IS FURTHER ORDERED, That the authority herein granted shall not become effective until transferees shall have on file with the Commission the necessary insurance required by law and our rules and regulations.

IT IS FURTHER ORDERED, That the tariffs of rates, rules and regulations of transferors herein shall become and remain those of the transferees herein until changed according to law and the rules and regulations of the Commission.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 21st day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
GEORGE RAMSTETTER.)

CASE NO. 1502.

January 21, 1935 .

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T.

By the Commission:

On December 27, 1934, the Commission entered its order requiring the above named respondent to show cause why private permit No. A-555 heretofore issued to him by the Commission, should not be suspended or revoked for his failure to keep on file with the Commission the necessary insurance policy or a surety bond, as required by law and the rules and regulations of the Commission.

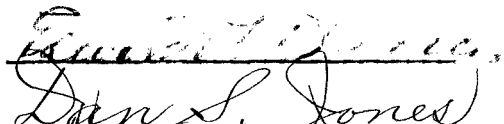
The evidence disclosed that respondent's public liability and property damage insurance had been cancelled December 20, 1933, and had not been renewed.


After careful consideration of the record, the Commission is of the opinion, and so finds, that private permit No. A-555 heretofore issued to respondent, should be revoked for his failure to file insurance.

O R D E R.

IT IS THEREFORE ORDERED, that private permit No. A-555, heretofore issued to George Ramstetter, be, and the same is hereby, revoked and cancelled.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 21st day of January, 1935.

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Interstate Commerce Commission.
Docket No. (date) 19
Complainant's)
Protestant's)
Intervenor's)
Defendant's) Exhibit No.
Respondent's)
Applicant's)
Commission's)
Witness
Reporter

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
H. H. EDWARDS.)

CASE NO. 1504

January 21, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

On December 27, 1934, the Commission entered its order requiring the above named respondent to show cause why his private permit No. A-563 should not be suspended or revoked for his failure to keep on file with the Commission the necessary insurance policy or surety bond as required by law and the rules and regulations of the Commission.

The evidence disclosed that respondent's insurance was cancelled March 17, 1934, and had not been renewed.

After a careful consideration of the record, the Commission is of the opinion, and so finds, that respondent's private permit No. A-563, should be cancelled for his failure to file insurance.

O R D E R

IT IS THEREFORE ORDERED, That private permit No. A-563, heretofore issued to H. H. Edwards, be, and the same is hereby, revoked and cancelled.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Handwritten signatures of the Commissioners.

Dated at Denver, Colorado,
this 21st day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
EARL LAMBUTH.)

CASE NO. 1505

January 21, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T .

By the Commission:

On December 27, 1934, the Commission issued its order requiring the above named respondent to show cause why private permit No. A-564, heretofore issued to him, should not be suspended or revoked for his failure to keep on file with the Commission the necessary insurance policy or surety bond as required by law and the Rules and Regulations of the Commission.

The evidence disclosed that respondent's insurance was cancelled September 8, 1934, and has not been renewed.

After a careful consideration of the record, the Commission is of the opinion, and so finds, that respondent's permit should be revoked for his failure to file insurance.

O R D E R

IT IS THEREFORE ORDERED, That private permit No. A-564, heretofore issued to Earl Lambuth, be, and the same is hereby, revoked and cancelled.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward H. Steele
Deane S. Jones
W. H. Sullivan
Commissioners.

Dated at Denver, Colorado,
this 21st day of January, 1935.

At a session of The Public Utilities
Utilities Commission of The State of
Colorado at its office in Denver,
Colorado, on the 21st day of January,
1935.

INVESTIGATION AND SUSPENSION DOCKET NO. 208

Re: Rate on coal in carloads from Crested Butte,
Colorado, to Gunnison, Colorado.

IT APPEARING, That there has been filed with the Public Utilities Commission of The State of Colorado by The Denver and Rio Grande Western Railroad Company a tariff containing schedules stating new individual rates and charges to become effective on the 22nd day of January, 1935, designated as follows:

The Denver and Rio Grande Western Railroad Company,
Amendment No. 39 to Freight Tariff D. & R. G. W.
G.F.D. No. 6249-B, Colo. P.U.C. No. 238,

IT IS ORDERED, That the Commission, upon complaint, without formal pleading, enter upon a hearing concerning the lawfulness of the rates and charges stated in the said schedules contained in said tariff, viz:

The Denver and Rio Grande Western Railroad Company,
Amendment No. 39 to Freight Tariff D. & R. G. W.
G.F.D. No. 6249-B, Colo. P.U.C. No. 238.

IT FURTHER APPEARING, That the said schedules make certain reductions in rates for the transportation of coal from Crested Butte to Gunnison, Colorado, whereby the rights and interests of the public may be injuriously affected, and it being the opinion of the Commission that the effective date of said schedules contained in said tariff should be postponed pending said hearing and decision thereon,




IT IS FURTHER ORDERED, That the operation of the said schedules contained in said tariff be suspended, and that the use of the rates, charges, regulations and practices therein stated be deferred one hundred twenty days, or until the 19th day of May, 1935, unless otherwise ordered by the Commission, and no change shall be made in such rates, charges, regulations and practices during the said period of suspension.

IT IS FURTHER ORDERED, That the rates and charges and the regulations and practices thereby sought to be altered shall not be changed by any subsequent tariff or schedule until this investigation and suspension proceeding has been disposed of, or until the period of suspension or any extension thereof has expired.

IT IS FURTHER ORDERED, That a copy of this order be filed with said schedules in the office of the Commission and that copies hereof be forthwith served upon The Denver and Rio Grande Western Railroad Company and The Rocky Mountain Fuel Company, by Albert L. Vogl, its attorney, Denver, Colorado.

IT IS FURTHER ORDERED, That this proceeding be, and the same is hereby, assigned for hearing February 18, 1935, at 10:00 A. M., Standard time, in the hearing room of the Commission, 330 State Office Building, Denver, Colorado.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado, this
21st day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
JOHN PARO.) CASE NO. 1568

January 23, 1935.

S T A T E M E N T

By the Commission:

The records of the Commission disclose that the above named respondent was heretofore issued a permit No. A-386 under the provisions of Chapter 120, Session Laws of Colorado, 1931, authorizing him to engage in the business of a private carrier by motor vehicle.

Information has come to and the records of the Commission disclose that the above named permit holder has violated the Rules and Regulations of the Commission, effective October 1, 1934, in the following particulars, to-wit:

By failing to file with the Commission a written statement of the names and addresses of all customers of said permit holder as required by Rule 15.

By failing to file with the Commission a statement, under oath, showing a description of all motor vehicles operated by respondent containing the information required by Rule 18.

By failing to file his report for the month of December, 1934, and failing to pay highway compensation taxes as follows:

<u>Month</u>	<u>Tax</u>
July	\$8.29
August	4.40
September	7.92
October	5.91
November	<u>6.25</u>
Total	\$32.77

In view of the foregoing allegations, the Commission is of the opinion, and so finds, that a complaint, investigation and hearing should be had, on its own motion, to determine whether or not said rules have been

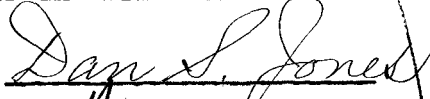
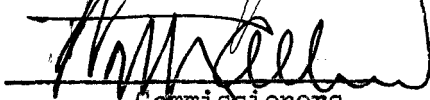
violated as aforesaid.

O R D E R

IT IS THEREFORE ORDERED, by the Commission, on its own motion, that an investigation and hearing be entered into to determine if the respondent permit holder has failed or refused to comply with any or all of the above mentioned Rules and Regulations of the Commission governing private carriers, and if so, whether his permit should therefore be suspended or revoked, and whether any other order or orders should be entered by the Commission in the premises.

IT IS FURTHER ORDERED, That said matter be, and the same is hereby, set down for hearing before the Commission in its Hearing Room, 330 State Office Building, Denver, Colorado, at 10:00 o'clock A. M. on February 8, 1935, at which time and place such evidence as is proper may be introduced.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners.

Dated at Denver, Colorado,
this 23rd day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
S. S. HUNTINGTON FOR A PERMIT TO)
OPERATE AS A PRIVATE CARRIER BY)
MOTOR VEHICLE.)

APPLICATION NO. 2218-PP.

January 21, 1935.

Appearances: Mr. S. S. Huntington, Idaho Springs,
Colorado, pro se;
J. A. Carruthers, Esq., Colorado Springs, Colorado,
for The Midland Terminal Railway Company;
A. J. Fregeau, Denver, Colorado, and
V. G. Garnett, Denver, Colorado, for The Motor
Truck Common Carriers' Association;
T. A. White, Esq., Denver, Colorado,
for The Denver and Rio Grande Western
Railroad Company;
George W. Curnow, Idaho Springs, Colorado,
for The Curnow Livery & Transfer Company.

S T A T E M E N T.

By the Commission:

Applicant seeks a Class A private permit for the purpose of "general trucking" between Idaho Springs and Boulder to Colorado Springs and Leadville and intermediate points.

At the hearing, applicant testified that he was willing to confine his operations to the transportation of ores and concentrates from a ten-mile radius of Idaho Springs to Colorado Springs and Leadville, and the transportation of mine supplies from Idaho Springs back to the mines within said ten-mile radius.

It was not developed at the hearing that applicant's operations as restricted by his testimony would create any undue hardship upon any common carrier operator, nor work to the detriment of the general public.

After a careful consideration of the record, the Commission is of the opinion, and so finds, that as restricted by his testimony, applicant's request should be granted.

O R D E R


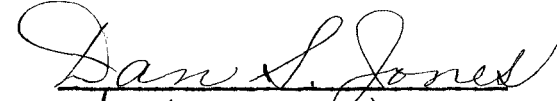
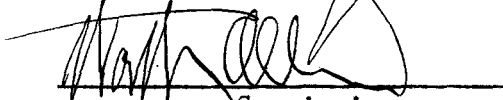
IT IS THEREFORE ORDERED, That applicant S. S. Huntington be, and he is hereby, authorized to operate as a Class A private carrier in the transportation of ores and concentrates only from a radius of ten miles of the town of Idaho Springs, Colorado, to Idaho Springs and to Colorado Springs and to Leadville, with the right to transport mining supplies only from Idaho Springs back to his customers within said ten-mile radius, subject to the following conditions:

(a) The filing by applicant of a list of his customers, securing identification cards, filing the necessary insurance and otherwise complying with all the rules and regulations of the Commission.

(b) Applicant will also be expected to comply with all the laws, rules, regulations and requirements of the Code Authority of this State as they may now or hereafter be promulgated.

IT IS FURTHER ORDERED, That this order shall be attached to and made a part of the permit herein granted to applicant.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 21st day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO.

* * *

RE MOTOR VEHICLE OPERATIONS OF)
ROBERT COLMAN, DOING BUSINESS AS) CASE NO. 1422
COLMAN FREIGHT SERVICE.)

January 24, 1935.

S T A T E M E N T.

By the Commission:

An order was made requiring the respondent, Robert Colman, to show cause why his motor vehicle private permit No. A-390 should not be revoked for failure to file with the Commission a list of his customers and a statement describing his equipment. Since the order was made the respondent has filed said list of customers and a description of his equipment.

We have concluded to dismiss this case with the understanding that hereafter the respondent must comply promptly with our rules and regulations.

O R D E R.

IT IS THEREFORE ORDERED, That the above entitled case be, and the same is hereby, dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edmund J. Jones
Daniel S. Jones
W. H. Allen
Commissioners.

Dated at Denver, Colorado,
this 24th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
LUIE AMMERMAN.)

CASE NO. 1428

January 24, 1935

S T A T E M E N T

By the Commission:

An order was made requiring the respondent, Luie Ammerman, to show cause **why** his motor vehicle permit No. A-371 should not be revoked for failure to file with the Commission a list of his customers and a statement giving a description of his motor equipment. Since the order was made the respondent has filed said list of customers and a description of his equipment.

We have **concluded** to dismiss this case with the understanding that hereafter the respondent must comply promptly with our rules and regulations.

O R D E R

IT IS THEREFORE ORDERED, That the above entitled case be, and the same is hereby, dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward E. Lacey
Dan S. Jones
W. H. Allen
Commissioners.

Dated at Denver, Colorado,
this 24th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
J. L. BRUSH.)

CASE NO. 1509

February 1, 1935.

Appearances: A. A. Von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T.

By the Commission:

An order was made requiring the respondent, J. L. Brush, holder of motor vehicle private permit No. A-592, to show cause why his said permit should not be revoked for failure to keep on file with the Commission the necessary insurance required by law and the rules and regulations of this Commission.

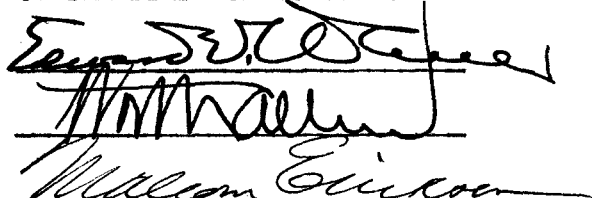
The evidence showed that the insurance filed by the respondent with this Commission was cancelled on October 23, 1934, and had never been renewed.

The Commission is of the opinion, and so finds, that said permit should be revoked and cancelled.

O R D E R

IT IS THEREFORE ORDERED, That motor vehicle private permit No. A-592, heretofore issued to J. L. Brush, be, and the same is hereby, revoked and cancelled.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this first day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
H. E. BUTLER & SON.) CASE NO. 1480

January 24, 1935.

S T A T E M E N T.

By the Commission:

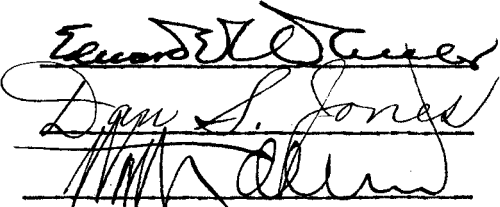
An order was made requiring H. E. Butler & Son, holders of motor vehicle private permit No. A-100, to show cause why their said permit should not be revoked because of their failure to keep on file with the Commission the necessary insurance required by law and the rules and regulations of the Commission.

We are in receipt of a letter from the respondent, asking that the said permit be suspended "until further notice." The Commission does not make a practice of making indefinite suspensions. We have concluded to suspend the permit for one year, with the definite understanding that during the time of suspension the said respondent shall engage in no transportation of freight for hire. If, prior to the expiration of the Year, he desires to resume operations, he may do so, after having filed the necessary insurance. If at the end of the year such insurance has not been filed, the Commission will make an order revoking the permit without further notice.

O R D E R.

IT IS THEREFORE ORDERED, That the private motor vehicle permit No. A-100, heretofore issued to H. E. Butler & Son, be, and the same is hereby, suspended for a period of one year from this date upon and subject to the conditions and statements hereinbefore made.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 24th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
W. J. CLARK.) CASE NO. 1454

January 24, 1935.

Appearances: W. J. Clark, Alamosa, Colorado,
pro se.

S T A T E M E N T.

By the Commission:

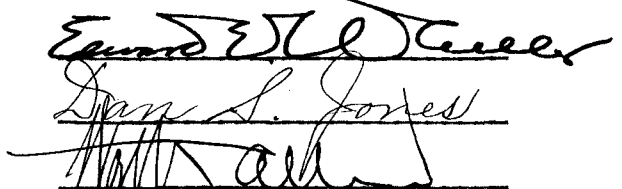
An order was made requiring W. J. Clark, holder of motor vehicle private permit No. A-498, to show cause why his said permit should not be revoked because of his engaging indiscriminately in advertising.

At the hearing the respondent testified that he thought he was within his rights in having fifty cards printed and in distributing some thirty or thirty-five of them; that since last fall he had distributed no cards and that since he had been served with a copy of the order herein, he had collected some fifteen to twenty of those which had been distributed. He promised that he would engage in no further advertising and would in all other respects attempt conscientiously to comply with the rules and regulations of the Commission. In view of this explanation, the Commission has concluded to dismiss the case.

O R D E R

IT IS THEREFORE ORDERED, That the above entitled case be, and the same is hereby, dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 24th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
LEON AMES.)

PRIVATE PERMIT NO. A-656.

January 24, 1935.

S T A T E M E N T.

By the Commission:

The Commission is in receipt of a written communication from the above named Leon Ames, requesting that his private permit No. A-656 be suspended "until such time as business justifies having it reinstated."

After a careful consideration of said request, the Commission is of the opinion, and so finds, that same should be granted.

O R D E R.

IT IS THEREFORE ORDERED, That private permit No. A-656, heretofore issued to Leon Ames, be, and the same is hereby, suspended for six months from the date hereof, provided, however, that operations may be resumed thereunder at any time during said period of suspension upon a full compliance with all the rules and regulations of the Commission.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Eduard V. O'Leary

Dan L. Jones

Commissioners.

Dated at Denver, Colorado,
this 24th day of January, 1935.

* * *

[illegible][illegible]

S T A T E M E N T

On December 19, 1934, the Commission entered its order requiring the above named respondent to show cause why the certificate of public convenience and necessity, heretofore issued to him in Application No. 1679, should not be suspended or revoked for his failure to keep on file with the Commission the necessary insurance policy or surety bond as required by law and the Rules and Regulations of the Commission.

The evidence disclosed that respondent's insurance expired October 1, 1932 and has never been replaced.

Respondent has requested the suspension of his certificate for one year and the Commission has determined to grant said request.

IT IS THEREFORE ORDERED, That the certificate of public convenience and necessity, heretofore issued to O. L. Bevard in Application No. 1679, be, and the same is hereby, suspended for a period of one year, provided, however, that during said suspension period operations may be commenced under said certificate upon a full compliance with all our Rules and Regulations.

Second El Cule,
Dana S. Jones
Commissioners.

Dated at Denver, Colorado,
this 24th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION)
OF FRANK WOJTACHA, JR., FOR A)
MOTOR VEHICLE CLASS A PRIVATE)
PERMIT.)

APPLICATION NO. 2235-PP

January 25, 1935.

Appearances: Foard Brothers, Esq., Colorado Springs,
Colorado, attorneys for applicant;
T. A. White, Esq., Denver, Colorado,
attorney for The Denver & Rio Grande
Western Railroad Company;
J. A. Carruthers, Esq., Colorado Springs,
Colorado, attorney for The Midland
Terminal Railway Company.

S T A T E M E N T.

By the Commission:

This is an application by Frank Wojtacha, Jr., for a motor vehicle Class A private permit authorizing the transportation of coal from the Pike View Mine and sand, rock and gravel in the vicinity thereof, to points within Colorado Springs and fringe territory surrounding same, and to Chapeta Park, Fountain and Black Forest. The application was duly heard.

After careful consideration of the evidence the Commission is of the opinion, and so finds, that the permit should issue as prayed.

O R D E R

IT IS THEREFORE ORDERED, That the applicant, Frank Wojtacha, Jr., be, and he is hereby, authorized to operate as a Class A motor vehicle private carrier in the transportation of coal from the Pike View Mine and sand, rock and gravel in the vicinity thereof to points within Colorado Springs and fringe territory surrounding same, and to Chapeta Park, Fountain and Black Forest.

IT IS FURTHER ORDERED, That this authority to operate as such private carrier is issued upon the condition that the applicant shall comply with all laws and rules and regulations of this Commission which may at any time relate to and affect his said operation, and that he will comply with all lawful requirements of Code and other authorities.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward C. Steele
Dan S. Jones
Wm. Allen
Commissioners.

Dated at Denver, Colorado,
this 25th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION)
OF FRED NIBECK FOR A MOTOR VEHICLE)
CLASS A PRIVATE PERMIT.)

APPLICATION NO. 2236-PP

January 25, 1935.

Appearances: Foard Brothers, Esq., Colorado Springs,
Colorado, attorneys for applicant;
T. A. White, Esq., Denver, Colorado,
attorney for The Denver & Rio Grande
Western Railroad Company.

S T A T E M E N T.

By the Commission:

This is an application by Fred Nibeck for a motor vehicle Class A private permit authorizing the transportation of coal from Pike View Mine and sand, rock and gravel from the vicinity thereof to Colorado Springs and fringe territory. The application was duly heard.

After careful consideration of the evidence the Commission is of the opinion, and so finds, that the permit should issue as prayed.

O R D E R.

IT IS THEREFORE ORDERED, That the applicant, Fred Nibeck be, and he is hereby, authorized to operate as a Class A motor vehicle private carrier in the transportation of coal from Pike View Mine and sand, rock and gravel from the vicinity thereof to Colorado Springs and fringe territory.

IT IS FURTHER ORDERED, That this authority to operate as such private carrier is issued upon the condition that the applicant shall

comply with all laws and rules and regulations of this Commission which may at any time relate to and affect his said operation, and that he will comply with all lawful requirements of Code and other authorities.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward E. O'Connell
Dan L. Jones
W. M. [unclear]
Commissioners.

Dated at Denver, Colorado,
this 25th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION)
OF LEE BARNES FOR A MOTOR VEHICLE)
CLASS A PRIVATE PERMIT.)

APPLICATION NO. 2243-PP.

January 25, 1935.

Appearances: Foard Brothers, Esq., Colorado Springs,
Colorado, attorneys for applicant;
T. A. White, Esq., Denver, Colorado,
attorney for The Denver & Rio Grande
Western Railroad Company;
J. A. Carruthers, Esq., Colorado Springs,
Colorado, attorney for The Midland
Terminal Railway Company.

S T A T E M E N T.

By the Commission:

This is an application by Lee Barnes for a motor vehicle Class A private permit authorizing the transportation of coal only from Pike View Mine to points in Colorado Springs and surrounding territory. The application was duly heard.

After careful consideration of the evidence the Commission is of the opinion, and so finds, that the permit should issue as prayed.

O R D E R.

IT IS THEREFORE ORDERED, That the applicant, Lee Barnes, be, and he is hereby, authorized to operate as a Class A motor vehicle private carrier in the transportation of coal only from Pike View Mine to points in Colorado Springs and surrounding territory.

IT IS FURTHER ORDERED, That this authority to operate as such private carrier is issued upon the condition that the applicant shall

comply with all laws and rules and regulations of this Commission which may at any time relate to and affect his said operation, and that he will comply with all lawful requirements of Code and other authorities.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward T. Decker

Don S. Jones

W. H. Allen

Commissioners.

Dated at Denver, Colorado,
this 25th day of January, 1935.

At a General Session of the Public
Utilities Commission of the State
of Colorado, held at its office at
Denver, Colorado, January 28, 1935.

INVESTIGATION AND SUSPENSION DOCKET NO. 209

IT APPEARING, That on December 29, 1934, The Denver and Rio Grande Western Railroad Company, by its General Attorney, filed with the Commission a petition requesting authority to close its agency station at Romeo, Colorado, and withdraw its agent, effective January 31, 1935, and thereafter maintain said Romeo station as a non-agency station from January 15, to July 15, of each year, and providing that an agent will be maintained at said station for the convenience and the handling of vegetables, potatoes and livestock shipments during the period from July 15, to January 15, of each year.

The petition alleges that during the period of the year that it is proposed to abandon the agency service at said station the convenience and necessity does not require or the safe, efficient and economical operation of the petitioner's railroad does not justify the maintenance of an agent at said station.

IT APPEARING FURTHER, That on January 25, 1935, the Commission received two petitions, one signed by the merchants of Manassa, and the other signed by stockmen of Manassa, protesting the aforesaid closing of the agency station service at Romeo, alleging that such action on the part of said railroad company would be an inconvenience to all concerned, and an injustice to the stockmen of Manassa and surrounding country.


IT APPEARING FURTHER, That the Commission finds that the proposed discontinuance of the aforesaid agency service at Romeo, Colorado, might injuriously affect the rights and interests of said protestants and others likewise concerned,


IT IS THEREFORE ORDERED, That the proposed effective date of the closing of the agency station at Romeo, Colorado, be suspended for one hundred twenty days from January 31, 1935, or until May 31, 1935, unless otherwise ordered by the Commission.


IT IS FURTHER ORDERED, That the proposed discontinuance of said agency station at Romeo, Colorado, be made a subject of investigation and determination by the Commission within said period of time, or such further time as the same might be suspended.

IT IS FURTHER ORDERED, That a copy of this order be filed with the aforesaid petition for the proposed discontinuance of the agency station during said periods of the year at Romeo, Colorado, and copies hereof be forthwith served on The Denver and Rio Grande Western Railroad Company, the petitioner, and A. C. Nielson, Manassa, Colorado, and Carlstead & Haynie, Manassa, Colorado, representatives of the protestants.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO







Commissioners.

Dated at Denver, Colorado,
this 28th day of January, 1935.

a 590

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO.

IN THE MATTER OF THE APPLICATION)
OF OTTO ZURCHER FOR A CLASS B)
MOTOR VEHICLE PRIVATE PERMIT.)

APPLICATION NO. 2251-PP

January 28, 1935.

Appearances: Otto Zurcher, Aurora, Colorado,
pro se;
T. A. White, Esq., Denver, Colorado,
attorney for The Denver & Rio Grande
Western Railroad Company;
J. F. Rowan, Denver, Colorado,
Secretary, Motor Truck Common Carriers'
Association.

S T A T E M E N T.

By the Commission:

Otto Zurcher filed an application for a Class B private permit. The matter was set down for hearing. The applicant testified at the hearing as to the nature of the operations he proposes to conduct. His testimony showed quite clearly that his operations will be for the most part over established routes and between fixed points within the State of Colorado. That being true, the Commission is of the opinion, and so finds, that he is not entitled to conduct such operations under a Class B permit. His operations described in his testimony are clearly those of a Class A carrier.

The Commission is, therefore, of the opinion, and so finds, that the application should be denied.

O R D E R.

IT IS THEREFORE ORDERED, That the above entitled application be, and the same is hereby, denied.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO.

[Handwritten signatures of three commissioners]
Commissioners.

Dated at Denver, Colorado,
this 28th day of January, 1935.

a-780
BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
D. F. FONTECCHIO AND F. D. DYTRI,)
J. E. DYTRI AND WILLIAM DYTRI FOR A)
CLASS A MOTOR VEHICLE PRIVATE PERMIT.)

APPLICATION NO. 2239-PP

January 28, 1935.

Appearances: D. F. Fontecchio, Colorado Springs, Colorado,
for the applicants;
J. A. Carruthers, Colorado Springs, Colorado,
for The Midland Terminal Railway Company;
T. A. White, Denver, Colorado,
for The Denver & Rio Grande Western Railroad
Company;
A. J. Fregeau, Denver, Colorado,
for the Weicker Transportation Company;
J. F. Rowan, Denver, Colorado,
for the Motor Truck Common Carriers'
Association;
J. D. Blunt, Canon City, Colorado,
for Southwestern Transportation Company.

S T A T E M E N T

By the Commission:

The applicants above named already have a Class A private permit authorizing the transportation of beer and liquor between Denver and Trinidad, Colorado, and intermediate points. They now seek authority to transport beer between Colorado Springs and Cripple Creek and Victor, Colorado.

After careful consideration of the evidence, the Commission is of the opinion, and so finds, that the permit should be granted.

O R D E R

IT IS THEREFORE ORDERED, That authority be, and the same is hereby, granted to the applicants herein to operate as motor vehicle private carriers in the transportation of beer between Colorado Springs and Cripple Creek and Victor, Colorado, subject to the following conditions:

(a) The filing by applicant of a list of his customers, securing identification cards, filing the necessary insurance and otherwise complying with all the rules and regulations of the Commission.

(b) Applicant will also be expected to comply with all the laws, rules, regulations and requirements of the Code Authority of this State as they may now or hereafter be promulgated.

IT IS FURTHER ORDERED, That this order shall be attached to and made a part of the permit herein granted to applicant.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward V. Wheeler
Daniel S. Jones
W. H. H. H. H.
Commissioners.

Dated at Denver, Colorado,
this 28th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
FORD BROTHERS VAN & STORAGE COM-)
PANY.)

APPLICATION NO. 2176-I.

January 28, 1935

S T A T E M E N T

By the Commission:

An interstate permit No. 712-I was heretofore issued to Ford Brothers Van & Storage Company. The insurance required by our rules and regulations to be filed with the Commission expired on January 11, 1935.

The holders of said certificate have written us under date of January 15, 1935, requesting that their permit be suspended. The Commission is of the opinion, and so finds, that said permit should be suspended for a period of six months from this date.

If at any time within said period of suspension the holders of the permit desire to resume operations, they may give us written notice of their intention so to do and file with us the necessary insurance, from and after the receipt of which notice and insurance, they may automatically resume operations under the permit. If said insurance and notice is not received within six months, the Commission will revoke the permit without further notice.


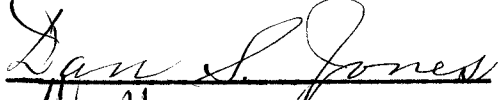

O R D E R

IT IS THEREFORE ORDERED, That the above numbered permit be, and the same is hereby, suspended for a period of six months or until such time within such period as we do receive written notice of the intention of the company to resume operations and such insurance as

is required by our rules and regulations to be kept on file with us.

IT IS FURTHER ORDERED, That if such written notice and insurance is not received within six months from this date, the said permit will be revoked without further notice.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 28th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
D. G. WEATHERFORD.)

CASE NO. 1530.

January 28, 1935.

S T A T E M E N T.

By the Commission:

An order was made requiring the respondent, D. G. Weatherford, to show cause why his Class B private permit No. 684 should not be revoked for failure to file the necessary insurance required by law and the rules and regulations of this Commission.

We are in receipt of a letter dated January 18 in which the respondent advises us that he will not be operating under his permit this year.

The Commission is, therefore, of the opinion, and so finds, that the said motor vehicle permit should be revoked.

O R D E R

IT IS THEREFORE ORDERED, That motor vehicle private permit No. B-684, heretofore issued to D. G. Weatherford, be, and the same is hereby, revoked and cancelled.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward H. Dwyer
Dan L. Jones
W. H. [Signature]
Commissioners.

Dated at Denver, Colorado,
this 28th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
VIZINA MOTOR COMPANY.)

CASE NO. 1516

January 29, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

On December 27, 1934, the Commission entered its order requiring the above named respondent to show cause why its private carrier permit No. A-614 should not be suspended or revoked for failure to keep on file with the Commission the necessary and proper insurance policy or a surety bond as required by law and the rules and regulations of the Commission.

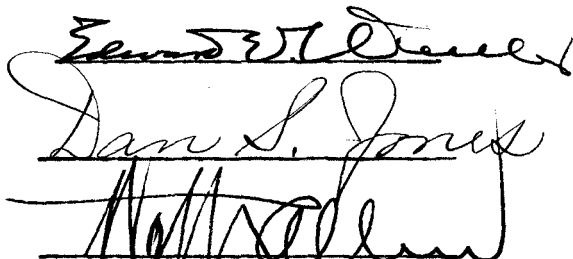
At the hearing, the evidence disclosed that on January 26, 1935, respondent filed public liability and property damage insurance.

After a careful consideration of the record, the Commission is of the opinion, and so finds, that the instant case should be dismissed, with a warning to respondent, however, that in future they must be more prompt in complying with the law and our rules and regulations.

O R D E R

IT IS THEREFORE ORDERED, That the instant case be, and the same is hereby, dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 29th day of January, 1935.

* * *

CASE NO. 1517

January 29, 1935.

S T A T E M E N T

On December 27, 1934, the Commission entered its order requiring the above named respondent to show cause why his private carrier permit No. B-615 should not be revoked for his failure to keep on file with the Commission the necessary insurance policy or surety bond as required by law and the rules and regulations of the Commission.

At the hearing the evidence disclosed that respondent's insurance was cancelled September 27, 1934, and had not been renewed. However, our records disclose that respondent's permit expired January 1, 1935, and the case will, therefore, be dismissed.

O R D E R

IT IS THEREFORE ORDERED, That the instant case be, and the same is hereby, dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Dated at Denver, Colorado,
this 29th day of January, 1935.

Edward W. Wheeler
 Dan S. Jones
 W. H. Miller
 Commissioners.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
F. H. AUSTIN AND L. C. AUSTIN,)
DOING BUSINESS UNDER THE FIRM)
NAME AND STYLE OF AUSTIN BRO-)
THERS.)

CASE NO. 1569.

January 29, 1935.

S T A T E M E N T.

By the Commission:

The records of the Commission disclose that in Application No. 1382 a certificate of public convenience and necessity was issued to Austin and Austin, authorizing the operation of a motor truck common carrier service in parts of Boulder and Weld counties for the transportation of milk, cream and dairy products to Denver, and that after various transfers, the Commission, on October 4, 1934, in Application No. 1382-AA, authorized the transfer of said certificate of public convenience and necessity to the respondents herein and that at all times since, the respondents have been and now are operating a motor truck common carrier service within the territory described in Application No. 1382 on the various transfers thereafter authorized.

Complaint has been made by the Colorado Trucking Association requesting the Commission to investigate the operations of Austin Brothers and to hold a hearing for the purpose of determining the legality or illegality of their said operations, and as grounds therefore make the following allegations; in general terms, without specific instance of actual violations:

1. That Austin Brothers have been and now are violating the rules and regulations of the Public Utilities Commission in hauling commodities not authorized by their certificate of public convenience and necessity.

2. That Austin Brothers have been and now are violating the laws of the State of Colorado by not reporting and paying tax on commodities hauled for hire.

3. That Austin Brothers have been and now are violating various and sundry other regulations of the Public Utilities Commission and the laws of the State of Colorado.

A copy of said complaint is attached hereto and by reference made a part of this order. Although complaint has charged a violation of the ordinances of the City and County of Denver, the Commission, believing that it has no power to require compliance with, or to enforce, ordinances of the City and County of Denver, has concluded to make no specific investigation of this phase of the complaint, although this charge may become material as a part of the general investigation of the operations of Austin Brothers.

In view of the foregoing allegations and complaint, the Commission is of the opinion and so finds that the public interest requires that a general investigation and hearing be entered into to determine whether or not said respondents have violated the terms and provisions of their certificate of public convenience and necessity, now and hereinbefore specified.

O R D E R.

IT IS THEREFORE ORDERED, By the Commission, that an investigation and hearing be entered into to determine if the respondents, F. H. Austin and L. C. Austin, doing business under the firm name and style of Austin Brothers, have violated the terms and provisions of their certificate of

public convenience and necessity by hauling commodities not authorized by such certificate; by failing to report and pay tax on commodities hauled for hire; and by violating various and sundry other regulations of the Public Utilities Commission and the laws of the State of Colorado, as alleged in said complaint, attached hereto.

IT IS FURTHER ORDERED, That said respondents, by written statement, filed with the Commission within ten days after service of this order, answer or plead to the allegations contained in said complaint and this order, and show cause why the Commission should not enter an order suspending or revoking the certificate of public convenience and necessity heretofore issued to said respondents or any other order or orders that may be meet and proper in the premises.

IT IS FURTHER ORDERED, That said matter be, and the same is hereby, set down for hearing in the hearing room of the Commission, 320 State Office Building, Denver, Colorado, on Wednesday, February 20, A. D. 1935, at 10 o'clock A.M. on said day, at which time and place such evidence may be introduced and such witnesses examined as may be proper.

BY THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward E. Wheeler
Dan L. Jones
W. M. Allen
Commissioners.

Dated at Denver, Colorado,
this 29th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
WILLIAM McNEELEY AND GLEN ALLEY,) CASE NO. 1512
DOING BUSINESS AS IVYWILD PRODUCE)
COMPANY.)

January 30, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

On December 27, 1934, the Commission entered its order requiring the above named respondents to show cause why private permit No. A-609, heretofore issued to them, should not be suspended or revoked for their failure to keep on file with the Commission the necessary and proper insurance required by law and our rules and regulations.

At the hearing, the evidence disclosed that respondent's public liability and property damage insurance was cancelled March 28, 1934, and had not been renewed.

After a careful consideration of the record, the Commission is of the opinion, and so finds, that private carrier permit No. A-609 should be revoked for respondents' failure to file insurance.

O R D E R

IT IS THEREFORE ORDERED, That private carrier permit No. A-609, heretofore issued to William McNeeley and Glen Alley, doing business as Ivywild Produce Company, be, and the same is hereby, revoked.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward W. Jones
Don S. Jones
W. H. Allen
Commissioners.

Dated at Denver, Colorado,
this 30th day of January, 1935.

* * *

CASE NO. 1513

January 30, 1935.

S T A T E M E N T

On December 27, 1934, the Commission entered its order requiring the above named respondent to show cause why his private permit No. A-611 should not be suspended or revoked for his failure to keep on file with the Commission the necessary and proper insurance required by law and our rules and regulations.

At the hearing, the evidence disclosed that respondent's public liability and property damage insurance was cancelled July 2, 1934, and had not been renewed.

After a careful consideration of the record, the Commission is of the opinion, and so finds, that respondent's permit should be revoked for his failure to file insurance.

O R D E R

IT IS THEREFORE ORDERED, That private permit No. A-611, heretofore issued to W. H. Broce, be, and the same is hereby, revoked and cancelled.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward W. T. Duce
Dan S. Jones
W. H. Allen
Commissioners.

Dated at Denver, Colorado,
this 30th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
BOS TRANSFER COMPANY.) CASE NO. 1514

January 30, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

On December 27, 1934, the Commission entered its order requiring the above named respondent to show cause why its private permit No. A-612 should not be suspended or revoked for failure to keep on file with the Commission the necessary and proper insurance required by law and the rules and regulations of the Commission.

At the hearing the evidence disclosed that respondent's insurance expired November 25, 1934, and had not been renewed.

After a careful consideration of the record, the Commission is of the opinion, and so finds, that respondent's permit should be revoked for failure to file insurance.

O R D E R

IT IS THEREFORE ORDERED, That private permit No. A-612, heretofore issued to Bos Transfer Company, be, and the same is hereby, revoked and cancelled.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward V. C. Jones
Dan S. Jones
W. H. Allen
Commissioners.

Dated at Denver, Colorado,
this 30th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
EUGENE T. HOWARD.)

CASE NO. 1518

January 30, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

On December 27, 1934, the Commission entered its order requiring the above named respondent to show cause why his private permit No. A-778 should not be suspended or revoked for his failure to keep on file with the Commission the necessary insurance policy or a surety bond as required by law and the rules and regulations of the Commission.

At the hearing, the evidence disclosed that respondent's insurance was cancelled August 24, 1934, and had not been renewed.

After a careful consideration of the record the Commission is of the opinion, and so finds, that respondent's permit should be revoked for his failure to file insurance.

O R D E R

IT IS THEREFORE ORDERED, That private carrier permit No. A-778, heretofore issued to Eugene T. Howard, be, and the same is hereby, revoked and cancelled.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Eugene T. Howard
Sam S. Jones
W. H. Allen
Commissioners.

Dated at Denver, Colorado,
this 30th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS)
OF L. N. SNOW.)

CASE NO. 1511

January 31, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

On December 27, 1934, the Commission entered its order requiring the above named respondent to show cause why private permit No. A-608, heretofore issued to him, should not be suspended or revoked for his failure to keep on file with the Commission the necessary and proper insurance required by law and our rules and regulations.

At the hearing, the evidence disclosed that respondent's public liability and property damage insurance was cancelled March 26, 1934, and has not been renewed.

After a careful consideration of the record the Commission is of the opinion, and so finds, that private carrier permit No. A-608 should be revoked for failure to file insurance.

O R D E R

IT IS THEREFORE ORDERED, That private permit No. A-608, heretofore issued to L. N. Snow, be, and the same is hereby, cancelled and revoked.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward W. Jones

Sam S. Jones

Arthur J. Allen

Commissioners.

Dated at Denver, Colorado,
this 31st day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
HARRY E. THROOP.)

CASE NO. 1524

January 31, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

On December 27, 1934, the Commission entered its order requiring the above named respondent to show cause why his private carrier permit No. A-648 should not be suspended or revoked for his failure to keep on file with the Commission the necessary insurance policy or a surety bond as required by law and the rules and regulations of the Commission.

At the hearing the evidence disclosed that respondent's insurance was cancelled June 2, 1934, and had not been replaced.

After a careful consideration of the record, the Commission is of the opinion, and so finds, that respondent's permit should be revoked for his failure to file insurance.

O R D E R

IT IS THEREFORE ORDERED, That private carrier permit No. A-648, be, and the same is hereby, revoked and cancelled.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward V. T. O'Connell
Dan S. Jones
Wm. H. Allen
Commissioners.

Dated at Denver, Colorado,
this 31st day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
A. B. AND O. B. COOLEY, DOING)
BUSINESS AS COOLEY BROTHERS.)

PRIVATE PERMIT NO. A-868

January 31, 1935.

S T A T E M E N T

By the Commission:

The Commission is in receipt of a written communication from the above named permit holder, requesting that their private permit No. A-868 be revoked and stating that they had not operated under same since it was issued to them.

After a careful consideration of said request, the Commission is of the opinion, and so finds, that same should be granted.

O R D E R

IT IS THEREFORE ORDERED, That private permit No. A-868, heretofore issued to A. B. Cooley and O. B. Cooley, doing business as Cooley Brothers, be, and the same is hereby, revoked and cancelled.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward W. T. Daniel
Dan L. Jones
Arthur L. Jones
Commissioners.

Dated at Denver, Colorado,
this 31st day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
ERNEST LUCKE.) CASE NO. 1525

January 31, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public utilities Commission.

S T A T E M E N T

By the Commission:

On December 27, 1934, the Commission entered its order requiring the above named respondent to show cause why his private carrier permit No. A-652 should not be suspended or revoked for his failure to keep on file with the Commission the necessary insurance policy or a surety bond as required by law and the rules and regulations of the Commission.

At the hearing, the evidence disclosed that respondent's insurance was cancelled November 14, 1934, and had not been replaced.

After a careful consideration of the record, the Commission is of the opinion, and so finds, that respondent's private permit should be revoked for his failure to file insurance.

O R D E R

IT IS THEREFORE ORDERED, That private carrier permit No. A-652, heretofore issued to Ernest Lucke, be, and the same is hereby, cancelled and revoked.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Ernest E. Lucke
Dan S. Jones
Arthur W. Allen
Commissioners.

Dated at Denver, Colorado,
this 31st day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF) CASE NO. 1523
A. O. SOREL.)

January 31, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

On December 27, 1934, the Commission entered its order requiring the above named respondent to show cause why his private carrier permit No. A-644 should not be suspended or revoked for his failure to keep on file with the Commission the necessary insurance policy or a surety bond as required by law and the rules and regulations of the Commission.

At the hearing, the evidence disclosed that respondent's insurance was cancelled June 18, 1934, and had not been replaced.

After a careful consideration of the record, the Commission is of the opinion, and so finds, that respondent's permit should be revoked for his failure to file insurance.

O R D E R

IT IS THEREFORE ORDERED, That private carrier permit No. A-644, heretofore issued to A. O. Sorel, be, and the same is hereby, revoked and cancelled.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward W. Wheeler
Don S. Jones
W. H. Allen
Commissioners.

Dated at Denver, Colorado,
this 31st day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
C. A. BINDER.) CASE NO. 1519

January 31, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

On December 27, 1934, the Commission entered its order requiring the above named respondent to show cause why his private permit No. A-620 should not be suspended or revoked for his failure to keep on file with the Commission the necessary insurance policy or a surety bond as required by law and the rules and regulations of the Commission.

At the hearing, the evidence disclosed that respondent's insurance was cancelled August 9, 1934, and had not been renewed.

After a careful consideration of the record, the Commission is of the opinion, and so finds, that respondent's permit should be revoked for his failure to file insurance.

O R D E R

IT IS THEREFORE ORDERED, That private carrier permit No. A-620 heretofore issued to C. A. Binder, be, and the same is hereby, cancelled and revoked.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward J. O'Connell
Sam S. Jones
Walter Allen
Commissioners.

Dated at Denver, Colorado,
this 31st day of January, 1935.

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BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
FRANCIS A. STRACHAN.)

CASE NO. 1515

January 31, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

On December 27, 1934, the Commission entered its order requiring the above named respondent to show cause why its private permit No. A-613 should not be suspended or revoked for his failure to keep on file with the Commission the necessary insurance policy or a surety bond as required by law and the regulations of the Commission.

At the hearing the evidence disclosed that respondent's insurance was cancelled April 14, 1934, and had not been renewed.

After a careful consideration of the record, the Commission is of the opinion, and so finds, that respondent's permit should be revoked for failure to file insurance.

O R D E R

IT IS THEREFORE ORDERED, That private carrier permit No. A-613, heretofore issued to Francis A. Strachan, be, and the same is hereby, revoked and cancelled.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward J. Dwyer
Sam L. Jones
W. H. Hall
Commissioners.

Dated at Denver, Colorado,
this 31st day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
WESTERN AUTO SHIPPERS.)

CASE NO. 1541

January 31, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

On December 27, 1934, the Commission entered its order requiring the above named respondent to show cause why its private permit No. A-727 should not be suspended or revoked for failure to keep on file with the Commission the necessary insurance policy or surety bond as required by law and the rules and regulations of the Commission.

At the hearing, the evidence disclosed that on January 22, 1935, respondent filed the necessary and proper insurance.

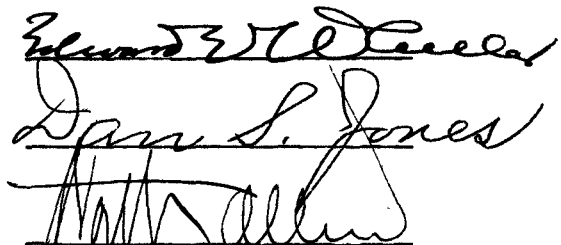
After a careful consideration of the record, the Commission is of the opinion, and so finds, that the instant case should be dismissed, with a warning to respondent that in future they must be more prompt in complying with the law and our rules and regulations.

O R D E R

IT IS THEREFORE ORDERED, That the instant case be, and the same is hereby, dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Dated at Denver, Colorado,
this 31st day of January, 1935.


Commissioners.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
W. K. BURCHFIELD.)

CASE NO. 1542

January 31, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

On December 27, 1934, the Commission entered its order requiring the above named respondent to show cause why his private permit No. A-740 should not be suspended or revoked for his failure to keep on file with the Commission the necessary insurance policy or a surety bond as required by law and the rules and regulations of the Commission.

At the hearing, the evidence disclosed that respondent's permit had heretofore been suspended for a period of one year, and therefore the instant case was instituted in error.

After a careful consideration of the record, the Commission is of the opinion, and so finds, that the above entitled case should be dismissed.

O R D E R

IT IS THEREFORE ORDERED, That the instant case be, and the same is hereby, dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward E. Wheeler
Dan S. Jones
W. H. Allen
Commissioners.

Dated at Denver, Colorado,
this 31st day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
JOSEPH MAPELLI, DOING BUSINESS) CASE NO. 1543
AS NORTHERN DISTRIBUTING COMPANY.)

January 31, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

On December 27, 1934, the Commission issued its order requiring the above named respondent to show cause why his private permit No. A-748 should not be suspended or revoked for his failure to keep on file with the Commission the necessary insurance policy or a surety bond as required by law and the rules and regulations of the Commission.

At the hearing the evidence disclosed that on January 9, 1935, respondent filed the necessary and proper insurance.

After a careful consideration of the record, the Commission is of the opinion, and so finds, that the instant case should be dismissed, with a warning to respondent, however, that in future he must be more prompt in complying with the law and our rules and regulations.

O R D E R

IT IS THEREFORE ORDERED, That the instant case be, and the same is hereby, dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward J. Wallace

Dan S. Jones

W. H. Waller

Commissioners.

Dated at Denver, Colorado,
this 31st day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
ROY CURTIS.)

CASE NO. 1545

January 31, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado.
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

On December 27, 1934, the Commission entered its order requiring the above named respondent to show cause why his private permit No. A-758 should not be suspended or revoked for his failure to keep on file with the Commission the necessary insurance policy or a surety bond as required by law and the rules and regulations of the Commission.

At the hearing the evidence disclosed that respondent's insurance was cancelled September 19, 1934, and had not been replaced.

After a careful consideration of the record the Commission is of the opinion, and so finds, that respondent's permit should be revoked for his failure to file insurance.

O R D E R

IT IS THEREFORE ORDERED, That private carrier permit No. A-758, heretofore issued to Roy Curtis, be, and the same is hereby, revoked and cancelled.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Dated at Denver, Colorado,
this 31st day of January, 1935.

Edward V. O'Connell
Dan S. Jones
Wm. A. ...
Commissioners.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS)
OF DRESCHER BROTHERS.)

CASE NO. 1546

January 31, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

On December 27, 1934, the Commission entered its order requiring the above named respondents to show cause why their private permit No. A-760 should not be suspended or revoked for their failure to keep on file with the Commission the necessary insurance policy or a surety bond as required by law and the rules and regulations of the Commission.

At the hearing the evidence disclosed that respondents' insurance expired October 1, 1934, and had not been renewed.

After a careful consideration of the record, the Commission is of the opinion, and so finds, that respondents' permit should be revoked for failure to file insurance.

O R D E R

IT IS THEREFORE ORDERED, That private permit No. A-760, heretofore issued to Duscher Brothers, be, and the same is hereby, revoked and cancelled.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Eugene W. Jones

Dan L. Jones

W. A. Allen

Commissioners.

Dated at Denver, Colorado,
this 31st day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
LEE CARSON.)

CASE NO. 1547

January 31, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

On December 27, the Commission entered its order requiring the above named respondent to show cause why his private permit No. A-768 should not be suspended or revoked for his failure to keep on file with the Commission the necessary insurance policy or a surety bond as required by law and the rules and regulations of the Commission.

At the hearing the evidence disclosed that respondent's insurance was cancelled August 15, 1934, and has not been renewed.

After a careful consideration of the record, the Commission is of the opinion, and so finds, that respondent's permit should be revoked for his failure to file insurance.

O R D E R

IT IS THEREFORE ORDERED, That private permit No. A-768, heretofore issued to Lee Carson, be, and the same is hereby, revoked and cancelled.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward V. Whelan
Sam L. Jones
W. H. Allen
Commissioners.

Dated at Denver, Colorado,
this 31st day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
W. E. WOOLLEY.) CASE NO. 1548

January 31, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

On December 27, 1934, the Commission entered its order requiring the above named respondent to show cause why his private permit No. A-775 should not be suspended or revoked for his failure to keep on file with the Commission the necessary insurance policy or surety bond as required by law and the rules and regulations of the Commission.

At the hearing the evidence disclosed that respondent's insurance was cancelled August 18, 1934, and had not been replaced.

After a careful consideration of the record, the Commission is of the opinion, and so finds, that respondent's permit should be revoked for his failure to file insurance.

O R D E R

IT IS THEREFORE ORDERED, That private permit No. A-775, heretofore issued to W. E. Woolley, be, and the same is hereby, revoked and cancelled.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward V. Threlkeld

Dan L. Jones

W. E. Woolley

Commissioners.

Dated at Denver, Colorado,
this 31st day of January, 1935.

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BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
JOHN VAN OORT.)

CASE NO. 1550

January 31, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:



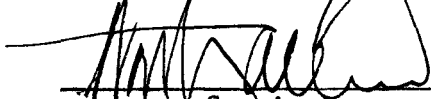
On December 28, 1934, the Commission entered its order requiring the above named respondent to show cause why his private permit No. A-789 should not be suspended or revoked for his failure to keep on file with the Commission the necessary insurance policy or a surety bond as required by law and our rules and regulations.

The evidence disclosed that respondent's insurance was properly filed, and that the case was instituted through an error. We are, therefore, of the opinion, and so find, that the instant case should be dismissed.

O R D E R

IT IS THEREFORE ORDERED, That the instant case be, and the same is hereby, dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 31st day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
ARCHIE ELLIS.)

CASE NO. 1529

January 31, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

An order was made requiring the respondent Archie Ellis to show cause why his private motor permit No. A-683 should not be suspended or revoked, for failure to carry with the Commission the necessary public liability and property damage insurance.

A hearing, of which the respondent was given due notice, was had. Although he himself did not appear, the evidence showed that the public liability and property damage insurance required by the rules and regulations of the Commission to be carried by him and kept on file with this Commission, had expired on October 1, 1934, and has not since been renewed.

The Commission is therefore of the opinion, and so finds, that said permit should be revoked and cancelled.

O R D E R

IT IS THEREFORE ORDERED that Private Motor Permit No. A-683, heretofore issued by the Commission to Archie Ellis, be and the same is hereby revoked and cancelled.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward J. Jones
Dan S. Jones
W. H. Allen
Commissioners

Dated at Denver, Colorado,
this 31st day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
LOUIS ROCHLER.)

CASE NO. 1551

January 31, 1935.

Appearances: A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

On December 28, 1934, the Commission entered its order requiring the above named respondent to show cause why his private permit No. A-795, should not be suspended or revoked for his failure to keep on file with the Commission the necessary and proper insurance required by law and our rules and regulations.

At the hearing, the evidence disclosed that respondent's insurance was cancelled September 19, 1934, and has not been renewed.

After a careful consideration of the record, the Commission is of the opinion, and so finds, that respondent's permit should be revoked for failure to file insurance.

O R D E R

IT IS THEREFORE ORDERED, That private permit No. A-795, heretofore issued to Louis Rochler, be, and the same is hereby, revoked and cancelled.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward J. Allen

Sam S. Jones

Wm. J. Allen

Commissioners.

Dated at Denver, Colorado,
this 31st day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
ERNEST L. MARSHALL.) CASE NO. 1552

January 31, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

On December 28, 1934, the Commission entered its order requiring the above named respondent to show cause why his private permit No. A-798 should not be suspended or revoked for his failure to keep on file with the Commission the necessary insurance policy or a surety bond as required by law and the rules and regulations of the Commission.

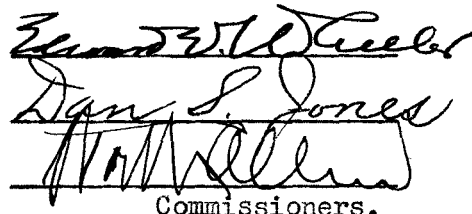
At the hearing, the evidence disclosed that respondent's insurance was cancelled November 13, 1934, and had not been renewed.

After a careful consideration of the record, the Commission is of the opinion, and so finds, that respondent's permit should be revoked for his failure to file insurance.

O R D E R

IT IS THEREFORE ORDERED, That private permit No. A-798, heretofore issued to Ernest L. Marshall, be, and the same is hereby, revoked and cancelled.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 31st day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
LEONARD GRAY.)

CASE NO. 1563.

January 31, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

An order was made requiring the respondent Leonard Gray to show cause why his private motor permit No. B-810 should not be suspended or revoked, for failure to carry with the Commission the necessary public liability and property damage insurance.

A hearing, of which the respondent was given due notice, was had. Although he himself did not appear, the evidence showed that the public liability and property damage insurance required by the rules and regulations of the Commission to be carried by him and kept on file with this Commission, was cancelled on November 30, 1934, and has not since been renewed.

The Commission is therefore of the opinion, and so finds, that said permit should be revoked and cancelled.

O R D E R

IT IS THEREFORE ORDERED that Private Motor Permit No. B-810, heretofore issued by the Commission to Leonard Gray, be and the same is hereby revoked and cancelled.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward W. Oliver
Dan S. Jones
Wm. A. Hall
Commissioners.

Dated at Denver, Colorado,
this 31st day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
W. H. SONESON.)

CASE NO. 1554

January 31, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

STATEMENT

By the Commission:

An order was made requiring the respondent W. H. Soneson to show cause why his private motor permit No. A-812 should not be suspended or revoked, for failure to carry with the Commission the necessary public liability and property damage insurance.




A hearing, of which the respondent was given due notice, was had. Although he himself did not appear, the evidence showed that the public liability and property damage insurance required by the rules and regulations of the Commission to be carried by him and kept on file with this Commission, was cancelled on September 19, 1934, and has not since been renewed.

The Commission is therefore of the opinion, and so finds, that said permit should be revoked and cancelled.

ORDER

IT IS THEREFORE ORDERED that Private Motor Permit No. A-812, heretofore issued by the Commission to W. H. Soneson, be and the same is hereby revoked and cancelled.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 31st day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
RAYMOND BADER.)

CASE NO. 1555

January 31, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

An order was made requiring the respondent Raymond Bader to show cause why his private motor permit No. A-814 should not be suspended or revoked, for failure to carry with the Commission the necessary public liability and property damage insurance.

A hearing, of which the respondent was given due notice, was had. Although he himself did not appear, the evidence showed that the public liability and property damage insurance required by the rules and regulations of the Commission to be carried by him and kept on file with this Commission, was cancelled on September 11, 1934, and has not since been renewed.

The Commission is therefore of the opinion, and so finds, that said permit should be revoked and cancelled.

O R D E R

IT IS THEREFORE ORDERED that Private Motor Permit No. A-814, heretofore issued by the Commission to Raymond Bader, be and the same is hereby revoked and cancelled.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward E. Otter
Sam S. Jones
[Signature]
Commissioners.

Dated at Denver, Colorado,
this 31st day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
C. B. AND WARREN HASKINS.) CASE NO. 1556.

January 31, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

An order was made requiring the respondents C. B. and Warren Haskins to show cause why their private motor permit No. A-816 should not be suspended or revoked, for failure to carry with the Commission the necessary public liability and property damage insurance.

A hearing, of which the respondents were given due notice, was had. Although they themselves did not appear, the evidence showed that the public liability and property damage insurance required by the rules and regulations of the Commission to be carried by them and kept on file with this Commission, was cancelled October 17, 1934, and has not since been renewed.

The Commission is therefore of the opinion, and so finds, that said permit should be revoked and cancelled.

O R D E R

IT IS THEREFORE ORDERED that Private Motor Permit No. A-816, heretofore issued by the Commission to C. B. and Warren Haskins, be and the same is hereby revoked and cancelled.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward J. O'Connell
Samuel L. Jones
Wm. A. Allen
Commissioners.

Dated at Denver, Colorado,
this 31st day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF) CASE NO. 1558
ALVIN L. MUSSER.)

January 31, 1935.

S T A T E M E N T

By the Commission:

An order was made requiring the respondent Alvin L. Musser to show cause why his private motor permit No. A-377 should not be suspended or revoked for failure to keep on file with the Commission the necessary public liability and property damage insurance. Thereafter the respondent filed the necessary insurance. We have concluded to dismiss the case, but with the emphatic warning to the respondent that hereafter we must expect prompt compliance with our rules and regulations.

O R D E R

IT IS THEREFORE ORDERED that the above entitled case be, and the same is hereby dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward V. Turner
Dan S. Jones
Commissioners.

Dated at Denver, Colorado,
this 31st day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
H. H. VOELGER, doing business)
as WESTERN MOTOR FREIGHT.)

CASE NO. 1559.

January 31, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

An order was made requiring the respondent H. H. Voelger, doing business as Western Motor Freight, to show cause why his private motor permit No. A-675 should not be suspended or revoked, for failure to carry with the Commission the necessary public liability and property damage insurance.

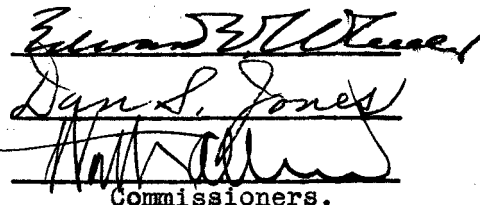
A hearing, of which the respondent was given due notice, was had. Although he himself did not appear, the evidence showed that the public liability and property damage insurance required by the rules and regulations of the Commission to be carried by him and kept on file with this Commission, was cancelled November 28, 1934, and has not since been renewed.

The Commission is therefore of the opinion, and so finds, that said permit should be revoked and cancelled.

O R D E R

IT IS THEREFORE ORDERED that Private Motor Permit No. A-675, heretofore issued by the Commission to H. H. Voelger, doing business as Western Motor Freight, be and the same is hereby revoked and cancelled.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 31st day of January, 1935.

(Decision No. 6255)

At a General Session of The Public Utilities Commission of the State of Colorado, held at its office at Denver, Colorado, January 30, 1935.

INVESTIGATION AND SUSPENSION DOCKET NO. 210

IT APPEARING, That on January 9, 1935, The Denver and Rio Grande Western Railroad Company, by its General Attorney, filed with the Commission a petition requesting authority to withdraw its station agent from Mosca, Colorado, and thereafter maintain said station as a non-agency station effective on and after February 9, 1935.

The petition alleges "that the business transacted at said station does not justify the expense of maintaining the station agent at said point; that the public convenience and necessity does not require and the safe, efficient and economical operation of petitioner's railroad does not justify the maintenance of a station agent at said Mosca."

IT APPEARING FURTHER, That on January 29, 1935, the Commission received a petition signed by R. J. Heide, Manager, Heide Motor Company, and fifty-three other alleged residents and taxpayers in the vicinity of Mosca, Colorado, protesting the withdrawal of the station agent of The Denver and Rio Grande Western Railroad at Mosca, Colorado, alleging that there is a need and necessity for the maintenance of said agent, and "that the closing of the station at Mosca will of necessity compel the farmers and business people of that vicinity to ship by truck and abandon all service with the railroad company on account of lack of service",

IT FURTHER APPEARING, That the Commission finds that the proposed withdrawal of the station agent at Mosca, Colorado, and the maintenance thereof of a non-agency station might injuriously affect the rights and interests of said protestants and others likewise concerned,


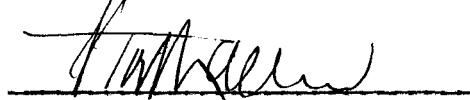
IT IS THEREFORE ORDERED, That the proposed effective date of the withdrawal of the station agent from Mosca, Colorado, be suspended for one hundred twenty days from February 9, 1935, or until June 9, 1935,

unless otherwise ordered by the Commission.

IT IS FURTHER ORDERED, That the proposed withdrawal of the station agent from Mosca, Colorado, and the maintenance of said station as a non-agency station be made a subject of investigation and determination by the Commission within said period of time or such further time as the same might be suspended.

IT IS FURTHER ORDERED, That a copy of this order be filed with the aforesaid petition for the withdrawal of the station agent at Mosca, Colorado, and the maintenance of said station as a non-agency station, and copies hereof be forthwith served on The Denver and Rio Grande Western Railroad Company, the petitioner, and Roy J. Heide, Manager, Heide Motor Company, Mosca, Colorado, as a representative of the protestants.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners.

Dated at Denver, Colorado, this
30th day of January, 1935.

CASE NO. 1561 ✓

Commissioners.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
CARL A. BORGMANN)

CASE NO. 1534.

January 31, 1935.

S T A T E M E N T

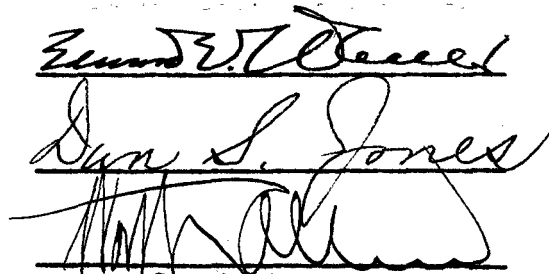
By the Commission:

An order was made requiring the respondent to show cause why his private motor permit No. A-704 should not be suspended or revoked for failure to keep on file with the Commission the necessary public liability and property damage insurance. Thereafter the respondent filed the necessary insurance. We have concluded to dismiss the case, but with the emphatic warning to the respondent that hereafter we must expect prompt compliance with our rules and regulations.

O R D E R

IT IS THEREFORE ORDERED that the above entitled case be and the same is hereby dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 31st day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
T. E. CALLISON.) CASE NO. 1532

January 31, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

An order was made requiring the respondent T. E. Callison to show cause why his private motor permit No. A-694 should not be suspended or revoked, for failure to carry with the Commission the necessary public liability and property damage insurance.

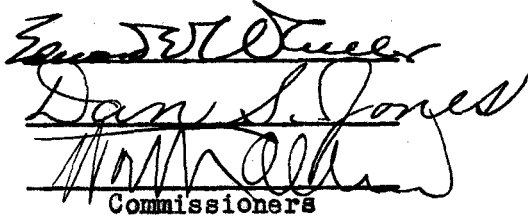
A hearing, of which the respondent was given due notice, was had. Although he himself did not appear, the evidence showed that the public liability and property damage insurance required by the rules and regulations of the Commission to be carried by him and kept on file with this Commission, had expired on October 1, 1934, and has not since been renewed.

The Commission is therefore of the opinion, and so finds, that said permit should be revoked and cancelled.

O R D E R

IT IS THEREFORE ORDERED that Private Motor Permit No. A-694, heretofore issued by the Commission to T. E. Callison, be and the same is hereby revoked and cancelled.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 31st day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
ERNEST J. GOTTULA.) CASE NO. 1438.

February 1, 1935.

S T A T E M E N T

By the Commission:

On January 11 of this year the Commission made an order revoking and cancelling the certificate or certificates of public convenience and necessity heretofore issued in Applications Nos. 663 and 1623, to Ernest J. Gottula, for failure to keep on file with the Commission the necessary public liability and property damage insurance. On January 29 the said respondent caused to be filed with us such insurance.

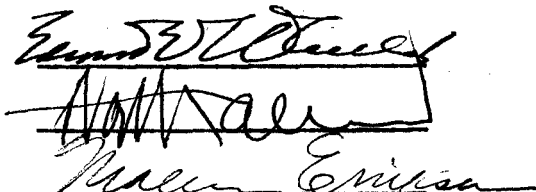
The Commission is of the opinion, and so finds, that the order of cancellation and revocation should be set aside. However, we wish emphatically to warn the respondent that hereafter our rules and regulations must be complied with, and that a failure to do so will result in an order of permanent revocation.

O R D E R

IT IS THEREFORE ORDERED that the order made herein by the Commission on January 11 be and the same is hereby vacated and set aside.

IT IS FURTHER ORDERED that this case be, and the same is hereby dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this first day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
R. H. BURKDOLL.) CASE NO. 1526

February 1, 1935.

S T A T E M E N T

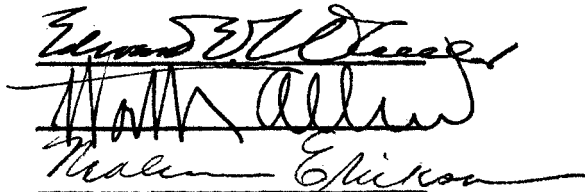
By the Commission:

An order was made requiring the respondent to show cause why his private motor permit No. A-658 should not be suspended or revoked for failure to keep on file with the Commission the necessary public liability and property damage insurance. Thereafter the respondent filed the necessary insurance on January 9. We have concluded to dismiss the case, but with the emphatic warning to the respondent that hereafter we must expect prompt compliance with our rules and regulations.

O R D E R

IT IS THEREFORE ORDERED that the above entitled case be and the same is hereby dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 1st day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
CLIFF BURNHAM.)

CASE NO. 1476.

February 1, 1935.

S T A T E M E N T

By the Commission:

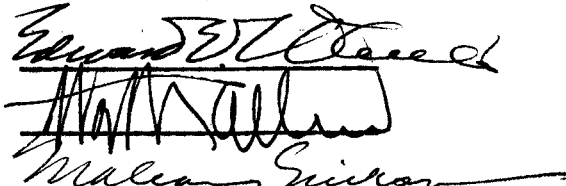
An order was made on January 15, revoking and cancelling common carrier interstate permit No. 700-I, heretofore issued to Cliff Burnham. Since said date Burnham has filed the necessary insurance with us. After careful consideration of the matter we concluded to set aside the order of revocation and dismiss said case, but with the emphatic warning that if the respondent desires to keep his permit in effect hereafter, he must comply with the rules and regulations of the Commission, including the one relating to insurance.

O R D E R

IT IS THEREFORE ORDERED that the order heretofore made on January 15 be and the same is hereby vacated.

IT IS FURTHER ORDERED that this case be and the same is hereby dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this first day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
N. W. JACOBSON)

CASE NO. 1536

February 1, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

An order was made requiring the respondent N. W. Jacobson to show cause why his private motor permit No. A-709 should not be suspended and revoked. He wrote us in response to the notice of the order and the date of the hearing thereon that he had thought that his permit had been revoked because of his failure to keep such insurance on file with us, the insurance having been cancelled on September 24, 1934. He requested us to suspend the permit "for a while."

The Commission has found it more satisfactory to revoke the permits, giving the respondents an opportunity, if they are in good standing otherwise, to secure a reinstatement of their permit within a reasonable time.

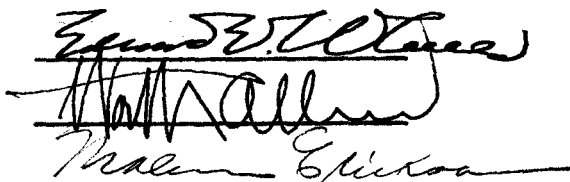
The Commission is therefore of the opinion and so finds, that the said permit should be revoked and cancelled. The Commission is further of the opinion and so finds, that if respondent files the necessary insurance with the Commission within six months from this date, and will also file within said time a letter requesting the reinstatement of his permit, the same will be reinstated without further requirement.

O R D E R

A709

IT IS THEREFORE ORDERED that the said permit, heretofore issued to N. W. Jacobson, be and the same is hereby revoked and cancelled, subject to the conditions above stated.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this first day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
M. L. PALMER, doing business as) CASE NO. 1487
PALMER REFRIGERATOR.)

February 1, 1935.

S T A T E M E N T

By the Commission:

An order was made herein on January 12, revoking and cancelling Private Motor Permit No. A-404, heretofore issued to M. L. Palmer, doing business as Palmer Refrigerator. Since said date Palmer has filed the necessary insurance with us. After careful consideration of the matter we concluded to set aside the order of revocation and dismiss said case, but with the emphatic warning that if the respondent desires to keep his permit in effect hereafter, he must comply with the rules and regulations of the Commission, including the one relating to insurance.

O R D E R

IT IS THEREFORE ORDERED that the order heretofore made on January 12 be and the same is hereby vacated.

IT IS FURTHER ORDERED that this case be and the same is hereby dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward J. O'Connell
W. H. Williams
Malcolm Erickson

Dated at Denver, Colorado,
this first day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
RALPH JOHNSON.) CASE NO. 1544.

February 1, 1935.

Appearances: A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.
Ralph Johnson, Agate, Colorado,
pro se.

S T A T E M E N T.

By the Commission:

On December 27, 1934, the Commission entered its order requiring the above named respondent to show cause why private permit No. A-754, heretofore issued to him, should not be suspended or revoked for his failure to keep on file with the Commission the necessary insurance policy or a surety bond as required by law and our rules and regulations.



At the hearing, the evidence disclosed that respondent's insurance was cancelled October 24, 1934, Respondent was present and requested that his permit be suspended for a period of six months and stated that he had not been doing any hauling for hire, and would not without filing the proper insurance.

After a careful consideration of said request, the Commission is of the opinion, and so finds, that said permit should be revoked, subject to reinstatement within a reasonable time.

O R D E R.

IT IS THEREFORE ORDERED, That private permit No. A-754, heretofore issued to Ralph Johnson, be, and the same is hereby, revoked; provided, however, that said permit will be reinstated within a period of six months from the date hereof, if respondent files the necessary insurance and otherwise fully complies with our rules and regulations, and makes written request for reinstatement.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners.

Dated at Denver, Colorado,
this 1st day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
A. E. LAIR, DOING BUSINESS AS) CASE NO. 1437
GREELEY BRIGGSDALE MOTOR WAY.)

February 1, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

An order was made herein on December 17, 1934, requiring the above named respondent to show cause why his certificate of public convenience and necessity issued in Applications Nos. 816 and 1462 should not be revoked for failure to keep on file with the Commission the necessary public liability and property damage insurance. At the request of Mr. Lair, the case was continued from January 8 to January 19, and again from January 19 to January 29.

At the hearing on the 29th, the evidence showed that his public liability and property damage insurance expired on August 14, 1934, and has not since been renewed.

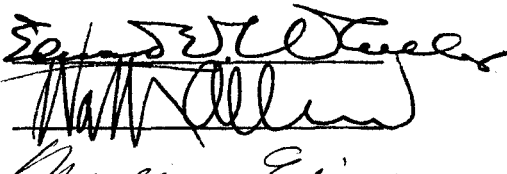
The Commission is therefore of the opinion, and so finds, that the said certificate of public convenience and necessity should be revoked and cancelled.

O R D E R

IT IS THEREFORE ORDERED, That the certificate of public convenience and necessity heretofore issued in Applications Nos. 816 and 1462, be, and the same is hereby, revoked and cancelled.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Dated at Denver, Colorado,
this 1st day of February, 1935.

175
116
112

Commissioners.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

RE MOTOR VEHICLE OPERATIONS OF)
IVAN SPATH.)

CASE NO. 1527 ✓

February 1, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

An order was made requiring the respondent, Ivan Spath, to show cause why his private motor permit No. A-662 should not be suspended or revoked for failure to carry with the Commission the necessary public liability and property damage insurance.

A hearing, of which the respondent was given due notice, was had. Although he himself did not appear, the evidence showed that the public liability and property damage insurance required by the rules and regulations of the Commission to be carried by him and kept on file with this Commission, was cancelled October 3, 1934, and has not since been renewed.

The Commission is therefore of the opinion, and so finds, that said permit should be revoked and cancelled.

O R D E R

IT IS THEREFORE ORDERED, That private motor permit No. A-662, heretofore issued by the Commission to Ivan Spath, be, and the same is hereby revoked and cancelled.

Dated at Denver, Colorado,
this 1st day of February, 1935.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

[Handwritten signatures]
Commissioners.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
E. L. SCHIFFERNS.)

CASE NO. 1538 ✓

February 2, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

An order was made requiring the respondent E. L. Schifferns to show cause why his private permit No. A-718 should not be suspended or revoked for failure to keep on file with the Commission the necessary public liability and property damage insurance.

A hearing, of which respondent was given due notice, was had. Although he himself did not appear, the evidence showed that the public liability and property damage insurance required by the rules and regulations of the Commission to be carried by him and kept on file with this Commission, had expired on October 1, 1934, and has not since been renewed.

The Commission is therefore of the opinion, and so finds, that said permit should be revoked and cancelled.

O R D E R

IT IS THEREFORE ORDERED, That private motor permit No. A-718, heretofore issued by the Commission to E. L. Schifferns, be, and the same is hereby, revoked and cancelled.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

E. J. O'Connell

W. H. Hall

Malcolm Sisson

Commissioners.

Dated at Denver, Colorado,
this 2nd day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
BRUCE M. GRAVES.)

CASE NO. 1557 ✓

February 2, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

An order was made requiring the respondent Bruce M. Graves to show cause why his private motor permit No. A-827 should not be suspended or revoked for failure to keep on file with the Commission the insurance required by law and the rules and regulations of the Commission.

A hearing was held, after due notice thereof was given to the respondent. The evidence showed that the respondent permitted his public liability and property damage insurance to expire on November 2, 1934.

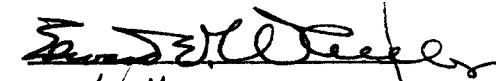

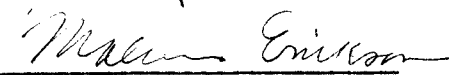
The Commission received a letter from the Colorado Trucking Association in behalf of Mr. Graves, requesting that the permit be suspended for a period of three months. The Commission is of the opinion that the permit should be revoked, with the privilege given to the respondent to secure the reinstatement of his permit without paying any further fee, upon filing with the Commission within three months from this date the necessary insurance and a letter requesting reinstatement of the permit.

O R D E R

IT IS THEREFORE ORDERED, That the said private permit No. A-827, heretofore issued to Bruce M. Graves, be, and the same is hereby, revoked and cancelled, subject to the condition above stated.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Dated at Denver, Colorado,
this 2nd day of February, 1935.




Commissioners.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO.

* * *

RE MOTOR VEHICLE OPERATIONS OF)
BLAIR MILLER)

PRIVATE PERMIT NO. A-569

February 5, 1935.

S T A T E M E N T

By the Commission:

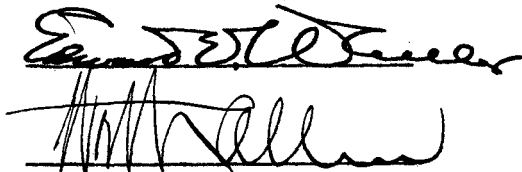
The Commission is in receipt of a letter from Blair Miller, holder of Private Motor Vehicle Permit No. A-569, saying that he is ceasing operations for the time being, and that his insurance will be cancelled.

We are therefore of the opinion, and so find, that his said permit should be revoked and cancelled, but with the privilege of having the same reinstated at any time within six months from this date, upon the filing of the necessary insurance and the filing with us of a letter informing us of his intention to resume operations; and provided further that he has in all other respects complied with the rules and regulations of the Commission and the laws relating to his operations.

O R D E R

IT IS THEREFORE ORDERED that the above entitled permit be and the same is hereby revoked, subject to conditions stated, supra.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 5th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE STAR INVESTMENT
COMPANY, A CORPORATION,

Complainant,

vs.

THE CITY AND COUNTY OF DENVER, AND ITS
BOARD OF WATER COMMISSIONERS,

Defendant.

INVESTIGATION AND SUSPENSION
DOCKET NO. 176

February 5, 1935.

S T A T E M E N T

By the Commission:

This matter was set down for hearing in the Hearing Room of the Commission in Denver, Colorado, on January 23, 1935. The day before the case was to be heard. A. H. Gutheil, Esq., Treasurer of the complainant, telephoned the Commission that he was unable because of illness to attend the hearing. Thereafter, there was presented a letter signed by a practicing physician to the effect that Mr. Gutheil would not be able to attend a hearing for a month. However, Frederick P. Cranston, Esq., one of the attorneys for the defendants, orally represented to the Commission that on the day before the date of the hearing Mr. Gutheil had appeared in the office of an attorney in Denver and engaged in more or less spirited dispute over another controversy. Mr. Cranston followed his statement up with a letter in which he reiterated what he had already said with respect to Mr. Gutheil's being able to attend to other business matters.

However, the Commission has concluded to continue the matter for further hearing on February 25, 1935, at 10 o'clock in its Hearing Room in Denver. The defendants objected to our continuing the stay, which is now effective because of an agreement had between the parties, said agreement being evidenced by the letter of June 16, 1932, written to the

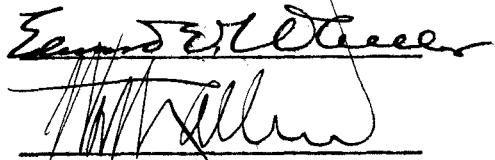
Commission by R. C. Hecox, Esq.

The Commission is of the opinion that the stay should continue until the case is heard and the Commission has had a reasonable time in which to make its decisions. However, the Commission is further of the opinion that if the case is not finally heard on February 25, the stay should not be effective after that date.

O R D E R

IT IS THEREFORE ORDERED, That the above entitled case be, and the same is hereby, continued for hearing in the Hearing Room of the Commission in Denver, Colorado, on February 25, 1935, at 10 A. M. o'clock.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 5th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
HARRY M. LIGGETT, doing business)
as LIGGETT MOTOR EXPRESS.)

CASE NO. 1531 ✓

February 6, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

An order was made requiring the respondent Harry M. Liggett, doing business as Liggett Motor Express, to show cause why his private motor permit No. A-689 should not be suspended or revoked, for failure to carry with the Commission the necessary public liability and property damage insurance.

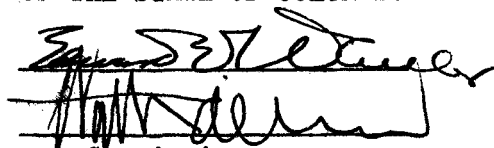
A hearing, of which the respondent was given due notice, was had. Although he himself did not appear, the evidence showed that the public liability and property damage insurance required by the rules and regulations of the Commission to be carried by him and kept on file with this Commission, was cancelled on October 29, 1934, and has not since been renewed.

The Commission is therefore of the opinion, and so finds, that the said permit No. A-689 should be revoked and cancelled. We further find that if the said respondent is in good standing so far as his operations, reports, etc. are concerned, he may at any time within six months from this date secure reinstatement of said permit by filing with us the necessary insurance and letter requesting the reinstatement of his permit.

O R D E R

IT IS THEREFORE ORDERED that Private Motor Permit No. A-689, heretofore issued by the Commission to Harry M. Liggett, doing business as Liggett Motor Express, be and the same is hereby revoked and cancelled.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 6th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
CARL SCHWAB.)

CASE NO. 1528 ✓

February 6, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

An order was made requiring the respondent Carl Schwab to show cause why his private motor permit No. A-674 should not be suspended or revoked for failure to carry with the Commission the necessary public liability and property damage insurance.

A hearing, of which the respondent was given due notice, was had. Although he himself did not appear, the evidence showed that the public liability and property damage insurance required by the rules and regulations of the Commission to be carried by him and kept on file with this Commission, was cancelled October 15, 1934, and has not since been renewed. The Commission has been advised by Mr. Schwab that he is attempting to secure the necessary insurance. We have concluded and do find that the said permit should be revoked for failure to keep the necessary insurance on file with us. We further find that the said permit should be reinstated without further requirement if the respondent will, within six months from this day, file the necessary insurance with us and a letter requesting the reinstatement of his said permit.

O R D E R

IT IS THEREFORE ORDERED, That the said private motor permit No. A-674, heretofore issued to Carl Schwab, be, and the same is hereby, revoked and cancelled, subject to the condition above stated.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward V. O'Connell
Mr. McEllen
Commissioners.

Dated at Denver, Colorado,
this 6th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
S. A. POTTER.)

PRIVATE PERMIT NO. A-643

February 6, 1935.

S T A T E M E N T

By the Commission:



S. A. Potter, the holder of private motor permit No. A-643, has filed with the Commission written statement that on account of the snow conditions he will not be able to operate until May of this year. He does not desire to carry any insurance in the meantime.

We are of the opinion, therefore, that his permit should be revoked. The same will be reinstated at any time prior to June 1, 1935, provided he has filed before that time the necessary insurance and a written statement requesting reinstatement of the permit; and provided further that his December, 1934, highway compensation taxes are paid on or before February 11, and provided also that at the time he asks for reinstatement of his policy he has complied with all rules and regulations, including those requiring the filing with the Commission of a written statement of the equipment used in his operations and a written list containing the names and addresses of all customers.

O R D E R

IT IS THEREFORE ORDERED, That the above entitled permit be and the same is hereby, revoked, subject to conditions hereinbefore stated.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners.

Dated at Denver, Colorado,
this 6th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO.

* * *

RE MOTOR VEHICLE OPERATIONS)
OF PAUL LAWRENCE.) CASE NO. 1562.—

February 6, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

An order was made requiring the respondent Paul Lawrence to show cause why his private motor permit No. A-741 should not be suspended or revoked, for failure to keep on file with the Commission the insurance required by law and the rules and regulations of the Commission.

A hearing was had in the hearing room of the Commission, after due notice thereof had been given to the respondent. The evidence showed that respondent's insurance was cancelled on November 27, 1934.

The respondent wrote us a letter dated January 16, stating that he is not in the business now, but that he would like to start up in the spring.

We are of the opinion, and so find, that the said permit should be revoked and cancelled.

No reports have been filed by the respondent since October.

We are further of the opinion that the respondent's said permit should be reinstated at any time within six months, providing he will within ten days from this date file with us the proper sworn highway compensation tax reports showing what, if any, trucking he has done up to and including the 31st day of January, 1935; and provided further that he files within six months the necessary public liability and property damage insurance, together with a letter requesting the reinstatement of his permit; and provided also that the said respondent is not otherwise in default so far as the rules and regulations of the Commission are concerned, including those requiring the filing with the Commission of a written list

showing the names and addresses of customers, and a written statement giving the full description of all vehicles used in the operation.

O R D E R

IT IS THEREFORE ORDERED that the above entitled permit be and the same is hereby revoked and cancelled, subject to the above named conditions.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 6th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
SOPHIA AUFDENKAMP.)

CASE NO. 1560.✓

February 6, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

An order was made requiring the respondent Sophia Aufdenkamp to show cause why her private motor permit No. A-698 should not be revoked or suspended, for failure to keep on file with the Commission the necessary public liability and property damage insurance.

A hearing was held, after due notice thereof was given to the respondent, who did not appear thereat. We have received a letter from Paul Aufdenkamp, supposedly representing the respondent, saying that he does not know how soon he will operate a truck in Colorado again. The evidence at the hearing was to the effect that the public liability and property damage insurance of the respondent had been cancelled on November 26, 1934, and that no insurance had been filed since.

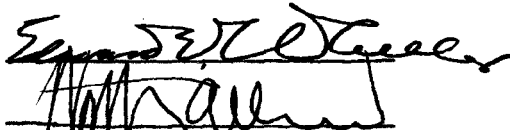
The Commission is of the opinion, and so finds, that said Permit No. A-698 should be revoked and cancelled.

If the respondent desires within six months to resume operations again under said permit, and will file within that time the necessary insurance and otherwise comply with our rules and regulations, including those relating to the written description of motor vehicles used, and the names and addresses of customers, and will write us a letter requesting reinstatement, such reinstatement of the permit will be made without further requirements.

O R D E R

IT IS THEREFORE ORDERED that said private motor permit No. A-698 be and the same is hereby cancelled, subject to the conditions above stated.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 6th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
E. B. KENT.) CASE NO. 1533. ✓

February 6, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

An order was made requiring the respondent E. B. Kent to show cause why his private motor permit No. A-700 should not be suspended or revoked, for failure to carry with the Commission the necessary public liability and property damage insurance.

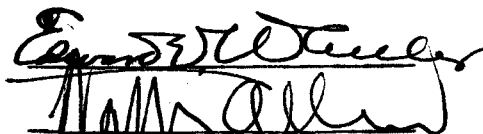
A hearing, of which the respondent was given due notice, was had. Although he himself did not appear, the evidence showed that the public liability and property damage insurance required by the rules and regulations of the Commission to be carried by him and kept on file with this Commission, was cancelled on September 12, 1934, and has not since been renewed.

The Commission is therefore of the opinion, and so finds, that said permit should be revoked and cancelled.

O R D E R

IT IS THEREFORE ORDERED that Private Motor Permit No. A-700, heretofore issued by the Commission to E. B. Kent, be and the same is hereby revoked and cancelled.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 6th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
ROBERT L. KENNEDY.)

CASE NO. 1539. ✓

February 6, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

An order was made requiring the respondent Robert L. Kennedy to show cause why his private motor permit No. A-720 should not be suspended or revoked, for failure to carry with the Commission the necessary public liability and property damage insurance.

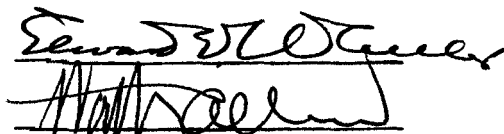
A hearing, of which the respondent was given due notice, was had. Although he himself did not appear, the evidence showed that the public liability and property damage insurance required by the rules and regulations of the Commission to be carried by him and kept on file with this Commission, was cancelled on August 6, 1934, and has not since been renewed.

The Commission is therefore of the opinion, and so finds, that said permit should be revoked and cancelled.

O R D E R

IT IS THEREFORE ORDERED that Private Motor Permit No. A-720, heretofore issued by the Commission to Robert L. Kennedy, be and the same is hereby revoked and cancelled.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 6th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO.

RE MOTOR VEHICLE OPERATIONS OF)
BUCKLEY BROTHERS.)

CASE NO. 1477.

February 6, 1935.

S T A T E M E N T

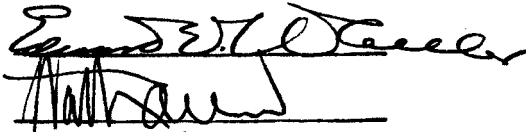
By the Commission:

An order was made by the Commission on its own motion for an investigation and hearing to determine whether the respondents had failed to file such public liability and property damage insurance as required by law and the rules and regulations of the Commission, and if they had so failed, whether their certificate of public convenience and necessity should be suspended or revoked. Since the order was mailed, the respondents have filed said insurance. We have concluded to dismiss the case, but with the emphatic warning to the respondents that hereafter we must expect prompt compliance with our rules and regulations.

O R D E R

IT IS THEREFORE ORDERED that the above entitled case be and the same is hereby dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 6th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO.

MAKE NO
COPY

INTERSTATE TRANSIT LINES, Complainant,)
vs.)
F. W. SMITH, doing business as OMAHA)
RAPID TRANSIT LINES.)
Respondent.)

CASE NO. 1549.

February 6, 1935.

Appearances: E. G. Knowles, Esq., Denver, Colorado,
Attorney for Interstate Transit Lines.

S T A T E M E N T

By the Commission:

On December 27, 1934, Interstate Transit Lines filed with the Commission a complaint alleging that F. W. Smith, doing business as Omaha Rapid Transit Lines, has not operated any service between Denver, Colorado, and the Colorado and Nebraska State line northeast of Julesburg, Colorado, since September 1, 1934; that insurance covering his operations has been cancelled; that said defendant has abandoned his operations and the certificate therefor. A copy of the said complaint, together with a copy of a notice of the place and date when the same would be heard was duly served upon the respondent.

He filed an answer in which he denied every allegation in the complaint.

The respondent did not appear at the hearing, but mailed the Commission a letter requesting a continuance thereof. The Commission heard the evidence of the complainant, but set the matter down for further hearing in the hearing room of the Commission on February 5, being ten days after the date of the hearing. When the case was called again on February 5 the respondent did not appear.

The evidence introduced at the hearing showed that the applicant, who at one time was operating a bus line for the transportation of passengers

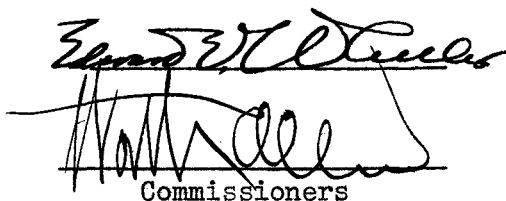
between Denver and the Colorado-Nebraska State line at a point northeast of Julesburg under authority issued in Application No. 1842, had not operated since September 1, 1933. The evidence further showed that his public liability and property damage insurance, required by law and the rules and regulations of the Commission to be carried by the defendant and kept on file with this Commission, had been cancelled as of September 1, 1934, and that no other such insurance has since been filed.

The Commission is, therefore, of the opinion and so finds, that the said permit heretofore issued by the Commission in Application No. 1842 under which said F. W. Smith, doing business as Omaha Rapid Transit Lines, was operating, should be revoked and cancelled.

O R D E R

IT IS THEREFORE ORDERED that the above entitled permit be and the same is hereby revoked and cancelled.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

Dated at Denver, Colorado,
this 6th day of February, 1935.

At a General Session of The Public Utilities Commission of The State of Colorado, held at its office at Denver, Colorado, February 7, 1935.

INVESTIGATION AND SUSPENSION DOCKET NO. 211

IT APPEARING, That on January 9, 1935, The Denver and Rio Grande Western Railroad Company, by its General Attorney, filed with the Commission a petition requesting authority to withdraw its station agent from Moffat, Colorado, and thereafter maintain said Moffat station as a non-agency station, effective on and after February 9, 1935.

The petition alleges "that the business transacted at said station does not justify the expense of maintaining the station agent at said point; that the public convenience and necessity does not require, and the safe, efficient and economical operation of petitioner's railroad does not justify the maintenance of a station agent at said Moffat".

IT APPEARING FURTHER, That on February 6, 1935, the Commission received a communication from Attorney Chas. H. Woodward of Alamosa, Colorado, enclosing three petitions, one signed by numerous alleged patrons of the station of Moffat and of The Denver and Rio Grande Western Railroad Company living in and around Moffat and Mirage, Colorado, one signed by said patrons residing at Saguache and the other signed by said patrons living in Crestone, protesting the proposed action of the said rail carrier.

The attorney for the protestants alleges that the proposed action of the said rail carrier would be disastrous to the livestock and other community interests of the east side of Saguache County, would compel the resort to more and more use of trucks, and that the closing of the station is not warranted.

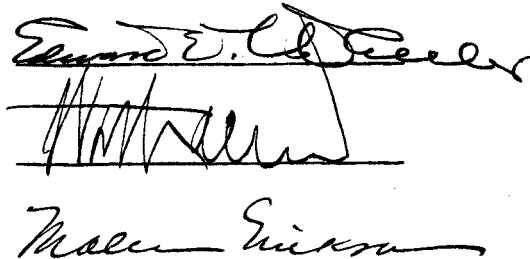
IT FURTHER APPEARING, That the Commission finds that the proposed withdrawal of the station agent at Moffat, Colorado, and the maintenance thereof of a non-agency station might injuriously affect the rights and interests of said protestants,

IT IS THEREFORE ORDERED, That the proposed effective date of the withdrawal of the station agent from Moffat, Colorado, be suspended one hundred and twenty days from February 9, 1935, or until June 9, 1935, unless otherwise ordered by the Commission.

IT IS FURTHER ORDERED, That the proposed withdrawal of the station agent from Moffat, Colorado, and the maintenance of said station as a non-agency station be made a subject of investigation and determination by the Commission within said period of time or such further time as the same might be lawfully suspended.

IT IS FURTHER ORDERED, That a copy of this order be filed with the aforesaid petition for the withdrawal of said station agent from Moffat, Colorado, and the maintenance of said station as a non-agency station, and copies hereof be forthwith served on The Denver and Rio Grande Western Railroad Company, the petitioner, and Chas. H. Woodward, Alamosa, Colorado, attorney for the protestants.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 7th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION)
OF EDWARD GLASER, DOING BUSINESS)
UNDER THE FIRM NAME AND STYLE OF)
THE GLASER SALES COMPANY, FOR A)
CLASS B MOTOR VEHICLE PRIVATE)
PERMIT, AUTHORIZING THE TRANSPORT-)
ATION OF GASOLINE IN INTERSTATE)
COMMERCE.)

APPLICATION NO. 2279-PP

February 7, 1935.

S T A T E M E N T

By the Commission:

The applicant has filed his application for a Class B private permit authorizing the transportation of gasoline by motor vehicle in interstate commerce, and has filed a list of customers which indicates that he expects to serve customers in Falcon, Colorado Springs, Canon City, Pueblo, Calhan, Simla, Denver, Salida, Buena Vista, Limon, Matheson, La Junta, Rocky Ford and Fowler, Colorado. It appears that the application is in proper form and all statutory conditions precedent have been complied with, including the filing of proper insurance.

The Commission has considerable doubt that the operations contemplated by the applicant are truly Class B, within the statutory definition, since it appears that most of the points to be served are along several substantially fixed routes, or between fixed termini. However, since this is a strictly interstate operation, the Commission has concluded to issue the permit applied for with the distinct understanding that an investigation may be instituted at any time for the purpose of determining whether the operations of the applicant are Class B or Class A; and should such investigation develop that the applicant is in fact a Class A operator, then such Class B permit shall be revoked, and he shall be required to pay the ton-mile tax required by law to be paid by Class A private carriers.

In view of all the circumstances, the Commission is of the opinion, and so finds, that a Class B private permit should be issued to

the applicant, subject to the conditions herein expressed.

O R D E R

IT IS THEREFORE ORDERED, That authority be, and the same is hereby, granted to the applicant herein to operate as a Class B private carrier by motor vehicle for the [transportation of gasoline over the public highways of the State of Colorado, in interstate commerce only,] subject to the following conditions:

(a) The filing by applicant of a list of his customers; securing identification card; filing necessary insurance; and otherwise complying with all rules and regulations of the Commission.


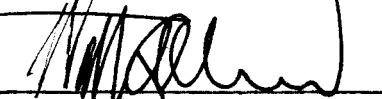
(b) Applicant will also be expected to comply with all laws, rules and requirements of the Trucking Code Authority of this state as may now or hereafter be promulgated.

(c) The applicant shall keep daily records, as required by the rules of the Commission, showing full information concerning all shipments of gasoline transported under authority of this permit.

IT IS FURTHER ORDERED, That the Secretary of the Commission shall issue a permit as herein specified, and that this order shall be attached to and made a part of the permit herein granted.

IT IS FURTHER ORDERED, That the permit herein granted is issued subject to investigation by the Commission at any time hereafter, for the purpose of determining the status of the applicant as a Class A or Class B private carrier by motor vehicle, as hereinabove provided, and jurisdiction is hereby retained for the purposes and objects herein specified.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners.

Dated at Denver, Colorado,
this 7th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * * *

RE MOTOR VEHICLE OPERATIONS OF)
P. M. RAGLAND.)

CASE NO. 1565

February 7, 1935.

Appearances: Mr. P. M. Ragland, Grover, Colorado,
pro se;
Mr. R. E. Conour, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

On January 10, 1935, the Commission entered an order requiring the above named respondent to show cause why the private permit heretofore issued to him should not be suspended or revoked for his failure to comply with certain of our rules and regulations, including the keeping on file of the necessary insurance.

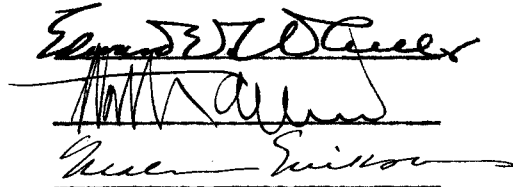
At the hearing, it was disclosed that respondent's insurance, which had been cancelled, was reinstated on January 5, and that respondent had otherwise complied with our rules relative to the filing of a list of his customers, securing identification cards and properly marking his truck.

After a careful consideration of all the record, the Commission is of the opinion, and so finds, that the instant case should be dismissed, with a warning to respondent, however, that in future he must be more prompt in complying with our rules and regulations or more drastic action will be taken against him.

O R D E R

IT IS THEREFORE ORDERED, That the instant case be, and the same is hereby, dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 7th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION)
OF W. T. DAVIDSON FOR AUTHORITY TO)
TRANSFER CERTIFICATE OF PUBLIC)
CONVENIENCE AND NECESSITY TO)
EARL KEITH.)
-----)

APPLICATION NO. 1931-A

February 7, 1935.

APPEARANCES: Mr. W. T. Davidson, Delhi, Colorado,
pro se;
Mr. Earl Keith, Thatcher, Colorado
pro se.

S T A T E M E N T

By the Commission:

Authority is sought in the instant application to transfer the certificate of public convenience and necessity heretofore issued to W. T. Davidson in Application No. 1931 to Earl Keith.

The evidence disclosed that the total consideration to be paid for said certificate, including one 1932 Chevrolet truck, is \$550.00.

It was further disclosed that no indebtedness exists against the present operation of the said transferor and that the transferee is a reliable party and apparently qualified to conduct the said operation.

After a careful consideration of all the record, the Commission is of the opinion, and so finds, that the authority sought should be granted.


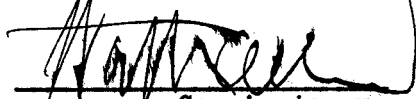
O R D E R

IT IS THEREFORE ORDERED, That authority be, and the same is hereby, granted to W. T. Davidson to transfer to Earl Keith the certificate of public convenience and necessity heretofore issued to him in Application No. 1931.

IT IS FURTHER ORDERED, That the authority herein granted shall not become effective until transferee shall have on file with the Commission the necessary insurance required by law and our rules and regulations.

IT IS FURTHER ORDERED, That the tariffs of rates, rules and regulations of the transferor herein shall become and remain those of the transferee herein until changed according to law and the rules and regulations of the Commission.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners.

Dated at Denver, Colorado,
this 7th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

IN THE MATTER OF THE APPLICATION OF)
GEORGE H. SULTZ FOR AUTHORITY TO CON-)
STRUCT AND MAINTAIN IN THE TOWN OF)
ELBERT, COLORADO, A PLANT FOR THE)
GENERATION OF ELECTRIC CURRENT.)

APPLICATION NO. 2140.

RE INCREASE IN ELECTRIC RATES OF)
GEORGE H. SULTZ, OWNER OF UTILITY)
OPERATING IN ELBERT, COLORADO.)

INVESTIGATION AND SUSPENSION
DOCKET NO. 206

February 6, 1935.

Appearances: J. Nelson Truitt, Esq., Kiowa, Colorado,
for George H. Sultz.

Benjamin C. Hilliard, Jr., Esq., Denver,
Colorado, for Town of Elbert.

Frank McDonough, Jr., Esq., Denver, Colorado,
for Mountain Utilities Corporation.

S T A T E M E N T

By the Commission:

On March 2, 1934, we made an order in Application Nos. 2140 and 2144, in which we (1) denied to George H. Sultz authority to construct and maintain in the Town of Elbert a plant for the generation of electric current, and (2) denied to Mountain Utilities Corporation authority to abandon and dismantle its transmission line from the Town of Kiowa to Elbert. In that order we required Mountain Utilities Corporation to "furnish current to George H. Sultz for distribution at Elbert at a rate not to exceed \$50.00 per month for line charge, and five cents per K. W. energy charge."

Thereafter a petition for rehearing was filed by Sultz. We granted the petition and held a second hearing in Application No. 2140. In our decision of May 29, in which we discussed the facts at some length, we adhered to our said order of March 2.

On July 23, 1934, Sultz filed a new tariff of rates increasing the charge from ten to twelve cents. We suspended the tariff. On September 17 following, Sultz filed an application alleging that the wholesale

charge of Mountain Utilities Corporation to Sultz of fifty dollars (\$50.00) per month, "line charge and five cents per k.w.h. is unjust and unreasonable" and asking "that the rate to be paid.....be reduced." We had a hearing on the said tariff which was suspended, and on this further application.

Sultz gave evidence of the results of his operation during the year ending November 1, 1934. His evidence as to the value of his system was largely a duplication of the evidence given in the other hearings. The evidence given by Mountain Utilities Corporation showed, inter alia, the cost of delivering energy at Elbert.

We have heretofore dealt at some length with the question of the value of Sultz' distribution system. The system was completely rebuilt by Dwight Chapin, predecessor of the Mountain Company, at a cost of some \$2200. As indicated in our decision of May 29, the old material in the system retained by Chapin in the rebuilt system was of little value.

The evidence for Sultz in the last hearing showed that the capital investment made by him since the system was returned to him is \$374.25. As we understand his evidence, which consisted very largely of oral testimony instead of written exhibits, he claims that the value of his system, as shown by a complete inventory taken before adding new capital investment and deducting three years depreciation, was \$4521.70. After deducting depreciation, as estimated by him, and adding the amount of said capital betterment, the value claimed by him is \$4212.11. These figures as to value submitted by Sultz do not harmonize with the testimony given by the Mountain Company as to the cost of rebuilding the distribution system in Elbert in which some of the old property originally owned by Sultz was incorporated.

Of course, Sultz made no allowance for the somewhat uncertain amount paid to him by Chapin when the latter purchased it. In our decision of December 29, we said the statement was made without contradiction at the last hearing preceding that date that the amount so paid was \$3,300.00, which did not include some accounts receivable, which apparently Chapin assigned to Sultz. At the last hearing Sultz's son

testified that the down payment to his father was \$2,500 and that some \$500 or \$600 more was thereafter paid.

Sultz's evidence further showed that his gross revenue for the year ending November 1, if all customers' bills had been paid in full, would have been \$2,531.75; that the total cost of energy purchased at wholesale from the Mountain Company was \$2,085.45, the difference between the two items being \$446.36. Sultz claimed an annual depreciation of \$231.00 and a six per cent return on his claimed value, which would be \$243.48.

We find that the value of the Sultz distribution system is not less than \$2,500. We find further that he is entitled to a return of as much as six per cent. We further find that the depreciation on the said distribution system is as much as \$75.00 per year, being three per cent of \$2,500.

There was considerable evidence devoted to the question of the efficiency of the transformers which Sultz has in operation in his said system. The contention was made by the protestants and the Mountain Company that a large percentage of the unusually large line loss of about one-third is due to the fact that the transformers are entirely too large. The evidence showed that in Kiowa it is only slightly in excess of eleven per cent. Our own engineer testified that he felt reasonably certain that one-fourth or one-fifth of the Elbert Line loss could be saved by making a reduction in the capacity of the transformers.

The taxes paid by Sultz on the system amount to some \$42.00 a year.

The following tabulation shows somewhat the results of Sultz's operation without any charge for operation and maintenance:

Total gross revenue	\$2,531.75	
Amount paid for energy		\$2,085.45
Depreciation, 3% on \$2,500		75.00
Return at 6% on \$2,500		150.00
Taxes		42.00
Difference		<u>179.30</u>
	<u>\$2,531.75</u>	<u>\$2,531.75</u>

The line loss in Elbert now amounts to some \$695.15. Assuming that one-fourth of this should be saved, the saving would amount to some \$173.79. If this amount is added to \$179.30, we would have an apparent surplus of \$353.08 over and above the cost of operation, taxes and the reasonable return on the value of \$2,500.00. We are assuming that there would be no expense in exchanging transformers and installing the new ones. It will be noted also that we have made no allowance for uncollectible bills, nor for maintenance of the system, nor for the cost of the conduct of the business. If \$50.00 per month were allowed for maintenance, management and supervision of the system and for the collection of accounts, etc., the apparent surplus would obviously be turned into a deficit.

The evidence showed that the total number of kilowatt hours purchased in the year from the Mountain Company was 27,790 and that **after** deducting one-third thereof for line losses, the number of kilowatt hours sold amounted to 18,527. The evidence does not show how much of this total number of k.w.h. sold is used for domestic purposes. Since the proposed increase of two cents per k.w.h. is confined to energy used for domestic purposes, it is impossible to determine accurately how much increased revenue it would amount to. If the increase applied to all power, the increased revenue would be only some \$365.14. Of course, a substantial amount of energy sold is for street lights and commercial power.

After careful consideration of the evidence, we are of the opinion, and so find, that the said Sultz is entitled to increase his charge for domestic energy from 10 to 12 cents, unless we are warranted in ordering a reduction of the wholesale rate which he is required to pay.

In a prior hearing our engineer testified that the value of the Kiowa-Elbert line is \$6,600. Evidence was submitted at the last hearing by the Mountain Company showing certain operating costs allocated to Elbert to be \$126.43 per month. To this was added charges for maintenance, depreciation, taxes and return on the capital in the said line only,

amounting to \$98.16, making total charges allocated to Elbert by the Mountain Company for a month of \$224.59. This includes nothing on account of depreciation or taxes on the generating plant at Elizabeth and the transmission line from Elizabeth to Kiowa, over which is transmitted not only energy sold in Kiowa but that delivered to Sultz in Elbert. Without agreeing with all of the charges made in arriving at the figure of \$224.59, we are of the opinion, and so find, that we are not warranted in reducing the charges now made by the Mountain Company to Sultz. In this connection we may point out that we have heretofore secured one reduction of \$25.00 a month, thus saving Sultz \$300.00 per year.

We are, therefore, of the opinion, and so find, that the suspension order heretofore made in Investigation and Suspension Docket No. 206 should be vacated and the said proceeding discontinued.

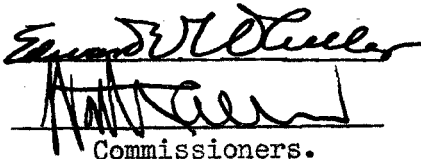
We are further of the opinion, and so find, that the application for an order requiring Mountain Utilities Corporation to reduce its wholesale electric charges to the said Sultz should be denied.

O R D E R

IT IS THEREFORE ORDERED, That the order of suspension heretofore made in Investigation and Suspension Docket No. 206 be, and the same is hereby, vacated and that the said proceeding be, and the same is hereby, terminated.

IT IS FURTHER ORDERED, That the application for an order reducing the wholesale charges of Mountain Utilities Corporation to George H. Sultz be, and the same is hereby, denied.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 6th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
VIRGIL W. TAYLOR.)

PRIVATE PERMIT NO. ⁴⁻⁵⁰⁴~~A-506~~

* * * * *

February 8, 1935.

S T A T E M E N T

By the Commission:

The above entitled holder of private permit No. A-504 has informed the Commission that he is not able at this time to carry such insurance as is required by law and the rules and regulations of the Commission. He has requested us to suspend his permit for a time.

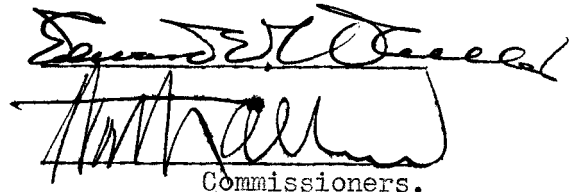
The Commission does not feel that it is warranted in suspending the permit. We are of the opinion, and so finds, that the same should be revoked. However, if the holder of said permit will file with the Commission within six months from this date the required insurance, and will also file a written request that his permit be reinstated, we will make an order providing for such reinstatement.

O R D E R

IT IS THEREFORE ORDERED, That the above entitled permit be, and the same is hereby revoked and cancelled, subject to the conditions stated, supra.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Dated at Denver, Colorado,
this 8th day of February, 1935.


Commissioners.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
RALPH H. WINCHELL.)

PRIVATE PERMIT NO. A-664

February 9, 1935.

S T A T E M E N T

By the Commission:


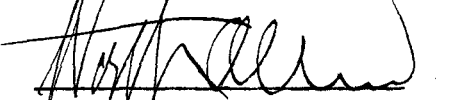

The Commission is in receipt of a written communication from Ralph H. Winchell, requesting that private permit No. A-664 heretofore issued to him be cancelled for the reason "I do not intend to haul anything more for hire".

After a careful consideration of said request, the Commission is of the opinion, and so finds, that same should be granted.

O R D E R

IT IS THEREFORE ORDERED, That private permit No. A-664, heretofore issued to Ralph H. Winchell, be, and the same is hereby, revoked and cancelled.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 9th day of February, 1935.

* * *

IN THE MATTER OF THE APPLICATION OF)
THE W. M. HOPKINS LUMBER AND MERCAN-)
TILE COMPANY FOR A PERMIT TO OPERATE)
AS A PRIVATE CARRIER BY MOTOR VEHICLE)
FOR THE TRANSPORTATION OF FREIGHT)
BETWEEN EASTLAKE, COLORADO, AND DENVER,)
COLORADO, VIA WELBY ROAD.)

APPLICATION NO. 2262-PP

February 11, 1935.

Appearances: Mr. V. G. Garnett, Denver, Colorado,
for The Motor Truck Common Carriers Ass'n;
Mr. A. J. Fregeau, Denver, Colorado,
for Weicker Transportation Company.

S T A T E M E N T

By the Commission:

Applicant seeks a Class A private permit authorizing the transportation of wheat only by motor vehicle from Eastlake, Colorado, to Denver, Colorado, via the "Welby" Road.

Applicant did not appear in person at the hearing, but the evidence disclosed that said company had paid the necessary fee and had also filed the required insurance. The only customer that applicant expects to serve is The Colorado Milling and Elevator Company.

All objection to the granting of said permit was withdrawn with the understanding that it would be issued authorizing the transportation of wheat only.

After careful consideration of the record, the Commission is of the opinion, and so finds, that applicant should be granted a Class A private permit, authorizing the transportation of wheat only from Eastlake, Colorado, to Denver, Colorado, via the "Welby" road.

O R D E R

IT IS THEREFORE ORDERED, That applicant, The W. M. Hopkins Lumber and Mercantile Company, be, and it is hereby, authorized to operate as a


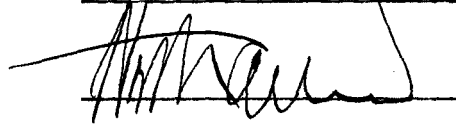

Class A private carrier in the transportation of wheat only from Eastlake, Colorado, to Denver, Colorado, via the "Welby" Road, subject to the following conditions:

(a) The filing by applicant of a list of its customers, securing identification cards, filing the necessary insurance and otherwise complying with all the rules and regulations of the Commission.

(b) Applicant will also be expected to comply with all the laws, rules, regulations and requirements of the Code Authority of this State as they may now or hereafter be promulgated.

IT IS FURTHER ORDERED, That this order shall be attached to and made a part of the permit herein granted to applicant.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 11th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * * *

RE MOTOR VEHICLE OPERATIONS OF)
JOHN PARO)

CASE NO. 1568

February 13, 1935.

Appearances: Mr. V. G. Garnett, Denver, Colorado, for Colorado
Rapid Transit Company.
Mr. A. J. Fregeau, Denver, for Weiker Transportation
Company.
Mr. E. C. Mason, Boulder, Colorado, for Overland
Motor Express.

S T A T E M E N T

By the Commission:

An order was made by the Commission for an investigation and hearing on its own motion to determine if the respondent John Paro had failed and refused to comply with the rules and regulations of the Commission and the law relating to holders of private motor permits, by failing to file with the Commission a written statement of the names and addresses of its customers; by failing to file with the Commission a statement of the description of the motor vehicles operated by him, and by failing to file his highway compensation tax report for the month of December, 1934, and to pay the highway compensation taxes for the months of July to November, both inclusive, 1934.

Due notice of the hearing and of the time and place of the hearing was given to the respondent, who did not appear in person or by an attorney.

The evidence showed that the respondent has not filed a written statement of the names and addresses of his customers, as required by Rule 15 of the rules relating to private motor carriers operating under the jurisdiction of the Commission; that he had failed to file with the Commission a

description of the motor vehicles operated by him, as required by Rule 18 of said rules; and that he had failed to file his highway compensation tax report for the month of December, 1934, although the same is required by law to be filed with the Commission on or before January 10, 1935; and that he had failed to pay a portion of the highway compensation taxes due from him on account of his motor vehicle operations for the month of July, and all of the said taxes due for the months of August, September, October, and November, 1934.


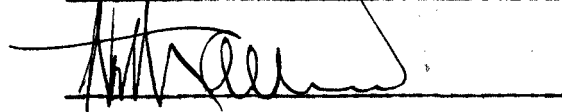

The evidence further showed that we were compelled to institute a case against the respondent, the number thereof being 1379; for failure to pay highway compensation taxes due on account of his operations, and that after a hearing therein his permit was revoked on May 14, 1934, and thereafter the permit was reinstated in order to give the respondent another opportunity.

We are of the opinion and so find, that private motor vehicle Permit No. A-386, theretofore issued to John Paro, should be revoked and cancelled.

O R D E R

IT IS THEREFORE ORDERED that private motor vehicle permit No. A-386, heretofore issued to John Paro, be and the same is hereby cancelled.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 13th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF
FRANK ESTES & SON,

Respondent.

CASE NO. 1429.

February 13, 1935.

Appearances: Richard E. Conour, Esq., Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

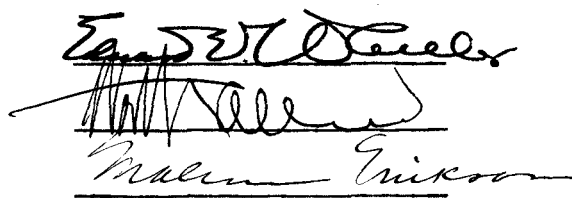
By the Commission:

On December 1, 1934, the Commission entered its order requiring respondent to show cause why permit No. A-329, heretofore issued to him, should not be suspended or revoked for his failure to comply with certain rules and regulations of the commission relative to proper markings upon his trucks, and to file with the Commission a list of his customers. The evidence disclosed that respondent had filed his list of customers on January 28, 1935, and had complied with the other rules referred to in said order on December 11, 1934. After careful consideration of the record, the Commission is of the opinion, and so finds, that the instant case should be dismissed, with a warning to respondent, however, that any future violations of our rules and regulations will be dealt with in a more drastic manner.

O R D E R

IT IS THEREFORE ORDERED that the instant case be, and the same is hereby dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 13th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

RE MOTOR VEHICLE OPERATIONS)
OF WALTER DAVIDSON.)

CASE NO. 1472.

February 13, 1935.

S T A T E M E N T

By the Commission:

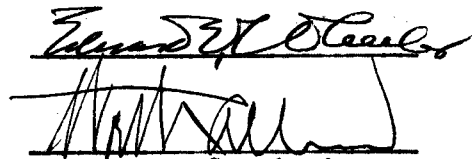
An order was made by the Commission providing for a hearing to determine whether or not Walter Davidson had failed or refused to file such insurance as is required by the law and the rules and regulations of this Commission, and if so, whether his certificate should be suspended or revoked. Since the order was made the certificate has been transferred and the proper insurance has been filed.

We have concluded to dismiss the case.

O R D E R

IT IS THEREFORE ORDERED that the above entitled case be, and the same is hereby dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO.


Commissioners.

Dated at Denver, Colorado,
this 13th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF
CARL H. BEMENT,

Respondent.

CASE NO. 1424

February 13, 1935.

S T A T E M E N T

By the Commission:

On December 1, 1934, the Commission entered its order requiring respondent to show cause why Permit No. B-642 heretofore issued to him should not be cancelled or revoked, for his failure to comply with certain rules and regulations of the Commission relative to the proper markings to be carried upon his truck, and the filing with the Commission of a list of his customers which he proposed to serve under said private permit.

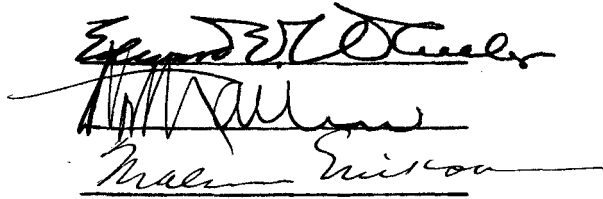
The matter was set for hearing at Grand Junction, Colorado, on December 11, 1934, and at said time it was continued for further hearing before the Commission in Denver. Since the original hearing in Grand Junction the Commission is in receipt of a letter from Marion F. Jones, attorney for respondent, requesting that his permit be suspended for a period of six months, and stating that respondent is not operating for hire at the present time. The Commission advised Mr. Jones that in its opinion a Class B private permit could not be suspended, but indicated the Commission would be willing to revoke said permit, with the right to have the same reinstated at any time within a year from its date of issue, for the balance of said unexpired term only. We are now in receipt of a communication from said attorney, requesting that this procedure be followed in the instant case.

O R D E R

IT IS THEREFORE ORDERED that private permit No. B-642, heretofore issued to the respondent, Carl H. Bement, be, and the same is

hereby revoked, provided however, that upon a full compliance with all our laws, rules and regulations, the respondent may reinstate said permit within one year from the date of its issue, for the balance of said unexpired term only.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 13th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

RE MOTOR VEHICLE OPERATIONS)
OF J. F. BAXTER.) PRIVATE MOTOR PERMIT NO. A-665.

February 13, 1935

S T A T E M E N T

By the Commission:

We are in receipt of a letter from J. F. Baxter, holder of Private Motor Permit No. A-665, stating that he is not able to operate under the permit for a while. He desires, however, to be able to resume operations at some time within a year. The Commission is of the opinion, and so finds, that Private Motor Permit No. A-665 should be revoked and cancelled, with the understanding that the said J. F. Baxter may at any time within one year from this date secure the reinstatement of the same by merely filing with the Commission the necessary insurance, otherwise complying with our rules and regulations, and by filing with us within that time a written statement of his intentions to resume operations.

O R D E R

IT IS THEREFORE ORDERED that the above numbered private motor permit be and the same is hereby revoked and cancelled, subject to the conditions stated.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward J. Treely
W. A. Hall
Malcolm Erickson
Commissioners

Dated at Denver, Colorado,
this 13th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
JACK RUTHERFORD AND F. E. HOWARD.)

CASE NO. 1447.

February 13, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

An order was made providing for an investigation and hearing to determine if the respondents, Jack Rutherford and F. E. Howard, have failed and refused to file such insurance as is required by law and the rules and regulations of this Commission. The matter was set down for hearing, of which the respondents were given due notice. They failed to appear in person or by an attorney.

The evidence taken at the hearing showed that the insurance which the respondents are required by law and the rules and regulations of the Commission to carry had been cancelled on February 6, 1933, and that no other insurance had since been filed. The matter was postponed until this time, with the hope that the insurance would be filed. None has yet been filed.

The Commission is of the opinion, and so finds, that the certificate of public convenience and necessity heretofore issued in Application No. 1350 should be revoked and cancelled.

O R D E R

IT IS THEREFORE ORDERED That the above numbered certificate be, and the same is hereby, cancelled.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward J. O'Connell

W. H. Hall

Maun E. Erickson
Commissioners.

Dated at Denver, Colorado,
this 13th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO.

* * *

IN THE MATTER OF THE APPLICATION OF)
O. L. AULT FOR A PERMIT TO OPERATE)
AS A PRIVATE CARRIER BY MOTOR VEHICLE)
FOR THE TRANSPORTATION OF FREIGHT)
BETWEEN PIKE VIEW MINE AND COLORADO)
SPRINGS, COLORADO, AND INTERMEDIATE)
POINTS.)

APPLICATION NO. 2238-PP

February 13, 1935.

Appearances: Foard Brothers, Colorado Springs, Colorado,
attorneys for applicant;
T. A. White, Esq., Denver, Colorado,
attorney for The Denver and Rio Grande
Western Railroad Company;
J. A. Carruthers, Esq., Colorado Springs,
Colorado, attorney for The Midland Terminal
Railway Company.

S T A T E M E N T

By the Commission:

This is an application by O. L. Ault for a motor vehicle Class A private permit authorizing the transportation of coal, gravel, sand and rock between Pike View Mine and Colorado Springs, and intermediate points, and occasional trips to Fountain, Black Forest and Chapeta Park. The application was duly heard.

After careful consideration of the evidence the Commission is of the opinion, and so finds, that the permit should issue as prayed.



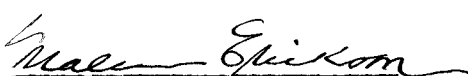
O R D E R

IT IS THEREFORE ORDERED, That the applicant, O. L. Ault, be, and he is hereby, authorized to operate as a Class A motor vehicle private carrier in the transportation of coal, gravel, sand and rock between Pike View Mine and Colorado Springs, Colorado, and intermediate points, and occasional trips to Fountain, Black Forest and Chapeta Park.

IT IS FURTHER ORDERED, That this authority to operate as such private carrier is issued upon the condition that the applicant shall

comply with all laws and rules and regulations of this Commission which may at any time relate to and affect his said operation, and that he will comply with all lawful requirements of Code and other authorities.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 13th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION)
OF FRANK WOJTACHA, SR., FOR A PERMIT)
TO OPERATE AS A PRIVATE CARRIER BY)
MOTOR VEHICLE FOR THE TRANSPORTATION)
OF COAL FROM CORLEY NO. 3 MINE TO)
COLORADO SPRINGS, COLORADO.)

APPLICATION NO. 2241-PP

February 13, 1935.

Appearances: Foard Brothers, Colorado Springs, Colorado,
attorneys for applicant;
T. A. White, Esq., Denver, Colorado,
attorney for The Denver and Rio Grande
Western Railroad Company;
J. A. Carruthers, Esq., Colorado Springs,
Colorado, attorney for The Midland Terminal
Railway Company.

S T A T E M E N T

By the Commission:

This is an application by Frank Wojtacha, Sr., for a motor vehicle Class A private permit authorizing the transportation of coal from Corley No. 3 Mine to Colorado Springs, Colorado, and surrounding territory. The application was duly heard.

After careful consideration of the evidence the Commission is of the opinion, and so finds, that the permit should issue as prayed.

O R D E R

IT IS THEREFORE ORDERED, That the applicant, Frank Wojtacha, Sr., be, and he is hereby, authorized to operate as a Class A motor vehicle private carrier in the transportation of coal from Corley No. 3 Mine to Colorado Springs, Colorado, and surrounding territory.

IT IS FURTHER ORDERED, That this authority to operate as such private carrier is issued upon the condition that the applicant shall comply

with all laws and rules and regulations of this Commission which may at any time relate to and affect his said operation, and that he will comply with all lawful requirements of Code and other authorities.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward J. Decker

W. H. Allen

William E. Givson

Commissioners.

Dated at Denver, Colorado,
this 13th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * * *

IN THE MATTER OF THE APPLICATION OF)
R. B. ADAMS FOR A PERMIT TO OPERATE)
AS A PRIVATE CARRIER BY MOTOR VEHICLE)
FOR THE TRANSPORTATION OF COAL FROM)
MINE TO THE CITY OF COLORADO SPRINGS,)
COLORADO, ALSO LOCAL HAULING IN AND)
AROUND COLORADO SPRINGS.)

APPLICATION NO. 2244-PP

February 13, 1935.

Appearances: Foard Brothers, Colorado Springs, Colorado,
attorneys for applicant;
T. A. White, Esq., Denver, Colorado,
attorney for The Denver and Rio Grande
Western Railroad Company;
J. A. Carruthers, Esq., Colorado Springs,
Colorado, attorney for The Midland Terminal
Railway Company.

S T A T E M E N T

By the Commission:

This is an application by R. B. Adams for a motor vehicle Class A private permit authorizing the transportation of coal from the Pike View Mine situated north of Colorado Springs, to points within said city and within the fringe territory outside thereof. The application was duly heard.

After careful consideration of the evidence the Commission is of the opinion, and so finds, that the permit should issue as prayed.

O R D E R

IT IS THEREFORE ORDERED, That the applicant, R. B. Adams, be, and he is hereby, authorized to operate as a Class A motor vehicle private carrier in the transportation of coal from the Pike View Mine, situated north of Colorado Springs, Colorado, to points within said city and within the fringe territory outside thereof.

IT IS FURTHER ORDERED, That this authority to operate as such private carrier is issued upon the condition that the applicant shall comply

with all laws and rules and regulations of this Commission which may at any time relate to and affect his said operation, and that he will comply with all lawful requirements of Code and other authorities.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward W. Deery

Arthur Allen

Malcolm E. Quinn

Commissioners.

Dated at Denver, Colorado,
this 13th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

IN THE MATTER OF THE APPLICATION OF)
J. J. DESCH FOR A PERMIT TO OPERATE)
AS A PRIVATE CARRIER BY MOTOR VEHICLE)
FOR THE TRANSPORTATION OF COAL FROM)
PIKE VIEW MINE TO COLORADO SPRINGS,)
COLORADO.)
-----)

APPLICATION NO. 2246-PP

February 13, 1935.

Appearances: Foard Brothers, Colorado Springs, Colorado,
attorneys for applicant;
E. A. White, Esq., Denver, Colorado,
attorney for The Denver and Rio Grande
Western Railroad Company;
J. A. Carruthers, Esq., Colorado Springs,
Colorado, attorney for The Midland Terminal
Railway Company

S T A T E M E N T

By the Commission:

This is an application by J. J. Desch for a motor vehicle Class A private permit authorizing the transportation of coal from the Pike View Mine, situated north of Colorado Springs, Colorado, to points within said city and within the fringe territory outside thereof. The application was duly heard.

After careful consideration of the evidence the Commission is of the opinion, and so finds, that the permit should issue as prayed.

O R D E R

IT IS THEREFORE ORDERED, That the applicant, J. J. Desch, be, and he is hereby, authorized to operate as a Class A motor vehicle private carrier in the transportation of coal from the Pike View Mine, situated north of Colorado Springs, Colorado, to points within said city and within the fringe territory outside thereof.

IT IS FURTHER ORDERED, That this authority to operate as such private carrier is issued upon the condition that the applicant shall comply

with all laws and rules and regulations of this Commission which may at any time relate to and affect his said operation, and that he will comply with all lawful requirements of Code and other authorities.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edmund J. O'Keefe
Arthur H. Allen
Malcolm Erickson
Commissioners.

Dated at Denver, Colorado,
this 13th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
E. A. BAILEY FOR A PERMIT TO OPERATE)
AS A PRIVATE CARRIER BY MOTOR VEHICLE)
FOR THE TRANSPORTATION OF COAL FROM)
PIKE VIEW MINE TO COLORADO SPRINGS,)
COLORADO)
-----)

APPLICATION NO. 2247-PP

February 13, 1935.

Appearances: Foard Brothers, Colorado Springs, Colorado,
attorneys for applicant;
T. A. White, Esq., Denver, Colorado,
attorney for The Denver and Rio Grande
Western Railroad Company;
J. A. Carruthers, Esq., Colorado Springs,
Colorado, attorney for The Midland Terminal
Railway Company.

S T A T E M E N T

By the Commission:

This is an application by E. A. Bailey for a motor vehicle Class A private permit authorizing the transportation of coal from the Pike View Mine, situated north of Colorado Springs to points within said city and within the fringe territory outside thereof. The application was duly heard.

After careful consideration of the evidence the Commission is of the opinion, and so finds, that the permit should issue as prayed.



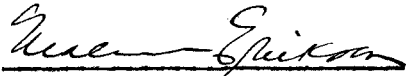
O R D E R

IT IS THEREFORE ORDERED, That the applicant, E. A. Bailey, be, and he is hereby, authorized to operate as a Class A motor vehicle private carrier in the transportation of coal from the Pike View Mine, situated north of Colorado Springs, Colorado, to points within said city and within the fringe territory outside thereof.

IT IS FURTHER ORDERED, That this authority to operate as such private carrier is issued upon the condition that the applicant shall comply

with all laws and rules and regulations of this Commission which may at any time relate to and affect his said operation, and that he will comply with all lawful requirements of Code and other authorities.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 13th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
JAMES F. BURK.)

CASE NO. 1489

February 13, 1935

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

On December 26, 1934, the Commission entered its order requiring the above named respondent to show cause why his Class B private permit No. B-416 should not be revoked for his failure to keep on file with the Commission the necessary insurance policy or a surety bond as required by law and the rules and regulations of the Commission.

At the hearing the evidence disclosed that respondent's public liability and property damage insurance had been cancelled on March 24, 1934, and since that date has not been renewed. However, on January 16, 1935, since the date of said hearing, respondent's permit expired, and we are therefore of the opinion, and so find, that the instant case should be dismissed.

IT IS THEREFORE ORDERED, That the instant case be, and the same is hereby, dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward E. O'Connell

Arthur W. Nelson

Walter S. Wilson
Commissioners.

Dated at Denver, Colorado,
this 13th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
UTAH-CALIFORNIA MOTOR LINES OF)
COLORADO, INC.)

PRIVATE PERMIT NO. A-650

February 14, 1935.

S T A T E M E N T

By the Commission:

The Commission is in receipt of a written communication from the above named Utah-California Motor Lines of Colorado, Inc., requesting that private permit No. A-650, heretofore issued to them, be cancelled.

After a careful consideration of said request, the Commission is of the opinion, and so finds, that same should be granted.

O R D E R

IT IS THEREFORE ORDERED, That private permit No. A-650, heretofore issued by the Commission to Utah-California Motor Lines of Colorado, Inc., be, and the same is hereby, cancelled and revoked.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward H. Oliver

Wm. A. Allen

Malcolm Erickson

Commissioners.

Dated at Denver, Colorado,
this 14th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

IN THE MATTER OF THE APPLICATION OF)
J. W. WILSON FOR A PERMIT TO OPERATE)
AS A PRIVATE CARRIER BY MOTOR VEHICLE)
FOR THE TRANSPORTATION OF FREIGHT)
BETWEEN MINING DISTRICTS ADJACENT TO)
BOULDER AND COLORADO SPRINGS, AND)
INTERMEDIATE POINTS, AND BETWEEN BOULDER)
AND FORT COLLINS AND INTERMEDIATE POINTS.)
-----)

APPLICATION NO. 2224-PP

February 14, 1935.

Appearances: J. W. Wilson, 932 Arapahoe St., Boulder, Colorado,
pro se;
V. G. Garnett, Denver, Colorado,
for Colorado Rapid Transit Company;
A. J. Fregeau, Denver, Colorado,
for Motor Truck Common Carriers Ass'n;
T. A. White, Denver, Colorado,
for The Denver and Rio Grande Western R.R.Co.
J. A. Carruthers, Colorado Springs, Colorado,
for the Midland Terminal Railway Co.

S T A T E M E N T

By the Commission:

Applicant seeks authority to operate under a Class A permit for the transportation of freight "between the mining districts adjacent to Boulder, and Colorado Springs, and intermediate points, via Colo. 119, Colo. 7, U.S. 285 and U.S. 85, and between Boulder and Fort Collins and intermediate points, via Colo. 7 and U.S. 285."

At the hearing, applicant testified that he would be willing to limit his operations to a 25-mile radius of Boulder, and would also be willing to eliminate any route between Boulder and Fort Collins. He is willing to confine his operations to the transportation of ore from the mines within said 25-mile radius of Boulder to the railroad in Boulder and the transportation of coal within said radius to the city of Boulder, and the transportation of mining supplies only from Boulder to the mines within said 25-mile radius.

Applicant has transported freight for hire prior to June 15, 1934, but testified that he had no knowledge of the rule we had adopted relative to the denying of permits to those who had operated illegally prior to that date. He has paid all road taxes assessed against him and has the necessary insurance on file. In some instances, the Commission has granted permits to those who had been operating prior to June 15 where it was clearly shown that said operation was not in willful violation of the law.

After a careful consideration of the record, the Commission is of the opinion, and so finds, that as limited by the testimony, the application should be granted.

O R D E R

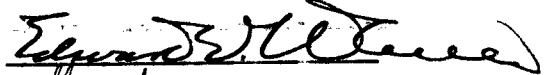
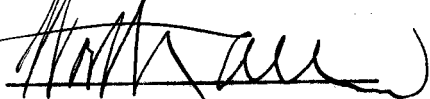
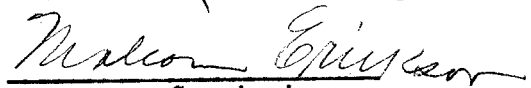
IT IS THEREFORE ORDERED, That authority be, and the same is hereby, granted to J. W. Wilson to operate as a Class A private carrier in the transportation of ore and coal from a radius of 25 miles of Boulder to Boulder, and in the transportation of mining supplies only from Boulder to mines within said 25-mile radius, subject to the following conditions:

(a) The filing by applicant of a list of his customers, securing identification cards, filing the necessary insurance and otherwise complying with all the rules and regulations of the Commission.

(b) Applicant will also be expected to comply with all the laws, rules, regulations and requirements of the Code Authority of this state as they may now or hereafter be promulgated.

IT IS FURTHER ORDERED, That this order shall be attached to and made a part of the permit herein granted to applicant.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 14th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * * *

IN THE MATTER OF THE APPLICATION)
OF A. J. BORCK FOR A MOTOR VEHICLE)
CLASS A PRIVATE PERMIT.)
-----)

APPLICATION NO. 2240-PP

February 15, 1935.

Appearances: Robert H. LaGrange, Colorado Springs, Colorado,
for applicant;
J. A. Carruthers, Colorado Springs, Colorado,
for Midland Terminal Railway Company;
T. A. White, Denver, Colorado,
for The Denver and Rio Grande Western Rail-
road Company;
A. J. Fregeau, Denver, Colorado,
for the Weicker Transportation Company;
J. F. Rowan, Denver, Colorado,
for Motor Truck Common Carriers Association;
J. D. Blunt, Canon City, Colorado,
for Southwestern Transportation Company.

S T A T E M E N T

By the Commission:

This is an application by A. J. Borck for a private motor vehicle permit authorizing the transportation of freight as a Class A carrier between Denver and Grand Junction, between Leadville and Denver, between Texas Creek and Westcliffe, between Pueblo, Colorado, and the Colorado-New Mexico state line where U. S. Highway No. 85 crosses the same, between Pueblo and the Colorado-Kansas state line where U. S. Highway No. 50 crosses the same, and between Walsenburg and Monte Vista.

The applicant has not asked for authority to serve intermediate points between the various termini mentioned above. At the hearing, the application was withdrawn as to various routes, none of which are material to this decision.

The application is upon forms supplied by the Commission, but does not conform to the requirements of Rule 3 of our Rules and Regulations, effective October 1, 1934, in that no map of the routes sought has been attached as required by subdivision (c) of said rule; no statement of the names and addresses of all customers or persons with whom applicant has agreements for transportation

has been attached to the application as required by subdivision (f) of said rule; and no financial statement as required by subdivision (g) has been attached to the application. In addition, the equipment to be used has not been described. However, we do not base our action on these failures to comply with our Rules and Regulations.

The application was heard at Colorado Springs, at which hearing various interested parties appeared and resisted the application. The evidence first disclosed that the applicant intended to operate as a common carrier, as he proposed to transport for hire produce for all wholesale and jobbing produce dealers, which may account for his failure to attach a list of his customers to the application. When this point was called to his attention, he agreed to limit his operations to a definite number of dealers in Pueblo, Colorado Springs and Denver. While we have some doubt whether applicant's operations will be so conducted as to constitute him a carrier for hire as distinguished from a peddler engaged merely in buying and selling, yet if he operates as he clearly testified he will, he would be a carrier.

The proposed operations of applicant will conflict chiefly with four railroads, and with the Weicker Transportation Company, operating between Denver, Colorado Springs, Pueblo and Trinidad under a certificate of public convenience and necessity, authorizing it to operate a motor vehicle transportation line between the points mentioned. The record discloses that there are thirty-nine private carriers operating along the same route served by the Weicker Transportation Company, all of whom obtained their permits prior to the time when the Commission adopted the rule of refusing private permits where it was deemed contrary to the public welfare and interest to issue the same. It was shown also at the hearing on this application that the tonnage carried by The Weicker Transportation Company declined sixty per cent during the last year, due solely to the encroachments of private carriers whose rates have not been regulated by the Commission. The condition applicable to The Weicker Transportation Company also applies to all other common carriers operating in Colorado. The net result of this condition is that a large number of private carriers, operating many trucks, are taking the cream of the business, leaving the common carrier the class of freight which is less profitable to handle on account of its quantity, nature, etc., and thereby

seriously impairing the ability of the common carrier to serve the public.

These common carriers are all public utilities, and as such, have dedicated and devoted their property to public use. The public has an interest in the continued service of common carrier transportation agencies, and likewise, the common carriers have a legal duty and obligation to render efficient and adequate service to the public at reasonable rates until given authority to quit. Every private carrier who operates on the highways has taken all or part of his freight from some common carrier, and as each new private carrier commences operation, it simply means that a certain amount of traffic is diverted from a common carrier. The private carrier has not dedicated his property to public use and can quit at any time without first obtaining authority from anyone. These continued encroachments by private carriers have driven the rates below the point where our common carriers can long continue to serve, and we are fast approaching a situation which, if not remedied, will ultimately result in much higher rates to the public without a guaranty of dependable service. No public utility can be compelled to serve at a loss, and the Commission's duty to the carriers and to the public is to remedy the situation if possible.

Such a condition as we face would aggravate the already chaotic condition in the motor transportation industry, and would most certainly be inimical to the public interest and welfare. The Commission's duty to regulate public utilities for the public weal is more than a mere delegation of regulatory power, but carries with it a mandate to protect and foster the public utility in order that it may render better, cheaper and more efficient service to the public.

At one time, the Commission was of the opinion that the issuance of private permits was mandatory, but recently has taken the position that the law does not require it to issue any and all private carrier permits regardless of the effect said issuance may have upon the public welfare and interest. The statute is directory rather than mandatory in its terms, and was enacted for regulatory purposes. The evidence discloses, in our opinion, that the granting of further permits in the territory involved in the instant application would have a harmful result so far as the general public welfare is concerned. It is quite apparent that no new business can be developed in the territory sought to be served, and

and that the freight carried by applicant must be taken away from competing ~~com-~~^{mon} carriers with further resulting impairment of their already impaired ability to serve the public in the manner imposed upon them by law. If the applicant desires to transport his own produce, then he does not need a permit, and should obtain the necessary licenses required by the municipalities mentioned, or take steps to attack the validity of the ordinances, which we here do not question.

What we have said here does not apply to the proposed operations in interstate commerce, since it is now well established that permits to interstate motor carriers must be issued as a matter of right.

Therefore, we believe the question of issuing private permits to be within the discretion of the Commission when such discretion is reasonably exercised, and are of the opinion, and so find, that the issuance of a permit to the applicant authorizing him to operate in intrastate commerce would be contrary to the public interest and welfare, and that the application, insofar as the same relates to intrastate commerce, should be denied.

The Commission is further of the opinion, and so finds, that the constitution and laws of the United States require us to permit the applicant to conduct his business as a Class A private carrier by motor vehicle in interstate commerce, only. The record indicates that applicant might operate as a common carrier. If he desires to so operate, he should secure a permit to operate as an interstate common carrier. But if he desires to operate under a private carrier's permit, he will be expected to comply with the laws and rules and regulations of the Commission, applicable to private carriers.

ORDER

IT IS THEREFORE ORDERED, That the application of A. J. Borck, insofar as the same relates to private carrier operations in intrastate commerce, be, and the same is hereby denied.

IT IS FURTHER ORDERED, That the application of A. J. Borck, insofar as it relates to interstate operations as a private carrier over the routes hereinbefore named, be, and the same is hereby, granted.

IT IS FURTHER ORDERED, That this authority to operate as such private carrier is issued upon the condition that the applicant shall comply with all

laws and rules and regulations of this Commission which may at any time relate to and affect his said operation, and that he will comply with all lawful requirements of Code and other public authorities.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edmund J. O'Sullivan
W. H. Allen
Malcolm Erikson
Commissioners.

Dated at Denver, Colorado,
this 15th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
CLARENCE WRIGHT.)

CASE NO. 1500

February 16, 1935.

APPEARANCES: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

An order was made by the Commission providing for an investigation and hearing on the Commission's own motion to determine whether the above named respondent, Clarence Wright, has failed or refused to file an insurance policy or surety bond, as required by law and the rules and regulations of the Commission, and if he had so failed, whether his permit should be revoked or suspended. The evidence showed that the respondent is the holder of private motor permit No. A-551; that the law authorizes the Commission to require, and it has required, the filing with it of certain insurance or surety bonds by all such carriers. The evidence showed further that such insurance had been filed by the said Wright, but that the same had been duly cancelled on October 19, 1934, and that no insurance has been filed with the Commission since.

We are of the opinion, and so find, that the said private motor permit No. A-551 should be revoked and cancelled.

O R D E R

IT IS THEREFORE ORDERED That private motor permit No. A-551,
issued to Clarence Wright, be, and the same is hereby, cancelled.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward J. O'Connell
W. M. Allen
William Erickson
Commissioners.

Dated at Denver, Colorado,
this 16th day of February, 1935.

a-710 BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

IN THE MATTER OF THE APPLICATION OF)
JAMES QUALTERI.)

2710 APPLICATION NO. 2270-PP

February 16, 1935.

S T A T E M E N T

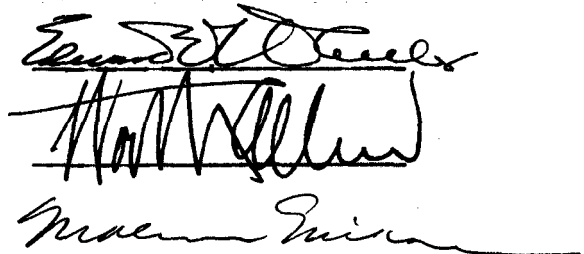
By the Commission:

The above named applicant has written the Commission since he filed his application herein, stating: "I hereby withdraw my application." We are therefore of the opinion, and so find, that the above entitled application should be dismissed.

O R D E R

IT IS THEREFORE ORDERED That the above numbered application be, and the same is hereby, dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 16th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

A-554-E

IN THE MATTER OF THE APPLICATION OF)
FRANK W. MILLER.)

APPLICATION NO. 2258-PP.

February 16, 1935.

Appearances: Frank W. Miller, 1809 Blake Street,
Denver, Colorado, pro se.

J. F. Rowan and A. J. Frigeau, Denver, Colorado,
for Motor Truck Common Carriers Association.

S T A T E M E N T

By the Commission:

Frank W. Miller filed his application for an extension of an A permit, No. A-554, already held by him, so as to authorize the transportation of freight between Denver and Boyero and Arapahoe and points intermediate to the last two named points.

The application was duly heard in the hearing room of the Commission.

At the hearing it appeared not only that the applicant had not furnished us with a list of his customers, but that he had no intention of doing so at any time in the near future. It further appeared that he has no intention of confining himself to any restricted and rather definite number of customers, as he testified that he would not know from one day to another who his customers would be.

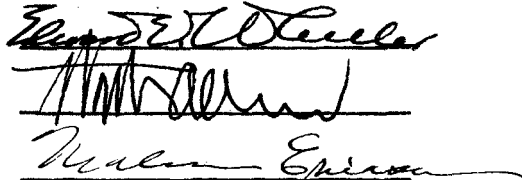
From the testimony of the applicant it appears obvious to the Commission, and it so finds, that the applicant proposes to use said private permit applied for in order to conduct a common carrier operation. We respectfully suggest that if the applicant desires to operate as a common carrier between the points named, he file an application for a certificate of public convenience and necessity.

We are therefore of the opinion, and so find, that the application should be denied.

O R D E R

IT IS THEREFORE ORDERED that the above entitled application be, and the same is hereby, denied.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 16th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
G. H. DAVIES.)

PERMIT NO. A-636.

February 16, 1935

S T A T E M E N T

By the Commission:

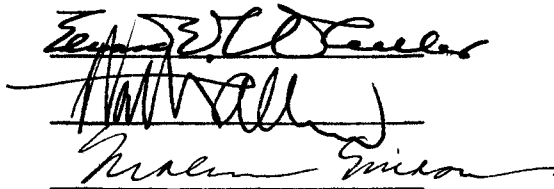
The Commission is in receipt of a written communication from the above named permit holder, G. H. Davies, requesting that his permit No. A-636 be cancelled, due to the fact that he did not intend to use it in the future.

After careful consideration of said request, the Commission is of the opinion, and so finds, that same should be granted.

O R D E R

IT IS THEREFORE ORDERED, That private carrier permit No. A-636, heretofore issued to G. H. Davies, be, and the same is hereby, cancelled and revoked.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 16th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
ETHEL A. SORENSON, DOING BUSINESS)
AS SORENSON TRUCK LINE.)

CASE NO. 1457

February 19, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

On December 19, 1934, the Commission entered its order requiring the above named respondent to show cause why the certificate of public convenience and necessity, heretofore issued to her in Application No. 1580, should not be suspended or revoked for her failure to keep on file with the Commission the necessary insurance policy or a surety bond as required by law and the rules and regulations of the Commission.

At the hearing, the evidence disclosed that respondent's insurance was cancelled August 20, 1934. However, since the date of said hearing, our records disclose that the necessary insurance has been filed, and the Commission is of the opinion, and so finds, that the instant case should be dismissed.

O R D E R

IT IS THEREFORE ORDERED, That the instant case be, and the same is hereby, dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward J. O'Brien
W. H. Hall

Dated at Denver, Colorado,
this 19th day of February, 1935.

Malcolm Erickson
Commissioners.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
MRS. FLORENCE HART.) CASE NO. 1508

February 19, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

On December 27, 1934, the Commission entered its order requiring the above named respondent to show cause why her private permit No. A-585 should not be suspended or revoked for her failure to keep on file with the Commission the necessary insurance policy or a surety bond as required by law and the rules and regulations of the Commission.

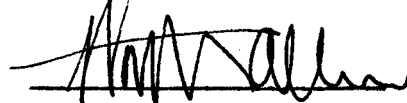
At the hearing, the evidence disclosed that respondent's insurance was cancelled October 31, 1934. However, our records disclose that since the date of said hearing respondent has filed the necessary and proper insurance, and the Commission is therefore of the opinion, and so finds, that the instant case should be dismissed.


O R D E R

IT IS THEREFORE ORDERED, That the instant case be, and the same is hereby, dismissed, with a warning to respondent that in future she must be more prompt in complying with our rules and regulations.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO






Commissioners.

Dated at Denver, Colorado,
this 19th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
D. A. DERBY.) CASE NO. 1491

February 19, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission;
Mr. D. A. Derby, Kit Carson, Colorado,
pro se.

S T A T E M E N T

By the Commission:

On December 26, 1934, the Commission entered its order requiring the above named respondent to show cause why his private permit No. A-468 should not be suspended or revoked for his failure to keep on file with the Commission the necessary insurance policy or a surety bond as required by law and the rules and regulations of the Commission.

At the hearing, the evidence disclosed that respondent's^{insurance} had been cancelled. However, our records disclose that since the date of said hearing, proper insurance has been filed by respondent.

After careful consideration of the record, the Commission is of the opinion, and so finds, that the instant case should be dismissed, with a warning to respondent, however, that in future he must be more prompt in complying with the law and our rules and regulations.

O R D E R

IT IS THEREFORE ORDERED, That the instant case be, and the same is hereby, dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward J. O'Connell
William G. Gieson
Commissioners.

Dated at Denver, Colorado,
this 19th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
HENRY C. PETERSON.)

CASE NO. 1465

February 20, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

On December 19, 1934, the Commission entered its order requiring the above named respondent to show cause why his private permit No. A-458 should not be suspended or revoked for his failure to keep on file with the Commission the proper and necessary insurance required by law and our rules and regulations.

At the hearing, the evidence disclosed that respondent had failed to furnish the proper endorsement to be attached to his insurance policy. However, since the date of said hearing, said endorsement has been received by the Commission and respondent's insurance is now in proper form.

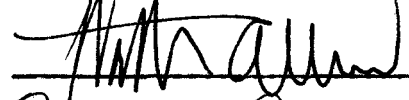
After a careful consideration of the record, the Commission is of the opinion, and so finds, that the instant case should be dismissed.

O R D E R

IT IS THEREFORE ORDERED, That the instant case be, and the same is hereby, dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO







Commissioners.

Dated at Denver, Colorado,
this 20th day of February, 1935.

203
A
BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

IN THE MATTER OF THE APPLICATION OF)
C. B. RADER AND LYLE DIX, doing business)
as MOUNTAIN STATES TRANSPORTATION COMPANY.)

APPLICATION NO. 2215-PP. 102

February 18, 1935.

Appearances: Mr. Lyle Dix, 200 West Ellsworth, Denver, Colorado,
pro se.

Mr. A. J. Frigeau, Denver, Colorado, for the Motor
Truck Common Carriers Association.

Mr. T. A. White, Denver, Colorado, for the D. & R.
G. W. R. R. Company.

Mr. V. G. Garnett, Denver, Colorado, for the
Colorado Rapid Transit Company.

S T A T E M E N T

By the Commission:

C. B. Rader and Lyle Dix, co-partners, doing business as Mountain States Transportation Company, filed an application for a motor vehicle permit authorizing the transportation of freight by them as private carriers in both intrastate and interstate commerce over U. S. Highway No. 85, extending from the Colorado-Wyoming state line to the Colorado-New Mexico state line. A hearing was had.

Thereafter the applicants notified us that they are willing to waive their application, insofar as it relates to intrastate commerce.

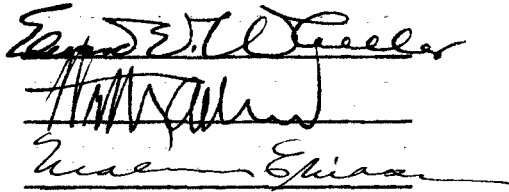
The Commission is of the opinion, and so finds, that the Constitution of the United States and the laws of the State of Colorado require the issuance to the applicants of the interstate permit prayed for.

O R D E R

IT IS THEREFORE ORDERED that a private motor carrier permit be issued to C. B. Rader and Lyle Dix, co-partners, doing business as Mountain States Transportation Company, for the transportation of freight as private carriers in interstate commerce only, over U. S. Highway No. 85, extending north and south across the state of Colorado.

IT IS FURTHER ORDERED that operations shall be conducted in accordance with and subject to all laws and rules and regulations now or hereafter in force and effect, applicable to their business as such carriers.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 18th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

MAKE NO
COPY

RE MOTOR VEHICLE OPERATIONS OF) CASE NO. 956.
J. F. TOLBERT)

February 20, 1935.

S T A T E M E N T

By the Commission:

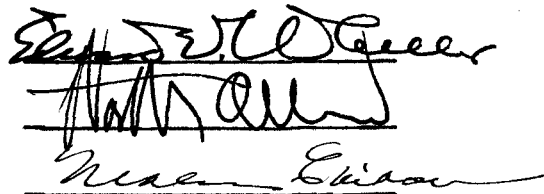
The Commission heretofore made an order revoking private motor permit No. A-295, issued to J. F. Tolbert, on account of his failure to file monthly reports and the necessary insurance. Since then the said Tolbert has brought his said reports up to date and filed the insurance. The Commission has concluded to vacate the order revoking and cancelling the certificate, but with the distinct understanding that if Tolbert desires to continue to operate, he must hereafter promptly comply with the rules and regulations of the Commission, as well as the statute relating to his operation.

O R D E R

IT IS THEREFORE ORDERED that the order heretofore made herein revoking and cancelling Private Motor Permit No. A-295, issued to J. F. Tolbert, be and the same is hereby vacated and set aside.

IT IS FURTHER ORDERED that this case be, and the same is hereby, dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 20th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
MIKE GISI.) CASE NO. 1521.

February 20, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T.

By the Commission:

On December 27, 1934, the Commission entered an order requiring the above named respondent to show cause why his private permit No. A-638 should not be suspended or revoked for his failure to keep on file with the Commission the necessary insurance policy or a surety bond as required by law and our rules and regulations.

However, since the entry of said order, it appears that respondent has made arrangements to secure the necessary and proper insurance, and the Commission is of the opinion, and so finds, that the instant case should be dismissed, with a warning to respondent, however, that in future he must be more prompt in complying with the law and our rules and regulations.

O R D E R.

IT IS THEREFORE ORDERED, That the instant case be, and the same is hereby, dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

E. J. Weaver

W. M. Allen

Wm. E. Quinn
Commissioners.

Dated at Denver, Colorado,
this 20th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
W. C. MOORE AND A. N. BOBBITT,) CASE NO. 1567.
DOING BUSINESS AS MOORE AND)
BOBBITT.)

February 20, 1935.

Appearances: Floyd F. Miles, Esq., Denver, Colorado,
Attorney for respondents;
Richard E. Cenour, Esq., Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T.

By the Commission:

On July 7, 1934, the respondents, W. C. Moore and A. N. Bobbitt, co-partners, doing business under the firm name and style of Moore and Bobbitt, filed their application for, and were granted, a private permit, which was issued on said day as private permit A-774. Thereafter, on September 8, 1934, respondents advised the Commission that they had leased their motor vehicle equipment to one R. B. (Dick) Wilson, who was represented to be hauling his own gasoline, and requested cancellation of said private permit A-774. Later, this request was amended to a request for suspension for six months, which was granted on September 19, 1934.

On January 15, 1935, the Commission, on its own motion, by order directed that a complaint, investigation and hearing be entered into to determine whether or not respondents in fact had executed a valid and binding lease of their equipment, sufficient to exempt them from compliance with the provisions of Chapter 120, Session Laws of 1931, and if not, to determine the amount of highway compensation tax due and payable to the Commission for the period commencing September 1, 1934, to and including the date of the hearing herein, and that respondents show cause within ten days from the date thereof why the Commission should not enter an order making the suspension of said permit permanent and why they should not cease and desist from operating as a private carrier by motor vehicle for compensation or hire.

By answer filed herein January 28, 1935, pursuant to Commission's order, respondents averred that subsequent to September 1, 1934, they have not been and are not now engaged in the transportation of goods for hire or otherwise; that they, prior to said date, in good faith, leased their truck equipment to one R. B. (Dick) Wilson, who is engaged solely in hauling his own gasoline, and who thereby was and is vested with full and exclusive control and supervision thereof, to the exclusion of said respondents, a copy of said lease, dated August 31, 1934, being attached to said answer as Exhibit "A."

The evidence offered at the hearing substantiated statements of respondents in the answer, and the Commission is of the opinion and so finds that said complaint should be dismissed.

O R D E R.

IT IS THEREFORE ORDERED that said complaint be, and the same is hereby, dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edmund D. O'Connell
Arthur C. Lee
Walter E. Eason
Commissioners.

Dated at Denver, Colorado,
this 20th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

IN THE MATTER OF THE APPLICATION OF)
NEIL HERRON AND FRANK W. MILLER.)

NO. 1085-AAAA

February 20, 1935.

Appearances: Mr. Frank Miller, 1809 Blake Street,
Denver, Colorado, pro se.
Mr. Neil Herron, Deertrail, Colorado, pro se.
Mr. D. Edgar Wilson, Colorado National Bank
Building, Denver, Colorado, for the
Chicago Rock Island & Pacific Railroad
Company.

S T A T E M E N T

By the Commission:

This is an application by Neil Herron and Frank W. Miller for authority to the former to transfer to the latter the certificate of public convenience and necessity heretofore issued by the Commission in Application No. 1085.

The evidence showed that Herron owes no debts arising out of his operation, and that his highway compensation taxes have been paid to date, with the exception possibly of taxes due for the months of January and February of this year. The evidence further showed that the said Miller is a responsible operator, holding certificates of public convenience and necessity for the transportation of freight as a common carrier to points both beyond and on this side of the territory authorized to be served under the certificate now held by Herron.

Some question was raised as to Herron permitting Miller and another to operate under his certificate for some time before the application for authority to transfer. This was of course improper. However, it was done with an apparent lack of knowledge of the impropriety thereof.

After careful consideration of the evidence, we are of the opinion, and so find, that the authority to make the transfer should be

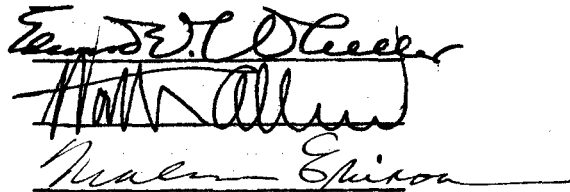
granted as prayed, upon the condition hereinafter imposed.

O R D E R

IT IS THEREFORE ORDERED that authority be, and the same is hereby granted, upon the condition hereinafter imposed, to Neil Herron to transfer to Frank W. Miller the certificate of public convenience and necessity heretofore issued by the Commission in Application No. 1085.

IT IS FURTHER ORDERED that Frank W. Miller either pay the highway compensation taxes due to date on account of the operations under said certificate, or see that they are paid seasonably.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 20th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
HERMAN CARLSON.)

CASE NO. 1553.

February 20, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T.

By the Commission:

On December 28, 1934, the Commission entered its order requiring the above named respondent to show cause why his private permit No. A-808 should not be suspended or revoked for his failure to keep on file with the Commission the necessary insurance policy or a surety bond as required by law and the rules and regulations of the Commission.

At the hearing, the evidence disclosed that respondent's insurance was cancelled October 13, 1934, and had not been renewed.

After a careful consideration of the record, the Commission is of the opinion, and so finds, that respondent's private permit should be revoked for his failure to file insurance.

O R D E R.

IT IS THEREFORE ORDERED, That private permit No. A-808, heretofore issued to Herman Carlson, be, and the same is hereby, cancelled and revoked.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO.

Edward E. Turner
Walter Allen
Walter E. Erickson
Commissioners.

Dated at Denver, Colorado,
this 20th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
JOHN W. COX.) CASE NO. 1474.

February 20, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T.

By the Commission:

On December 19, 1935, the Commission entered its order requiring the above named respondent to show cause why the certificate of public convenience and necessity, heretofore issued to him in Application No. 2026, should not be suspended or revoked for his failure to keep on file with the Commission the necessary insurance policy or a surety bond as required by law and our Rules and Regulations.


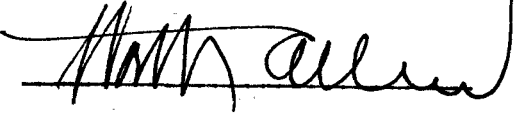

At the hearing, the evidence disclosed that respondent's insurance was cancelled September 1, 1933, and since that date had not been replaced.

After a careful consideration of the record, the Commission is of the opinion, and so finds, that the certificate of public convenience and necessity, heretofore issued to John W. Cox in Application No. 2026, should be revoked for his failure to file the necessary and proper insurance.

O R D E R.

IT IS THEREFORE ORDERED, That the certificate of public convenience and necessity, heretofore issued to John W. Cox in Application No. 2026, be, and the same is hereby, revoked.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 20th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
JAMES A. HEFFLEY,)
----- Respondent.)

CASE NO. 1471.

February 20, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T.

By the Commission:

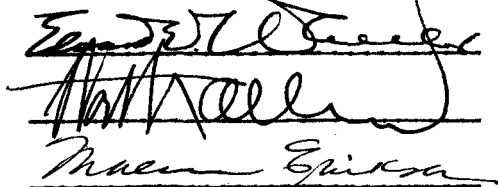
On December 19, 1934, the Commission entered its order requiring respondent to show cause why private permit No. A-367, heretofore issued to him, should not be cancelled or revoked for his failure to comply with Rule 15 requiring that a list of customers served by him as such private carrier be filed with the Commission.

The evidence disclosed that since the date of said order, but prior to the hearing, respondent had complied with said rule. We have, therefore, determined to dismiss the instant case, with a warning to respondent that hereafter he must be more prompt in complying with our rules and regulations or more drastic action will be taken against him.

O R D E R.

IT IS THEREFORE ORDERED, That the instant case be, and the same is hereby, dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 20th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF) APPLICATION NO. 2261-P.P.
BEN ADAMS.)

February 20, 1935.

Appearances: Marion Jones, Esq., Longmont, Colorado,
for Messrs. Adams, Whaley and Simkins.

Albert S. Isbill, Esq., Denver, Colorado,
for Austin Brothers, protestants.

S T A T E M E N T.

By the Commission:

In Applications Nos. 2199-PP and No. 2200-PP, the Commission denied private permits to Gene Simkins and Glenn Whaley, Esqs., the date of the order denying the permits being December 7, 1934. Thereafter, a petition for rehearing was filed on December 17, and an order was made on December 19 denying said petition. On or about January 26, 1935, there were served on said Simkins and Whaley copies of a temporary restraining order which had been issued, restraining them from continuing to transport milk for hire. The next day, Ben Adams, who has a private motor permit No. A-526, began transporting milk for the customers whom Simkins and Whaley had theretofore served, and whom they had sought a permit in said applications Nos. 2100-PP and 2200-PP to continue to serve.

On January 28 said Adams, by his attorney, who had also been the attorney for said Whaley and Simkins, filed an application for authority to Adams to lease to said Whaley and Simkins the right to serve the customers whom Whaley and Simkins were enjoined from serving, and who temporarily are being served by Adams.

Austin Brothers, operating in the territory in question as common carriers engaged in the transportation of milk, filed their written protest, as has Colorado Rapid Transit Company, serving the territory in which a portion of said milk shippers reside.

A hearing was had and at the hearing it was shown that the Commission at all times prior to the time notice of said temporary restraining order had been served on said Simkins and Whaley, had in effect a rule which prohibits any private carrier from serving any new customers until an amended written list of all customers, including said new ones, had been on file with the Commission for forty-eight hours. Adams began serving the customers of Whaley and Simkins before he had filed the names of those customers.

The evidence further showed that his attorney, being, as we stated, the attorney for Whaley and Simkins, advised him that in the case of perishable products the rule does not apply. There is no such exception in the rule. Moreover, the said shippers of milk could have been served by the common carriers operating in the territory in question.

Adams testified that he could not properly serve all of his present customers, including the new ones taken over from Whaley and Simkins, and that he does not desire to serve said new ones. It is obvious to the Commission that the present procedure has been adopted for the sole purpose of doing indirectly what we denied the said Whaley and Simkins authority to do directly. In other words, the Commission having found that Whaley and Simkins should not be permitted to serve as private carriers in the territory in question, Adams takes their customers, and attempts through a lease to give the authority to Whaley and Simkins to serve them.


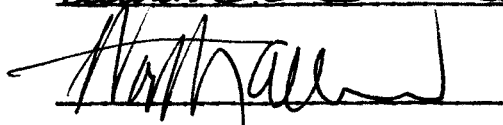
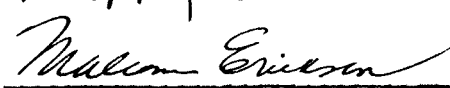
Assuming that in the ordinary case we would authorize somewhat as a matter of course the holder of a private permit to transfer the same to a third person, we do not believe that the transfer provision in the statute was ever intended to be used in any such manner as it is attempted to be used here. Assuming that the applicant and the proposed lessors have brought themselves within the strict letter of the law, they have used the law for a purpose for which it was never intended. Gregory vs. Helvering, 55 S. Ct. 266.

We are therefore of the opinion, and so find, that the authority to make the lease in question should be denied.

O R D E R.

IT IS THEREFORE ORDERED, That the application of Ben Adams for authority to lease a portion of, or some of the claimed rights, under, his said private motor permit No. A-526 to Glenn Whaley and Gene Simkins be, and the same is hereby, denied.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 20th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
FINNEY BROS. FUEL COMPANY FOR A)
PERMIT TO OPERATE AS A PRIVATE CAR-)
RIER BY MOTOR VEHICLE, FOR THE)
TRANSPORTATION OF COAL, SAND, GRAVEL)
AND ROCK IN THE COUNTY OF EL PASO,)
COLORADO.)

APPLICATION NO. 2252-PP.

February 20, 1935.

Appearances: Foard Brothers, Esqs., Colorado Springs, Colorado,
attorneys for applicant;
J. A. Carruthers, Esq., Colorado Springs, Colorado,
for the Midland Terminal Railway Company;
T. A. White, Esq., Denver, Colorado,
for The Denver & Rio Grande Western Railroad Co.

S T A T E M E N T.

By the Commission:

This is an application by J. A. and R. P. Finney, co-partners, doing business as Finney Brothers Fuel Company, for a motor vehicle Class A private permit authorizing the transportation of coal from a number of mines in the Pikes Peak region to points within the city of Colorado Springs and within the fringe territory outside thereof. The application was duly heard.

After the hearing was had, we wrote to the attorneys for the applicants advising them that it appears from the application of the applicants and from their testimony that they desire to serve possibly all of the coal mine companies in the Pikes Peak region and that, therefore, the applicants would probably be common carriers. We received a letter in reply dated February 1, 1935, saying that the applicants would limit themselves to the following coal mining companies: Pike View, Altitude and City Coal Mine companies.

After careful consideration of the evidence, the Commission is of the opinion, and so finds, that the permit requested, as modified by the letter of February 1, should be granted.

O R D E R


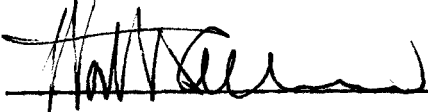
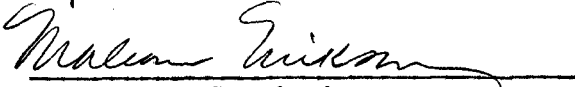
IT IS THEREFORE ORDERED, That the applicants, Finney Brothers, doing business as Finney Bros. Fuel Company, are authorized to operate as Class A motor vehicle carriers in the transportation of coal to Colorado Springs, Colorado, and to points in the fringe territory outside thereof for the Pike View Coal Mine, the Altitude Mine and the City Coal Mine Company, subject to the following conditions:

(a) The filing by applicant of a list of his customers, securing identification cards, filing the necessary insurance and otherwise complying with all of the rules and regulations of the Commission.

(b) Applicant will also be expected to comply with all the laws, rules, regulations and requirements of the Code Authority of this State as they may now or hereafter be promulgated.

IT IS FURTHER ORDERED, That this order shall be attached to and made a part of the permit herein granted to applicant.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 20th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO.

IN THE MATTER OF THE APPLICATION OF)
CLYDE HODGSON.)

APPLICATION NO. 2257-PP.

February 20, 1935.

Appearances: Clyde Hodgson, Boulder, Colorado, pro se.

J. F. Rowan and A. J. Frigeau, Denver, Colorado,
for Motor Truck Common Carriers Association.

S T A T E M E N T

By the Commission:

Clyde Hodgson filed his application for a private Class A motor permit. The application as filed stated that he desires to transport ore ~~and coal~~ from the Franklin Mine to Boulder and from the Milwaukee Mine to Boulder. At the hearing he testified that he desires to transport ^{from mines in northern Colorado level fields} coal to Longmont and Denver, as well as to Boulder, and that he desires to transport ore from ^{mines in} the metalliferous mining district in the vicinity of Boulder to Colorado City, ^{and to Little} and from point to point within said district. He indicated also some desire to transport merchandise occasionally between Denver and Pueblo. We explained to him that he would be permitted to amend his application on its face, so as to have the same ask for authority to render all of said transportation service except the hauling of merchandise between Denver and Boulder. We did not feel warranted in holding a hearing on the merchandise hauling, as the holders of certificates of authority to do such business had not been notified. Moreover, we understood from him that the restricted amendments which were authorized to be and were made on the face of the application were satisfactory to him.

After hearing the testimony and carefully considering the same, we are of the opinion, and so find, that a private permit should be issued to the said Clyde Hodgson, authorizing the transportation of coal

in northern Colorado, Coal fields
from the Franklin and Milwaukee Mines ^{valued} to Boulder, Longmont, and Den-
ver, and the transportation of ore from point to point in the metallifer-
ous mining district near Boulder, and from points in said district to
Colorado City, *and Hobbsville*

O R D E R

IT IS THEREFORE ORDERED that a private permit be issued to the
said Clyde Hodgson, authorizing the transportation of coal from the
Franklin and Milwaukee ^{Coal} Mines, *in northern Colorado, coal fields* to Boulder, Longmont and Denver, and the
transportation of ore from point to point in the metalliferous mining
district near Boulder, and from points in said district to Colorado
City *and Hobbsville*.

2100
THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

E. J. O'Connell
W. H. Allen
Wm. E. Edison
Commissioner.

Dated at Denver, Colorado,
this 20th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
JACK RUTHERFORD AND F. E. HOWARD,)
DOING BUSINESS AS RUTHERFORD,) CASE NO. 1373
HOWARD TRANSFER COMPANY.)

February 20, 1935.

S T A T E M E N T

By the Commission:

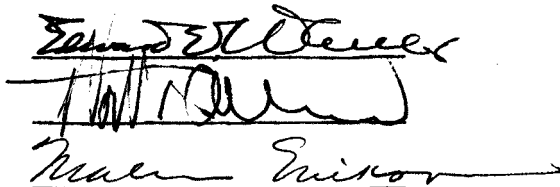
The above entitled matter was heard by the Commission on May 8, 1934, and no decision has yet been rendered. It now appears that the certificate heretofore issued in Application No. 1350, has been revoked by order entered in Case No. 1447.

The Commission is therefore of the opinion, and so finds, that the instant case should be dismissed.

O R D E R

IT IS THEREFORE ORDERED, That the instant case be, and the same is hereby, dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 20th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
NEIL HERRON.)

CASE NO. 1450

February 20, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

On December 17, 1934, the Commission entered its order requiring the respondent to show cause why the certificate of public convenience and necessity, heretofore issued to him in Application No. 1085-AAA, should not be suspended or revoked for his failure to keep on file with the Commission the necessary insurance required by law and our rules and regulations.

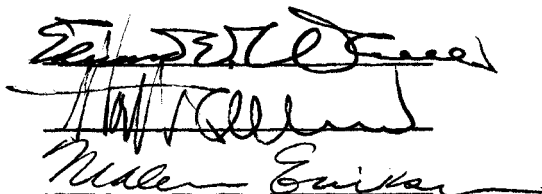
Since the entry of said order, said certificate has been transferred to Frank Miller, said transfer being conditioned upon the filing of the necessary insurance by the transferee.

After a careful consideration of the record, the Commission is of the opinion, and so finds, that the instant case should be dismissed.

O R D E R

IT IS THEREFORE ORDERED, That the instant case be, and the same is hereby, dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 20th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
CECIL BEASLEY.)

CASE NO. 1540.

February 20, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

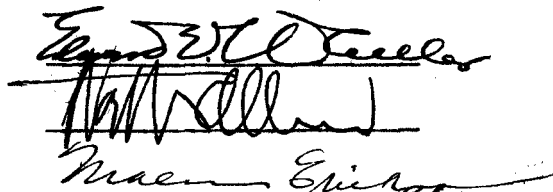
On December 27, 1934, the Commission entered its order requiring the above named respondent to show cause why his private permit No. A-725 should not be suspended or revoked for his failure to keep on file with the Commission the necessary insurance policy or a surety bond as required by law and the rules and regulations of the Commission.

However, since the entry of said order, it appears that respondent has made arrangements to secure the necessary and proper insurance, and the Commission is of the opinion, and so finds, that the instant case should be dismissed, with a warning to respondent, however, that in the future he must be more prompt in complying with the law and our rules and regulations.

O R D E R

IT IS THEREFORE ORDERED, That the instant case be, and the same is hereby, dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 20th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
MILLARD D. YOUNG.)

PRIVATE PERMIT NO. A-692

February 20, 1935.

S T A T E M E N T

By the Commission:

The Commission is in receipt of a written communication from Millard D. Young, advising us that he has ceased operations under the above permit, effective February 1, 1935.

After careful consideration of said information, the Commission is of the opinion, and so finds, that said permit should be cancelled.

O R D E R

IT IS THEREFORE ORDERED, That private permit No. A-692, heretofore issued to Millard D. Young, be, and the same is hereby, revoked and cancelled.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward J. Dwyer
Walter E. Erickson
W. H. Hall
Commissioners.

Dated at Denver, Colorado,
this 20th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
J. E. ARMSTRONG FOR AN EXTENSION OF) APPLICATION NO. 2248-PP
PRIVATE PERMIT NO. A-22.)

February 25, 1935.

Appearances: J. E. Armstrong, Colorado Springs, Colorado,
pro se;
J. A. Carruthers, Esq., Colorado Springs, Colorado,
for The Midland Terminal Railway Company;
A. J. Fregeau, Denver, Colorado,
for Weicker Transportation Company;
J. F. Rowan, Denver, Colorado,
for The Motor Truck Common Carriers Association;
J. D. Blunt, Esq., Canon City, Colorado,
for Southwestern Transportation Company.

S T A T E M E N T

By the Commission:

J. E. Armstrong is now the owner of private motor vehicle permit No. A-22, authorizing the transportation of freight between Denver and Colorado Springs. He filed the above entitled application asking for the extension of his permit so as to authorize operations between Colorado Springs and Cripple Creek and Victor, Colorado, and intermediate points, and between Colorado Springs and Lamar and intermediate points. The matter was set down for hearing. At the hearing, the applicant waived the application so far as it relates to the proposed operation from Pueblo to Lamar, still desiring to serve between Colorado Springs and Pueblo.

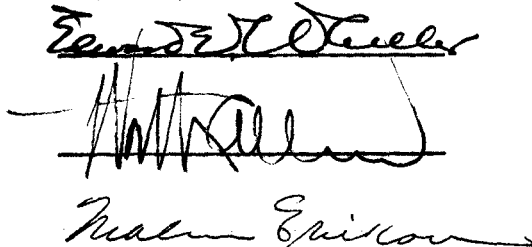
The evidence showed that there is rail service into Cripple Creek and Victor twice daily; that there is a motor operator transporting freight between Denver and Cripple Creek and Victor, making four trips each way weekly; that there are a number of private carriers operating between Colorado Springs and Cripple Creek and Victor; that there are thirty-nine private motor carriers in addition to one common carrier by motor truck and some three railroad companies operating between Denver and Colorado Springs and Pueblo.

We took the position in Applications Nos. 2199-PP and 2200-PP that we have some discretion in issuing private permits, and that the law does not require us to continue issuing such permits irrespective of the effect such action will have upon the public interest. Competition over these routes has become very keen. The highways are cluttered with motor truck operators. The common carrier motor operator conducting operations between Denver and Pueblo has lost forty per cent of its business in the last year. We believe it is our duty to deny this application because public interest and welfare forbid its issuance.

O R D E R

IT IS THEREFORE ORDERED, That the above entitled application be, and the same is hereby, denied.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 25th day of February, 1955.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
THE BOARD OF COUNTY COMMISSIONERS OF)
PUEBLO COUNTY, COLORADO, FOR THE OPEN-)
ING OF A PUBLIC HIGHWAY ACROSS THE)
RIGHT-OF-WAY AND TRACKS OF THE COLORADO)
AND SOUTHERN RAILWAY COMPANY AND THE)
DENVER AND RIO GRANDE WESTERN RAILROAD)
COMPANY NEAR THE STATION OF MARNELL)
IN PUEBLO COUNTY.)

APPLICATION NO. 2256

February 26, 1935.

S T A T E M E N T

By the Commission:

This proceeding arises from an application of the Board of County Commissioners of Pueblo County, Colorado, for the opening and establishment of a crossing, at grade, over the tracks and right-of-way of The Colorado and Southern Railway Company and The Denver and Rio Grande Western Railroad Company at a point two hundred sixty-seven feet south of Mile Post 135 of of said railways and which point is about four hundred feet south of the station of Marnell in the Southeast Quarter (SE $\frac{1}{4}$) of Section Eleven (11), Township Twenty-three (23) South, Range Sixty-five (65) West, as shown on map attached to application.

The application alleges that the present crossing of the county road concerned herein is so close to the section house and other buildings that the view along the track from the highway is obstructed.

A copy of the application was duly served on The Colorado and Southern Railway Company and The Denver and Rio Grande Western Railroad Company, the respondents in this matter.

The Commission is now in receipt of answers from both respondents advising that said rail carriers had no objection to the installation and the establishment of the crossing as proposed, provided the present crossing at the station of Marnell is abandoned and provided that the County bear all

the expense of the installation of the proposed new crossing and the abandonment of the present crossing. The matter of the aforesaid expense was taken up with the County Commissioners of Pueblo County and on February 19, 1935, a reply was received advising that all expense in connection with the proposed new crossing will be borne by the County of Pueblo.

It is evident from the records in this matter that there are no reasons why the present crossing at the north side of the station at Marnell cannot be abandoned when the new crossing is installed. In fact, it is desired to have another crossing at the place specified so as to be rid of the dangers of the present crossing, on account of the obscurity of vision to the buildings near by.

Therefore, since all parties concerned herein are in agreement as to all matters involved in the proposed change in location of highways and crossing, as specified, and as the change will, undoubtedly, lessen the hazards at this crossing, the Commission will now without further proceedings in the matter make its order accordingly.

O R D E R

IT IS THEREFORE ORDERED, That in compliance with Section 29 of the Public Utilities Act, as amended, a crossing, at grade, is hereby permitted to be opened and established across and over the tracks and right-of-way of The Colorado and Southern Railway Company and The Denver and Rio Grande Western Railroad Company as may be jointly and severally owned at a point two hundred sixty-seven feet south of Mile Post 135 of said railroads, and which point is near the station of Marnell in the Southeast Quarter (SE $\frac{1}{4}$) of Section Eleven (11), Township Twenty-three (23) South, Range Sixty-five (65) West; provided, however, that prior to the opening of said crossing to public use, it shall be constructed in accordance with the Commission's plans and specifications, as provided in Case No. 879.

IT IS FURTHER ORDERED, That when the new crossing is installed at the place above specified and ready for public use, the present crossing

at the north side of the station building at Marnell shall be closed and abandoned.

IT IS FURTHER ORDERED, That all the expense for labor and material required in the grading of the approaches, and the installation of the proposed new crossing, and the closing and abandonment of the old crossing at the station building at Marnell, including such relocation or installation of necessary crossing signs and necessary drainage at the crossing, shall be borne by the County of Pueblo, State of Colorado, the applicant herein.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Eugene E. L. Lacey

Wm. H. Lacey

Wm. E. Lacey

Commissioners.

Dated at Denver, Colorado,
this 26th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

2-793

* * *

IN THE MATTER OF THE APPLICATION OF)
FRANK LANG FOR AN EXTENSION OF ROUTE)
OF PRIVATE PERMIT NO. A-793.)

APPLICATION NO. 2208-PP.

February 26, 1935.

Appearances: Mr. Frank Lang, Longmont, Colorado,
pro se;
Richard E. Conour, Esq., Denver, Colorado,
for the Public Utilities Commission;
Mr. V. G. Garnett, Denver, Colorado,
for The Colorado Rapid Transit Company;
Mr. J. F. Rowan, Denver, Colorado, for the
Motor Truck Common Carriers Association;
Marion F. Jones, Esq., Longmont, Colorado,
for the Colorado Trucking Association.

S T A T E M E N T.

By the Commission:

Applicant has heretofore been issued a private permit No. A-793 authorizing the transportation of milk over a route "running approximately 5 miles east from Longmont, thence 5 miles south, thence west to pavement, thence to Denver via U. S. 285."

In the instant application he seeks to extend said route "between Longmont and Lyons via U. S. 285 and Colo. 66, and between Longmont and Berthoud, via U. S. 285, and between Berthoud and Mead, Colorado, via county roads, including all intermediate points." Authority is also sought to handle all classes of commodities instead of being limited to the transportation of milk alone.

The evidence disclosed that applicant started transporting merchandise about November 1, 1934, but did not file his instant application until December 14, 1934. Most of his transportation has been to Longmont, although he had made at least one trip to Lyons prior to the hearing in the instant case.


Several merchants testified as to the satisfactory service of applicant, but the record would indicate that applicant obtained their business in the first instance by cutting the price of the common carrier who has a certificate of public convenience and necessity to operate between Denver and Longmont, Berthoud and Mead. Said common carrier who operates two schedules daily from Denver, testified that his business had been steadily declining due to the inroads made by private and unlicensed carriers; that he had more than sufficient equipment to properly handle the freight moving between the points involved, and that due to the decline in business a part of said equipment now is idle. No evidence was introduced showing any complaints against the operations of said common carrier.

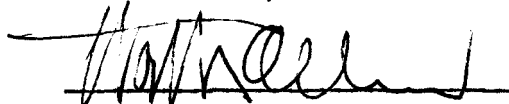
After a careful consideration of the record, and in view of our decisions heretofore rendered in Applications Nos. 2199-PP and 2200-PP, the Commission is of the opinion, and so finds, that the instant application for an extension of route should be denied.


O R D E R.

IT IS THEREFORE ORDERED, That the instant application be, and the same is hereby, denied.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO






Commissioners

Dated at Denver, Colorado,
this 26th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
JOHN C. AND GEORGE K. CLARK.)

CASE NO. 1520

January 31, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T

By the Commission:

On December 27, 1934, the Commission entered its order requiring the above named respondents to show cause why their private permit No.A-624 should not be suspended or revoked for their failure to keep on file with the Commission the necessary insurance policy or a surety bond as required by law and the rules and regulations of the Commission.

At the hearing, the evidence disclosed that respondents' public liability and property damage insurance was cancelled June 17, 1934, and had not been replaced.

After a careful consideration of the record the Commission is of the opinion, and so finds, that respondents' permit should be revoked for his failure to file insurance.

O R D E R

IT IS THEREFORE ORDERED, That private carrier permit No. A-624, heretofore issued to John C. and George K. Clark, be, and the same is hereby, revoked and cancelled.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward B. L. L. L.

Don L. Jones

[Signature]
Commissioners.

Dated at Denver, Colorado,
this 31st day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE CHANGE IN RULES AND REGULATIONS)
EFFECTIVE AUGUST 7, 1934, UNDER WHICH)
WATER WILL BE FURNISHED BY THE BOARD)
OF WATER COMMISSIONERS TO CONSUMERS)
OUTSIDE THE LIMITS OF THE CITY AND)
COUNTY OF DENVER.)

INVESTIGATION AND SUSPENSION
DOCKET NO. 207.

February 26, 1935.

S T A T E M E N T.

By the Commission:

The above entitled matter was set for hearing on February 15, 1935. When the case was called the parties agreed that the same should be dismissed, with the distinct understanding and agreement made in open session before the Commission that all rights of any nature whatsoever, which the said City and County of Denver and the Board of Water Commissioners thereof and the water users affected have at this time, will be preserved and remain in full force and effect, and that if any of the questions involved herein should hereafter be raised in any case before the Commission, the rights of all parties shall be the same as they would be if the case were now tried by the Commission, instead of dismissing the same upon stipulation of the parties.

O R D E R.

IT IS THEREFORE ORDERED, That the above entitled matter be, and the same is hereby, dismissed, subject to the conditions above stated.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward H. Deere
Harry Allen
Walter Quinn
Commissioners.

Dated at Denver, Colorado,
this 26th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
VIRGIL F. VANCE.)

CASE NO. 1290. ✓
CASE NO. 1291.

February 26, 1935.

S T A T E M E N T.

By the Commission:

On February 5, 1934, the Commission entered its order suspending for one year the certificate of public convenience and necessity, heretofore issued in Application No. 1410, and private permit No. A-335, both issued to Virgil F. Vance.

We are now in receipt of a letter from the said Virgil F. Vance requesting an additional suspension of one year of both said certificate and permit, due to the economic conditions existing in the territory surrounding Wiggins, Colorado.

The Commission has determined not to further suspend said certificate and permit, but in lieu thereof will cancel the same with a proviso that same will be reinstated at any time within one year from February 5, 1935, provided the said Virgil F. Vance during said period files with the Commission the necessary insurance policy or a surety bond as required by law, and otherwise fully complies with all our rules and regulations.

O R D E R.

IT IS THEREFORE ORDERED, That the certificate of public convenience and necessity, heretofore issued in Application No. 1410, and private permit No. A-335, be, and the same are hereby, cancelled and revoked; provided, however, that said certificate and permit may be reinstated at any time within one year from February 5, 1935, by filing with the Commission the necessary

insurance or surety bond required by law and otherwise complying with all our rules and regulations.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward J. Wheeler

W. M. Waller

Walter Erickson

Commissioners.

Dated at Denver, Colorado,
this 26th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
MISSOURI PACIFIC TRANSPORTATION)
COMPANY FOR CERTIFICATE OF PUBLIC)
CONVENIENCE AND NECESSITY TO OPERATE)
A MOTOR VEHICLE BUS LINE SERVICE)
BETWEEN KANSAS-COLORADO STATE LINE)
NEAR TOWNER, COLORADO, AND PUEBLO,)
COLORADO.)

APPLICATION NO. 2231.

February 26, 1935.

Appearances: Devine, Preston and Storer, Esqs., Pueblo,
Colorado, attorneys for applicant;
T. A. White, Esq., Denver, Colorado,
for The Denver and Rio Grande Western RR Co.;
Jas. H. McDonald, Pueblo, Colorado,
for the Brotherhood of Locomotive Enginemen and
employees of the Missouri Pacific Railroad Company;
F. L. Higgins, 33 Carlisle Place, Pueblo, Colorado,
for the Order of Railway Conductors.

S T A T E M E N T.

By the Commission:

Applicant seeks authority to establish a motor vehicle service for the transportation of persons and light express between Pueblo and the Colorado-Kansas state line via Highway No. 96 at a point east of Towner, Colorado where said highway crosses the same, including intermediate points, in both interstate and intrastate commerce.

Applicant company is a Delaware corporation duly authorized to do business within the State of Colorado. It is a subsidiary of the Missouri Pacific Railroad Company and the route over which it seeks authority to operate parallels the line of the Missouri Pacific in Colorado. It proposes to operate 21-passenger busses, and it is estimated that \$5,000.00 is the value of the equipment that would be in use in Colorado. In the proposed schedule, the bus would leave Pueblo at 11:10 A.M. eastbound, and the westbound bus would reach Pueblo at 8:00 P.M. Applicant is already operating over some 3800 miles of routes in states other than Colorado.

At the present time the Missouri Pacific Railroad Company is operating a motor car via rail from Pueblo to Hoisington, Kansas. It is proposed to discontinue this operation and in lieu thereof to establish another fast steam train service from Pueblo to St. Louis.

No other transportation service is now available between the Kansas-Colorado line and Pueblo by motor bus via Highway No. 96. Some evidence was introduced to show that the public convenience and necessity require the proposed operation for the towns intermediate between Pueblo and the Colorado-Kansas state line.

The objection by the employes of the Missouri Pacific railroad is based upon the fact that they fear it would mean a reduction in steam train service with a consequent loss of employment for some of its members. The record would indicate, however, that employment would be increased rather than diminished by the granting of the instant application.

After a careful consideration of the record, the Commission is of the opinion, and so finds, (1) that the public convenience and necessity require the proposed operation of applicant in intrastate commerce between Pueblo and a point east of Towner, Colorado, via the route hereinafter described, and, (2) that the Constitution of the United States and the laws of the State of Colorado require the issuance to applicant of an interstate permit for its proposed operation in interstate commerce between Pueblo and the Kansas-Colorado state boundary line where Colo. State Highway 96 crosses the same, both findings 1 and 2 being subject to the conditions hereinafter expressed.

O R D E R.

IT IS THEREFORE ORDERED, That the public convenience and necessity require the proposed motor vehicle operation of the applicant, Missouri Pacific Transportation Company, a corporation, for the (transportation of passengers and light express in intrastate commerce between Pueblo and a point east of Towner, Colorado, where Colo. Highway No. 96 crosses the Colo-Kans. state line,) and this order shall be taken, deemed and held to be a certificate of public convenience and necessity therefor.

IT IS FURTHER ORDERED, That the Constitution of the United States and the laws of the State of Colorado require the issuance to applicant, Missouri Pacific Transportation Company, of an interstate permit authorizing the transportation of passengers and light express in interstate commerce between Pueblo, Colorado, and the Colorado-Kansas state line at the point where Colorado Highway No. 96 crosses the same, via the above described route, and this order shall be taken, deemed and held to be an interstate permit therefor.

IT IS FURTHER ORDERED, That the authority herein granted shall not become effective until applicant has on file with the Commission the proper and necessary insurance required by law and the rules and regulations of the Commission.

IT IS FURTHER ORDERED, That applicant shall file its tariffs of rates, rules and regulations, and time and distance schedules, as required by law and the Rules and Regulations of this Commission governing motor vehicle carriers, within a period not to exceed twenty days from the date hereof.

IT IS FURTHER ORDERED, That the applicant shall operate such motor vehicle carrier system according to the schedule filed with this Commission except when prevented from so doing by the Act of God, the public enemy or unusual or extreme weather conditions; and this order is made subject to compliance by the applicant with the Rules and Regulations now in force or to be hereafter adopted by the Commission with respect to motor vehicle carriers and also subject to any future legislative action that may be taken with respect thereto.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward J. O'Connell

W. H. O'Connell

Maun E. Erickson

Commissioners.

Dated at Denver, Colorado,
this 26th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

IN THE MATTER OF THE APPLICATION OF
DONALD E. WOODS FOR A CERTIFICATE OF
PUBLIC CONVENIENCE AND NECESSITY.

APPLICATION NO. 2209

IN THE MATTER OF THE APPLICATION OF
THE GRAND COUNTY LIGHT HEAT AND POWER
COMPANY, A CORPORATION, FOR A CERTIFI-
CATE OF PUBLIC CONVENIENCE AND NECES-
SITY.

APPLICATION NO. 2242.

February 27, 1935.

Appearances: Clarence E. Brandenburg, Esq., Denver, Colorado,
for Donald E. Woods.

Simon Quiat and I. L. Quiat, Esqs., Denver, Colorado,
for Grand County Light Heat and Power Company.

G. W. Bowman, Esq., Denver, Colorado, for Leona M.
Todd and Ella P. Wright.

S T A T E M E N T

By the Commission:

On December 17 Donald E. Woods filed his application in which he asked that a certificate of public convenience and necessity be issued to him authorizing construction and operation by him in the unincorporated town of Grand Lake, Colorado, of an electric light plant and system for the purpose of furnishing electric energy to the inhabitants thereof. He filed with the application a resolution of the Board of County Commissioners of Grand County, in which said town of Grand Lake is situated, authorizing the use of the streets and highways in Grand Lake and Vicinity. He filed also an informal petition signed by a number of residents of said town, asking that the certificate be issued to him.

The application was originally heard on January 4. On the date of the hearing one Leona M. Todd filed a written objection to the application, because of the close proximity of the proposed generating plant to property owned by her. A number of other citizens of Grand Lake appeared to protest the issuance of the certificate unless another site should be

selected for the generating plant. There appeared at the hearing also one of the stockholders of the Grand County Light Heat and Power Company, claiming that said company already has a certificate authorizing it to distribute electric energy in Grand Lake.

We pointed out to the representative of the Grand County Company that while its application No. 1900, which had been filed on August 28, 1931, described a wide range of territory which it desired to serve, the order of the Commission authorized only the exercise by that company of the franchise rights granted to it in and by an ordinance passed by the Board of Trustees and approved by the Mayor of the town of Hot Sulphur Springs. We might say that the application in Application No. 1900, after dealing specifically with the Hot Sulphur Springs situation, then asked for authority to serve "also the farmers, ranchers and any other users in the vicinity of Hot Sulphur Springs and as far west as the town of Parshall, and also as business warrants it, by extending its line to further supply the towns, residences, ranches and other users in the eastern portion of said Grand County."

We were thereupon notified that the Grand County Company would file another application, and would like to have the same heard before the Commission acted upon the application filed by Woods.

Thereafter, on January 12, the Grand County Company filed the above entitled application, in which it seeks authority to distribute electric energy to people residing in and about the incorporated town of Granby, and the unincorporated towns of Grand Lake, Fraser, Tabernash and West Portal. The application contained allegations to the effect that since the preliminary order which had been issued in Application No. 1900 is much broader in its scope than the final order therein dated November 30, and that since the said final order had not been carefully read, the officers of the Grand County Company were of the opinion until the first hearing was held in Application No. 2209, that the Company had authority to generate and distribute electric energy in Fraser,

and in Grand County generally. Accompanying the application and filed therewith were petitions from residents of Granby and Grand Lake, asking that the authority requested be granted.

The Commission received on January 19 from three members of the Board of Trustees of the town of Granby a letter stating that there would not be enough members of the Board in town before spring to grant any authority to the Grand County Company.

Woods, the applicant in No. 2209, filed his protest. Thereafter a further hearing on Application No. 2209 and a hearing on Application No. 2242 was had upon a joint record.

At the hearing Woods testified that he had secured another site for his generating plant, which is a reasonable distance from the town proper. Likewise the Grand County Company showed that its site would not be near any buildings in Grand Lake. Hence the residents withdrew their opposition to the Woods' application, and made no protest against the Grand County Company's application.

The evidence for Woods showed that he is a graduate engineer, having a degree of B. S. from the engineering department of the University of Nebraska; that he has worked for the Westinghouse Company, and that he has operated a Diesel plant in Ogallala, Nebraska, for the utility distributing electric energy in that city. He impresses the Commission as a young man, probably not over thirty-five years of age, who is quite competent to construct and operate properly an electric system. He proposes in the beginning to install a 60 H. P. Worthington Diesel engine. He has already got out some 150 poles, and is ready to begin construction of the system at once. He testified that the total cost of constructing the system would be approximately \$7500, including a small building for the housing of his generating equipment.

There was considerable question at the hearing as to how long it would take to develop a profitable load. The Grand County people seemed

to be of the opinion that it would take a number of years to get attached to the system a substantial number of people now using private plants in Grand Lake. Woods submitted that there are about thirty-five private plants in the town. He stated that there are some sixty residences in all, and that only about thirty-five families reside in the town in the winter. Woods testified that a majority of the families having Diesel plants would abandon them immediately. The witnesses for the Grand County Company are of the opinion that the abandonment will be gradual. Woods' idea was that the system could be made to pay within a short time. The witnesses for the Grand Valley Company are of the opinion that it will take several years before the Grand Lake operation will be profitable.

The testimony for Woods showed that he has some \$3400 of the capital subscribed in Grand Lake, and that a total of more than \$5000 has been subscribed. He has a lot in Grand Lake on which he originally intended to construct the generating plant, which cost \$200. The poles are said to be worth \$400. He has \$250 in hand. His father-in-law, one Sams, of Scottsbluff, Nebraska, testified that he is a farmer and stock feeder, and that he is able to and will advance any reasonable amount needed for the construction and operation of the system. Woods testified also that a Dr. Gentry of Gering, Nebraska, had agreed to loan him at least \$500, and \$100 per month thereafter.

The Grand County Company, pursuant to the authority which we gave it in Application No. 1900, constructed the system in Hot Sulphur Springs at what was shown to be a cost of some \$15,000. That company constructed the plant in Fraser under the belief that we had authorized the same, at a cost of some \$5000. It now proposes to extend its lines to West Portal, Tabernash and Granby, and within a year or two to connect Granby with Grand Lake, and probably Monarch Lake. However, it at once proposes to put in a separate generating plant at Grand Lake, to be used until arrangements can be made to bring the line up the river from Granby.

The plan of the Grand County Company is to install a Diesel engine at Fraser large enough to serve the people at Fraser, Tabernash and West Portal. The cost of the new unit and the transmission and distribution lines to West Portal and Tabernash was shown to be some \$6961.

The Grand County Company proposes to spend on the Grand Lake System, without any transmission line between Granby and Grand Lake, a total of some \$8700. We understand that the company proposes to spend some \$3000 for additions at Hot Sulphur Springs, and \$13,000 for poles and wires extending from Hot Sulphur Springs to and through Granby to Grand Lake.

A number of gentlemen have been partners for several years in the sale of small light plants, pumps, etc. The name under which they do business is National Light and Pump Company. This partnership is entitled to ninety per cent of whatever stock is issued by the Grand County Company, and an engineer for the Grand County Company is entitled to ten per cent of such stock. However, only four shares of the stock have been issued. The whole matter has been handled quite informally, the firm having advanced for the Grand County Company some eleven to twelve thousand dollars. The Grand County Company owes also some \$7500 to third persons. Testimony showed that the firm has a credit rating of some \$30,000, and one of the members of the firm has some \$1000 in cash and some \$2500 to \$3000 more available, in addition to some \$2000 either in cash or immediately available to the firm.

There was evidence also that a Mr. Tener has agreed to advance the Grand County Company some \$7000, \$500 of which has already been forthcoming.

It is obvious that we can not now give any authority to construct and operate a system in Granby, for the obvious reason that the town is incorporated, and it will be necessary first for the Grand County Company to secure an ordinance from the Board of Trustees. It is doubtful whether the Grand County Company would desire to build a line from Hot Sulphur Springs through Granby to Grand Lake, before having authority to distribute energy in Granby, particularly since the distance from Hot Sulphur

Springs to Grand Lake via Granby is some twenty-five miles.

There has been some question as to whether the Commission ought to authorize something to be done, authority for the doing of which the law requires to be obtained before the thing is done. Here the Grand County Company constructed its system at Fraser without any authority from the Commission. However, their conduct was shown not to be in contemptuous disregard of the law and the Commission's jurisdiction, but because the corporation assumed that the scope of authority granted in the final order in Application No. 1900 was broad enough to authorize the act. We are not, therefore, inclined to take any other attitude with respect to the construction of the plant at Fraser than we would take if the Grand County Company had not already constructed the same.

The proof of neither of the applicants as to their financial plans is in all respects what we might desire. This is particularly true with respect to the Grand County Company's plans if it goes ahead and builds a complete inter-connecting system. However, the territory is rather sparsely settled. We can not require the same financial strength of utilities serving in such territories as we might require in other more favorable districts.

After careful consideration of the evidence, we are of the opinion and so find, that the public convenience and necessity require construction by the Grand County Light Heat and Power Company of such additions and extensions as are required to enable it to extend its service to West Portal and Tabernash. We further find that the public convenience and necessity require the construction and operation by said company of an electric system in Fraser, and that said requirement existed when the system was constructed.

We might make an order in the nature of a preliminary one with respect to the service of the people of Granby and the building of a connecting line between Hot Sulphur Springs and Granby, and, possibly, one between Tabernash and Granby. However, we have concluded not to make any order at this time with respect thereto, but to give the applicant

in Application No. 2242 the right to bring before us at any time within a year a franchise from the town of Granby, and ask for further consideration of its application.

Now, as to Grand Lake: The matter has given us considerable thought. An inter-connecting system has certain advantages. It has disadvantages, particularly when areas connected are as far apart as Grand Lake is from Granby, some fifteen miles. The inter-connected system would permit the lowering of costs by avoiding duplication of generating facilities. On the other hand, it is quite possible that one local disconnected system operated in Grand Lake by an expert such as is the applicant Woods, who will have no other electric properties to look after, will give better service than will one flung over a wide expanse of territory such as is proposed to be covered by the Grand County Company.

There was some testimony indicating that the generating equipment which would be put in by the Grand County Company at Grand Lake, would be somewhat less expensive to operate than would that which Woods proposes to install. We are inclined to believe that Woods knows what kind of equipment is most efficient, and that he can probably buy such equipment as is needed and is reasonably suited to service in Grand Lake.

It is true that the Grand Valley Company, being owned by the partners who are in the business of selling electrical equipment, might possibly get the equipment somewhat cheaper than Woods. Woods, however, has in mind purchasing a used Diesel engine which has been in service only one year.

The considerations that impress us most with respect to Woods are that he is a young man, and that he is so thoroughly qualified by reason of his having taken a degree in engineering at a reputable university, and by experience had since graduation. He is making his home in Grand Lake and can make economies which a larger organization having to depend more upon employes probably could not effect.

After careful consideration of the evidence, we are of the opinion and so find, that the public convenience and necessity require that Donald E. Woods be authorized to construct and operate a generating plant and distribution system for the distribution of electric energy in the unincorporated town of Grand Lake and the immediate vicinity thereof, and that application No. 2242 should be denied so far as it seeks authority to serve Grand Lake.

O R D E R

IT IS THEREFORE ORDERED That Donald E. Woods be authorized to construct and operate a generating plant and distribution system for the generation and distribution of electric energy in the unincorporated town of Grand Lake and the immediate vicinity thereof; and this order shall be taken, deemed and held to be a certificate of public convenience and necessity therefor.

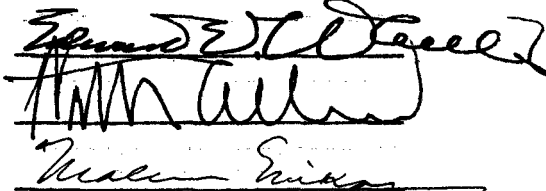
IT IS FURTHER ORDERED That the public convenience and necessity require the construction and operation by the Grand County Light Heat and Power Company of such additions and extensions as are required to enable it to extend its service to West Portal and Tabernash.

IT IS FURTHER ORDERED That the application of the Grand County Light, Heat and Power Company, insofar as it relates to the construction and operation of an electric system in Grand Lake, be, and the same is hereby, denied.

IT IS FURTHER ORDERED That the Grand County Light Heat and Power Company be, and the same is hereby authorized, at any time within one year from this date to present to the Commission a certified copy of any ordinance that may hereafter be passed by the Board of Trustees of the town of Granby with respect to the distribution of energy therein, and to ask the Commission for such further order or

orders in the premises as it may desire.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 27th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION)
OF FRANK W. FARROW FOR A PERMIT)
TO OPERATE AS A PRIVATE CARRIER)
BY MOTOR VEHICLE.)

APPLICATION NO. 2272-PP

February 28, 1935.

Appearances: Mr. Frank W. Farrow, 479 Arapahoe St., Boulder,
Colorado, pro se;
Mr. C. C. Cox, Boulder, Colorado,
pro se;
Mr. Norman Rhyno, Boulder, Colorado,
pro se;
Mr. A. J. Fregeau, Denver, Colorado,
for Weicker Transportation Company.

S T A T E M E N T

By the Commission:

This is an application by Frank W. Farrow for a motor vehicle Class A private permit authorizing the transportation of ore and props from the mining districts in the vicinity of Boulder, to Boulder, Colorado, also between Boulder and Leadville and Colorado Springs, Colorado. The application was duly heard.

The evidence disclosed that the applicant is the owner of a Ford V-8 Truck, 1935 model, valued at \$900.00, said truck being unencumbered, although he is indebted to his father-in-law in the sum of \$850.00 on account balance purchase price. He has been engaged in hauling coal on his own account to Boulder. He stated that he had filed his list of customers and had proper insurance on file with the Commission. It does not appear that the operations of any motor vehicle common carrier would be adversely affected.

After a careful consideration of the evidence, the Commission is of the opinion, and so finds, that the permit requested should be granted.

O R D E R

IT IS THEREFORE ORDERED, That the applicant, Frank W. Farrow, be,

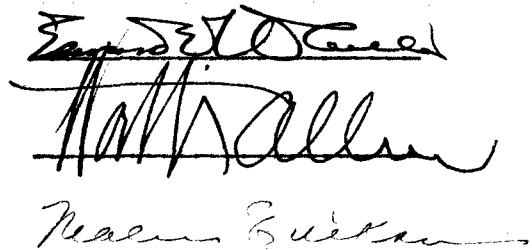
and he is hereby, authorized to operate as a Class A motor vehicle private carrier in the transportation of ore and props between the metal mining districts adjacent to Boulder and Boulder, Colorado Springs and Leadville, Colorado, subject to the following conditions:

(a) The filing by applicant of a list of his customers, securing identification cards, filing the necessary insurance and otherwise complying with all of the rules and regulations of the Commission.

(b) Applicant will also be expected to comply with all the laws, rules and regulations and requirements of the Code Authority of this State as they may now or hereafter be promulgated.

IT IS FURTHER ORDERED, That this order shall be attached to and made a part of the permit herein granted to applicant.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO.


Commissioners.

Dated at Denver, Colorado,
this 28th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
CASEY JONES.)

CASE NO. 1566.

February 28, 1935.

Appearances: C. A. Haskell, Esq., Denver, Colorado,
attorney for respondent;
Richard E. Conour, Esq., Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T.

By the Commission:

Prior to January 15, 1935, information came to the Commission that respondent, Casey Jones, theretofore had been and then was operating as a private carrier for hire by motor vehicle and was engaged in transporting gasoline and petroleum products for the Fargo Oil Company, he, however, claiming that his equipment was leased to the said Fargo Oil Company.

It was further represented to the Commission that said purported lease was entered into for the purpose of avoiding the payment of highway compensation taxes and otherwise complying with the laws of Colorado respecting private carriers for hire by motor vehicle, and that if said lease existed in fact, it did not constitute a valid or enforceable lease of the respondent's equipment sufficient to exempt him from the operation of Chapter 120, Session Laws of Colorado, 1931, and that in truth and in fact said respondent was a private carrier within the meaning of said Act.

Thereupon, the Commission, on its own motion, ordered that a complaint, investigation and hearing be entered into to determine whether or not respondent had in fact executed a valid and binding lease of his equipment sufficient to exempt him from compliance with the provisions of Chapter 120, Session Laws of 1931, and if not to determine the amount of highway compensation tax due and payable to the Commission, and further directing the respondent to show cause, by written statement to be filed with the Commission within ten days from the date of said order, why he should not cease and desist from operating as a private carrier for hire by motor vehicle without

securing a private permit as required by law, such statement also to contain a copy of said lease of respondent's equipment to said Fargo Oil Company.


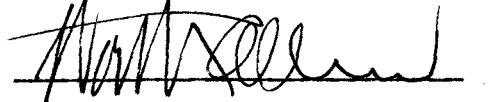
Respondent having filed his answer herein, a hearing was had on February 26, 1935. The evidence disclosed that said Casey Jones, respondent, in good faith, had leased his equipment to the Fargo Oil Company for the purpose of hauling its gasoline, said lease having been entered into on or about the 21st of November, 1934, and continuously from that date to the present time, all of said motor vehicles have been managed and operated exclusively by the said Fargo Oil Company in the conduct of its own business; that while respondent is employed by said Fargo Oil Company, he does not exercise any control or supervision over said equipment except such as may be incidental to his employment; that said Fargo Oil Company pays all help employed in operating said vehicles and all expenses incurred in the operation and maintenance thereof, said respondent receiving the sum of \$500.00 monthly as rental.

After a careful consideration of the evidence, the Commission is of the opinion, and so finds, that the said case should be dismissed.

O R D E R.

IT IS THEREFORE ORDERED, That the instant case be, and the same is hereby, dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Commissioners

Dated at Denver, Colorado,
this 28th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
JOE PETERSON FOR A PERMIT TO OPERATE) APPLICATION NO. 2226-PP
AS A PRIVATE CARRIER BY MOTOR VEHICLE.)

February 28, 1935.

Appearances: Mr. Joe Peterson, Boulder, Colorado,
pro se;
Mr. A. J. Fregeau, Denver, Colorado,
for Weicker Transportation Company;
Mr. J. A. Carruthers, Colorado Springs, Colorado,
for The Midland Terminal Railway Company.

S T A T E M E N T

By the Commission:

This is an application by Joe Peterson for a Class A motor vehicle private permit authorizing the transportation of ore from a number of mines in the metal mining district adjoining Boulder, to Boulder and Colorado Springs and intermediate points. The application was duly heard.

At the hearing, the applicant stated that he desired to waive that portion of his application for territory other than that involved in the transportation of ore from the said mining district to Boulder.

After a careful consideration of the evidence, the Commission is of the opinion, and so finds, that the permit requested, as modified by the statement of applicant at the hearing, should be granted.

O R D E R

IT IS THEREFORE ORDERED, That the applicant, Joe Peterson, be, and he is hereby, authorized to operate as a Class A motor vehicle private carrier in the transportation of ore from the metal mining district in the vicinity of Boulder, Colorado, to Boulder, Colorado, subject to the following conditions:

(a) The filing by applicant of a list of his customers, securing identification cards, filing the necessary insurance and otherwise complying with all of the rules and regulations of the Commission.

(b) Applicant will also be expected to comply with all the laws, rules, regulations and requirements of the Code Authority of this State as they may now or hereafter be promulgated.

IT IS FURTHER ORDERED, That this order shall be attached to and made a part of the permit herein granted to applicant.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

James E. O'Connell

W. H. Allen

Harold E. Egan

Commissioners.

Dated at Denver, Colorado,
this 28th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
LUIE AMMERMAN.)

CASE NO. 1420

Case 1599
Ex. No 2
12/13/35

February 28, 1935.

Appearances: Mr. Marion F. Jones, Longmont, Colorado,
attorney for respondent.

S T A T E M E N T

By the Commission:

On December 1, 1934, the Commission entered its order requiring the respondent to show cause why private permit No. A-371, heretofore issued to him, should not be suspended or revoked for his failure to report and pay certain highway compensation taxes covering certain freight transported by the respondent between Glenwood Springs and Aspen, Colorado, and intermediate points.

At the hearing, the attorney for respondent admitted that the tonnage had not been reported and that prior to the entry of our order of December 1, 1934, respondent had not paid said taxes, which amount to the sum of \$34.57. However, since the entry of our original order, respondent has reported said tonnage and paid said tax.

The excuse offered by the attorney for respondent for this dereliction upon the part of respondent was the fact that respondent was in competition with certain illegal operators over the route in question and felt justified in neglecting to report this tonnage.

The fact that such competition did exist can be no excuse for a violation of the law and the filing with the Commission of false reports, although it might be considered to some extent as an extenuating circumstance. The filing of false reports by operators under our jurisdiction constitutes a very grave offence and means that the operator guilty of such practices swears to the truth of a report which he knows in fact to be false, which act upon his part constitutes the crime of perjury under

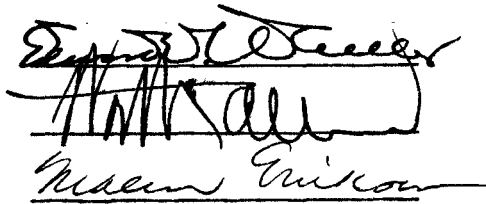
the statute. It required a check by the Commission upon the operations of respondent to obtain the necessary information and the payment of the tax lawfully due the State of Colorado. Such infractions of our rules will not be tolerated by the Commission.

After careful consideration of the record the Commission is of the opinion, and so finds, that private permit No. A-371, heretofore issued to Luie Ammerman, should be suspended for a period of ninety days from March 15, 1935.

O R D E R

IT IS THEREFORE ORDERED, That private permit No. A-371, heretofore issued to Luie Ammerman, be, and the same is hereby, suspended for a period of ninety days from March 15, 1935.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 28th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
WALTER E. WARD,)
Respondent.)

CASE NO. 1455.

February 28, 1935.

Appearances: Mr. Walter E. Ward, Ault, Colorado,
pro se;
Mr. R. E. Conour, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T.

By the Commission:

On December 19, 1935, the Commission entered its order requiring the respondent, Walter E. Ward, to show cause why private permit No. A-776 should not be revoked for his failure to comply with certain rules and regulations of the Commission relative to filing with the Commission a list of his customers, and failing to report all customers served by him, as well as a further charge of transporting passengers as a motor vehicle common carrier without having a certificate of convenience and necessity therefor.

The evidence disclosed that respondent had filed a list of his customers and the inclusion of this charge against him was an error. It was further disclosed by the evidence that the party who had been operating over the route between Greeley and Longmont under a common carrier certificate had secured a suspension of said certificate for a period of six months, which had left said territory without any common carrier service.


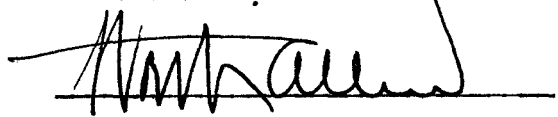

A few minor infractions of our rules were disclosed by the evidence, but in the opinion of the Commission these were not serious enough to warrant any drastic action against respondent, as, apparently, they were more or less emergency matters and did not disclose any willful or continued violation of the law.

After careful consideration of the record, the Commission is of the opinion, and so finds, that the instant case should be dismissed.

O R D E R.

IT IS THEREFORE ORDERED, That the instant case be, and the same is hereby, dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 28th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
WILLIAM L. WOLVERTON, DOING BUSINESS)
AS WOLVERTON TRUCK LINE FOR AN EX-)
TENSION OF PRIVATE CLASS A MOTOR)
PERMIT FOR THE TRANSPORTATION OF)
FREIGHT BETWEEN POINTS NAMED IN THE)
APPLICATION.)

APPLICATION NO. 2267-PP.

February 28, 1935.

S T A T E M E N T.

By the Commission:

The application was duly set for hearing in the hearing room of the Commission on February 19, 1935. Written notice of the date and place of said hearing was duly given to the applicant. The applicant did not appear in person or by an attorney.

The Commission is therefore of the opinion, and so finds, that the above entitled application should be dismissed.

O R D E R.

IT IS THEREFORE ORDERED, That the above entitled application be, and the same is hereby, dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward C. Jones
W. M. Allen
Walter E. Gibson
Commissioners.

Dated at Denver, Colorado,
this 28th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE STAR INVESTMENT
COMPANY, a Corporation,

Complainant,

vs.

THE CITY AND COUNTY OF DENVER, AND ITS
BOARD OF WATER COMMISSIONERS,

Defendants.

INVESTIGATION AND SUSPENSION
DOCKET NO. 176.

February 28, 1935.

S T A T E M E N T.

By the Commission:

On February 5, 1935, the Commission made an order continuing the above entitled case for hearing in its hearing room to February 25, 1935. In the order the Commission stated that it was of the opinion that the stay of action by the defendants, in effect pursuant to stipulation of parties, should not be required to be continued in effect if the case should not be heard on said date, February 25.

Just before the case was reached for hearing on the 25th, the Commission received a certificate by a physician stating that in his opinion the health of A. H. Gutheil would not permit his attendance upon said hearing. The Commission concluded that it should continue the case for further hearing in the hearing room of the Commission in Denver on March 25, 1935, at 10 o'clock A.M.

However, after careful consideration of the matter, the Commission concluded further, and found, that it should not require the stay to continue in effect after this date.

O R D E R.

IT IS THEREFORE ORDERED, That the above entitled case be, and the same is hereby, continued for hearing in the hearing room of the Commission in Denver, Colorado, on March 25, 1935, at 10 o'clock A.M.

IT IS FURTHER ORDERED, That the stay of action by the defendants be, and the same is hereby, discontinued.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward J. O'Brien

W. H. Allen

Walter Erickson
Commissioners.

Dated at Denver, Colorado,
this 28th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION)
OF BYRON S. BUNKER, DOING BUSINESS)
AS DENVER DEERTRAIL TRUCK LINE, FOR)
AUTHORITY TO TRANSFER TO LLOYD)
GENTRY CERTIFICATE OF PUBLIC CON-)
VENIENCE AND NECESSITY.)

APPLICATION NO. 1408-AAA

IN THE MATTER OF THE APPLICATION OF)
BYRON S. BUNKER, DOING BUSINESS AS)
DEERTRAIL TRUCK LINE, FOR AUTHORITY)
TO TRANSFER TO LLOYD GENTRY HIS)
PRIVATE PERMIT NO. A-639.)

APPLICATION NO. 2275-PP-A

February 28, 1935.

Appearances: Mr. Byron S. Bunker, Deertrail, Colorado,
pro se;
Mr. Lloyd Gentry, Deertrail, Colorado,
pro se;
Mr. V. G. Garnett, Denver, Colorado,
for The Motor Truck Common Carriers Ass'n.

S T A T E M E N T

By the Commission:

In Application No. 1408-AAA, Byron S. Bunker seeks authority to transfer the certificate of public convenience and necessity originally issued in said Application No. 1408 to Lloyd Gentry.

In Application No. 2275-PP-A, authority is sought by the said Byron S. Bunker to transfer private permit No. A-639 to the same transferee. The two matters were consolidated for hearing.

The evidence disclosed that no indebtedness exists against the operations of Byron S. Bunker in the conduct of his common carrier certificate. He has never operated under his private carrier permit, which authorizes an operation over certain territory not included in his certificate of convenience and necessity.

Some question was raised by one of the protestants that the private permit of transferor had been abandoned because no operations had ever been

commenced thereunder. However, the private carrier Act contains no provision for the abandonment of permits by non-use, although said provision is found in the common carrier Act.

The transferee testified that he was willing, if said permit was transferred to him, to waive any service to Limon, Colorado, under said permit, and that the transfer might be conditioned accordingly. This stipulation removed any objection to the transfer on the part of protestants.

The reliability and standing of the transferee were established to the satisfaction of the Commission.

After a careful consideration of the record, the Commission is of the opinion, and so finds, that the authority to transfer should be granted, subject to the conditions hereinafter expressed.

— O R D E R

IT IS THEREFORE ORDERED, That authority be, and the same is hereby, granted to Byron S. Bunker, doing business as the Deer Trail Truck Line, to transfer to Lloyd Gentry the certificate of public convenience and necessity originally issued in Application No. 1408.

IT IS FURTHER ORDERED, That the tariffs of rates, rules and regulations of the transferor herein shall become and remain those of the transferee herein until changed in accordance with law and the rules and regulations of the Commission.

IT IS FURTHER ORDERED, That authority be, and the same is hereby, granted to Byron S. Bunker to transfer to Lloyd Gentry private permit No. A-639, provided, however, that transferee shall not serve Limon under said private permit.

IT IS FURTHER ORDERED, That this order shall be attached to and become a part of said private permit No. A-639, and that the authority herein granted to transfer said private permit shall be subject to compliance by transferee with all our rules and regulations relating to the

to the operations of private carrier by motor vehicle.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward W. Wheeler
W. M. Allen
Walter Quinn
Commissioners.

Dated at Denver, Colorado,
this 28th day of February, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
NORMAN RHYNO FOR AN EXTENSION OF) APPLICATION NO. 2219-PP
ROUTE UNDER PRIVATE PERMIT NO. A-506.)

March 1, 1935.

Appearances: Norman Rhyno, Boulder, Colorado,
pro se;
A. J. Fregeau, Denver, Colorado,
for Motor Truck Common Carriers Ass'n;
T. A. White, Esq., Denver, Colorado,
for The Denver and Rio Grande Western
Railroad Company;
V. G. Garnett, Denver, Colorado,
for The Colorado Rapid Transit Company;
J. A. Cartuthers, Esq., Colorado Springs,
Colorado, for The Midland Terminal Railway Co.

S T A T E M E N T

By the Commission:

Applicant seeks an extension of his operations under private permit No. A-506 to include the transportation of freight and ore between Boulder and Colorado Springs and intermediate points, via Colo. Highway 7, U. S. 285 and U. S. 85, and between Boulder and Leadville and intermediate points, via Colo. 119 over Loveland pass and Colo. 91, or via Colo. 8 and U. S. 40 South via Fairplay.

The evidence disclosed that applicant was issued his private permit in August 1933, which authorizes the transportation of freight between Boulder and points within a 35-mile radius thereof.

Applicant testified that he was willing to confine his operations under the proposed extension to the transportation of ore only and would waive service to and from any points intermediate between Boulder and Colorado Springs, and between Boulder and Leadville.

The responsibility of applicant was established to the satisfaction of the Commission.

The record does not disclose that, as limited above, the operation under the proposed extension would unduly interfere with any established systems

of transportation.

After a careful consideration of the record, the Commission is of the opinion, and so finds, that the applicant's request for an extension of routes should be granted, subject to the limitations hereinafter expressed.

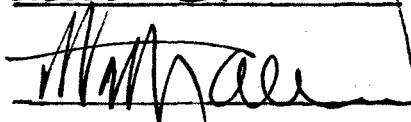
O R D E R

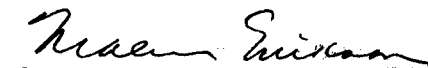
IT IS THEREFORE ORDERED, That authority be, and the same is hereby, granted to applicant, Norman Rhyno, to extend his routes to include the transportation of ore only from Boulder to the Golden Cycle Mill at Aysee, Colorado, provided, however, that no service shall be conducted between any points intermediate between said places; and from Boulder to Leadville, provided, however, that no service shall be conducted to points intermediate thereto.

IT IS FURTHER ORDERED, That this order shall be made a part of the original permit No. A-506 heretofore issued to applicant.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO







Commissioners.

Dated at Denver, Colorado,
this 1st day of March, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

RE MOTOR VEHICLE OPERATIONS OF)
CHARLES J. LaBORDE.)

CASE NO. 1522.

March 1, 1935.

Appearances: Mr. A. A. von Egidy, Denver, Colorado,
for the Public Utilities Commission.

S T A T E M E N T.

By the Commission:

On December 27, 1934, the Commission entered its order requiring the above named respondent to show cause why his private carrier permit No. A-640 should not be suspended or revoked for his failure to keep on file with the Commission the necessary insurance policy or a surety bond as required by law and the rules and regulations of the Commission.

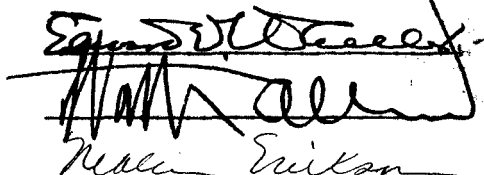
At the hearing, the evidence disclosed that respondent's public liability and property damage insurance was cancelled June 8, 1934, and had not been replaced.

After a careful consideration of the record, the Commission is of the opinion, and so finds, that respondent's permit should be revoked for his failure to file insurance.

O R D E R.

IT IS THEREFORE ORDERED, That private permit No. A-640, heretofore issued to Charles J. LaBorde, be, and the same is hereby, revoked and cancelled.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 1st day of March, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

IN THE MATTER OF THE APPLICATION OF)
BARNEY GROSS, A. P. HAMILTON, and)
A. R. HAMILTON, Co-partners, doing)
business as THE DENVER-LOS ANGELES)
TRUCK LINE, FOR PRIVATE CLASS A)
MOTOR PERMIT, AUTHORIZING THE)
TRANSPORTATION OF FREIGHT IN INTER-)
STATE COMMERCE ONLY.)

APPLICATION NO. 2266-PP.

March 4, 1935.

Appearances:

Barney Gross, Esq., 1531 Sixteenth Street, Denver,
Colorado, for applicants.

R. F. Maroney, Esq., Denver, Colorado, for the Atchison,
Topeka & Santa Fe Railway Company.

A. J. Fregeau, Esq., Denver, Colorado, for the Weicker
Transportation Company.

W. N. Carey, Esq., Denver, Colorado, for the Denver and
Rio Grande Western Railroad Company, and Rio Grande
Transport Company.

S T A T E M E N T

By the Commission:

This is an application by Barney Gross, A. P. Hamilton, and A.
R. Hamilton, co-partners, doing business as Denver-Los Angeles Truck
Line, for a private Class A motor permit authorizing the operation of
the applicants for the transportation of freight in interstate commerce
only, between Denver and the Colorado-New Mexico state line, at a point
where U. S. Highway No. 85 crosses the same, and to and from all points
intermediate to Denver and said state line.

The Commission set the matter down for hearing and took evidence
on the application, The Commission is of the opinion, and so finds, that

the Constitution of the United States and the laws of the State of Colorado require the issuance to the applicants of the permit as prayed.

O R D E R

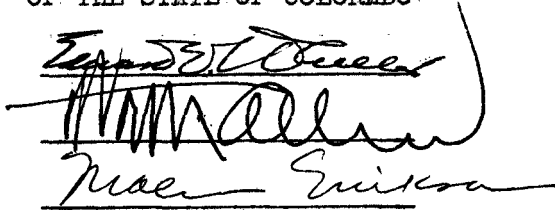
IT IS THEREFORE ORDERED That a private Class A motor permit be issued to Barney Gross, A. P. Hamilton, and A. R. Hamilton, co-partners, doing business as Denver-Los Angeles Truck Line, for the transportation of freight in interstate commerce only, between Denver and the Colorado-New Mexico state line, at a point where U. S. Highway No. 85 crosses the same, and to and from all points intermediate to Denver and said state line, subject to the following conditions:

(a) The filing by applicants of a list of their customers, securing identification cards, filing the necessary insurance and otherwise complying with all of the rules and regulations of the Commission.

(b) Applicants will also be expected to comply with all the laws, rules, regulations and requirements of the Code Authority of this State as they may now or hereafter be promulgated.

IT IS FURTHER ORDERED, That this order shall be attached to and made a part of the permit herein granted to applicants.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 4th day of March, 1935.

A-377

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION)
OF HARRY RUSSELL FOR A CLASS A)
PERMIT TO OPERATE AS A PRIVATE)
CARRIER BY MOTOR VEHICLE.)

APPLICATION NO. 2277-PP

* * * * *

March 4, 1935.

Appearances: Mr. Harry Russell, Pueblo, Colorado,
pro se;
Mr. A. J. Fregeau, Denver, Colorado,
for Weicker Transportation Company;
R. F. Maroney, Esq., Denver, Colorado,
for The Atchison, Topeka & Santa Fe Ry. Co.;
Mr. W. M. Carey, Denver, Colorado,
for The Denver and Rio Grande Western
Railroad Company.

S T A T E M E N T

By the Commission:

This is an application by Harry Russell for an extension of his private Class A motor permit. He is now authorized to operate as a private carrier between Pueblo and Trinidad and intermediate points, and between Pueblo and Canon City and intermediate points. He desires now authority to operate as a private carrier for the transportation of newspapers, liquor, motion picture films and automobile parts between Pueblo and Salida and intermediate points, and between Pueblo and Del Norte and intermediate points, his new authority so far as the operations from Canon City to Salida and from Walsenburg to Del Norte to be limited to the transportation of the commodities named.

The application was set for hearing and was duly heard in the Hearing Room of the Commission.

After careful consideration of the evidence the Commission is of the opinion, and so finds, that a private Class A motor permit should be issued to the applicant as prayed.

O R D E R

IT IS THEREFORE ORDERED, That a private Class A motor permit

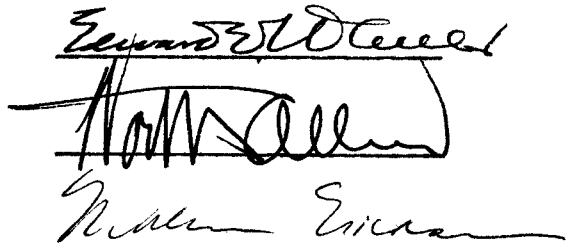
be issued to the applicant, Harry Russell, authorizing the transportation as a private carrier only of newspapers, motion picture films, liquor and automobile parts between Pueblo and Del Norte and intermediate points, and between Pueblo and Salida and intermediate points, subject to the following conditions:

(a) The filing by applicant of a list of his customers, securing identification cards, filing the necessary insurance and otherwise complying with all of the rules and regulations of the Commission.

(b) Applicant will also be expected to comply with all the laws, rules, regulations and requirements of the Code Authority of this State as they may now or hereafter be promulgated.

IT IS FURTHER ORDERED, That this order shall be attached to and made a part of the permit herein granted to applicant.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 4th day of March, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION)
OF J. C. DODSON FOR A MOTOR VEHICLE) APPLICATION NO. 2232-PP.
CLASS A PRIVATE PERMIT.)

March 4, 1935.

Appearances: Foard Brothers, Esqs., Colorado Springs, Colorado,
attorneys for applicant;
T. A. White, Esq., Denver, Colorado,
attorney for The Denver & Rio Grande Western
Railroad Company;
J. A. Carruthers, Esq., Colorado Springs, Colorado,
attorney for The Midland Terminal Railway Company.

S T A T E M E N T.

By the Commission:

This is an application by J. C. Dodson for a motor vehicle Class A private permit authorizing the transportation of coal from the Pike View Mine situated north of Colorado Springs to points within said city and within the fringe territory outside thereof. The application was duly heard.

After careful consideration of the evidence the Commission is of the opinion, and so finds, that the permit should issue as prayed.


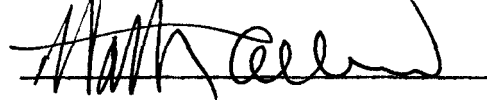
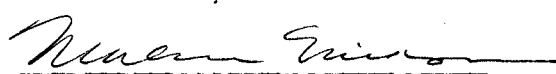
O R D E R.

IT IS THEREFORE ORDERED, That the applicant, J. C. Dodson, be, and he is hereby, authorized to operate as a Class A motor vehicle private carrier in the transportation of coal from the Pike View Mine situated north of Colorado Springs, Colorado, to points within said city and within the fringe territory outside thereof.

IT IS FURTHER ORDERED, That this authority to operate as such private carrier is issued upon the condition that the applicant shall comply with all laws and rules and regulations of this Commission which may at any time relate to and affect his said operation, and that he

will comply with all lawful requirements of Code and other authorities.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 4th day of January, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO.

RE MOTOR VEHICLE OPERATIONS OF)
J. T. TAYLOR.)

CASE NO. 1572.

March 9, 1935.

S T A T E M E N T

By the Commission:

The Commission has been informed that J. T. Taylor, to whom a certificate of public convenience and necessity was granted by the Commission in Application No. 1070 on September 11, 1928, has long since abandoned his operation. A question arises whether the said certificate should not be revoked and cancelled.

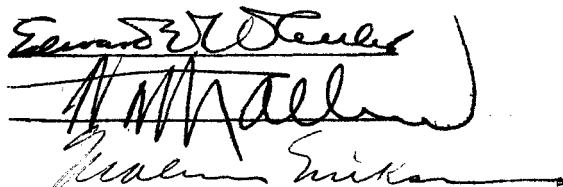
The Commission is of the opinion, and so finds, that it should enter upon an investigation on its own motion, for the purpose of determining the status of the said certificate, and whether or not the same should be revoked and cancelled for failure for an unreasonable length of time to operate under said certificate.

O R D E R

IT IS THEREFORE ORDERED, on the Commission's own motion, that an investigation be, and the same is hereby, instituted for the purpose of determining the status of the certificate of public convenience and necessity heretofore issued by the Commission in Application No. 1070 to J. T. Taylor, and for the purpose of determining whether or not said certificate should be revoked and cancelled for failure for an unreasonable length of time to operate under the same, and because of possible abandonment.

IT IS THEREFORE ORDERED, That a hearing be had in the hearing room of the Commission on Friday, the 22nd day of March, 1935, at 10 o'clock a. m.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 9th day of March, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

IN THE MATTER OF THE APPLICATION OF)
LEONARD BAKER FOR AN EXTENSION OF)
ROUTE UNDER PRIVATE PERMIT NO. A-822.)

APPLICATION NO. 2222-PP

March 9, 1935.

Appearances: Mr. Leonard Baker, Craig, Colorado, pro se;

T. A. White, Esq., Denver, Colorado, for The Denver
and Rio Grande Western Railroad Company;

Colin A. Smith, Esq., Denver, Colorado, for the
Comet Motor Express, Inc.;

R. E. Conour, Esq., Denver, Colorado, for The
Public Utilities Commission.

S T A T E M E N T

By the Commission:

Applicant seeks a Class A private permit authorizing an operation between Craig, Colorado, and the Colorado-Utah state line, and intermediate points, and between Craig and Grand Junction and intermediate points.

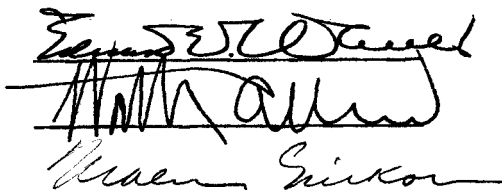
The evidence disclosed that the territory which applicant seeks to serve has ample common carrier operations at the present time to take care of the public need and that the business in said territory is so limited that any diminution of the common carrier business would work a material hardship upon said common carriers and might affect their ability to properly serve the public.

In view of this condition and of our previous opinion in Applications Nos. 2199 and 2200, and after a careful consideration of the record, the Commission is of the opinion, and so finds, that the instant application should be denied.

O R D E R

IT IS THEREFORE ORDERED, That the instant application be, and the same is hereby, denied.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners.

Dated at Denver, Colorado,
this 9th day of March, 1935.

2-915
BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
JOHN C. BRYANT FOR PRIVATE CLASS A)
MOTOR PERMIT.)

2-21-35
APPLICATION NO. 2265-PP.

March 9, 1935.

Appearances: John C. Bryant, Colorado Springs, Colorado,
pro se;
A. J. Fregeau, Esq., Denver, Colorado,
for the Weicker Transportation Company.

S T A T E M E N T.

By the Commission:

This is an application for private Class A motor permit for the transportation of coal, ice, sand, gravel and fertilizer, from Pike View Mine, the City Mine, and the Corley Mine, all located near Colorado Springs, to Colorado Springs, Broadmoor, Fountain and Manitou, and from Pueblo to Colorado Springs, Broadmoor, Fountain and Manitou, and from Colorado Springs to Broadmoor, Fountain and Manitou.

After careful consideration of the evidence the Commission is of the opinion, and so finds, that a private Class A motor permit should be issued to the applicant, John C. Bryant, as prayed.


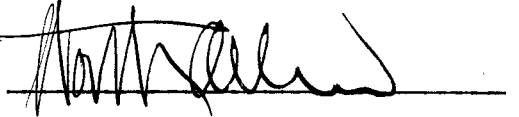
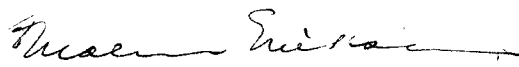
O R D E R.

IT IS THEREFORE ORDERED, That the applicant, John C. Bryant, be granted a private Class A motor vehicle permit, authorizing the transportation of coal, ice, sand, gravel and fertilizer, from Pike View Mine, the City Mine, and the Corley Mine, all located near Colorado Springs, to Colorado Springs, Broadmoor, Fountain and Manitou, and from Pueblo to Colorado Springs, Broadmoor, Fountain and Manitou, and from Colorado Springs to Broadmoor, Fountain and Manitou, to issue if and when, but not before he has filed a list of his customers and the required insurance, and has secured identification cards.

IT IS FURTHER ORDERED, That the right of applicant to operate under this order shall be dependent upon his compliance at all times with all the laws, rules and regulations pertaining to his operation which may now or hereafter be in effect.

IT IS FURTHER ORDERED, That this order be, and it is hereby, made a part of the permit herein authorized to be issued.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 9th day of March, 1935.

13-716

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

IN THE MATTER OF THE APPLICATION OF)
C. F. PATTON FOR A PRIVATE MOTOR PERMIT.) APPLICATION NO. 2263-PP.

March 9, 1935.

Appearances: C. F. Patton, 432 North Cooper Street,
Colorado Springs, Colorado, pro se;

A. J. Fregeau, Esq., Denver, Colorado,
for the Weicker Transportation Company.

S T A T E M E N T

By the Commission:

This is an application of C. F. Patton, of Colorado Springs, for a private Class A motor permit for the transportation of coal, ice, sand, gravel and fertilizer between the Pikes Peak, Corley and City Mines, and Colorado Springs, Broadmoor, Fountain and Manitou, and between Colorado Springs, Broadmoor, Fountain and Manitou, and coal from Pueblo to Colorado Springs, Broadmoor, Manitou and Fountain.

The Commission set the matter down for hearing and took evidence on the application.

After careful consideration of the evidence the Commission is of the opinion, and so finds, that a Private Class A motor permit should be issued to the applicant, C. F. Patton, for the transportation of coal, ice, sand, gravel and fertilizer between the points hereinbefore named, subject to the conditions hereinafter stated.

O R D E R

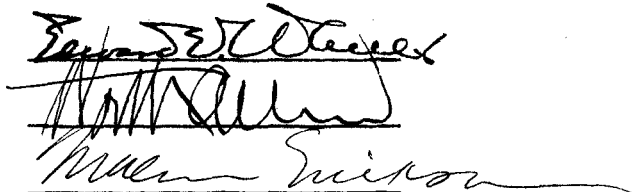
IT IS THEREFORE ORDERED, That the applicant C. F. Patton be granted a private Class A motor vehicle permit authorizing the transportation of coal, ice, sand, gravel and fertilizer between the points hereinbefore named, to issue if and when, but not before he has filed a list of his customers and the required insurance, and

has secured identification cards.

IT IS FURTHER ORDERED, That the right of applicant to operate under this order shall be dependent upon his compliance at all times with all the laws, rules and regulations pertaining to his operation which may now or hereafter be in effect.

IT IS FURTHER ORDERED, That this order shall be, and is hereby made a part of the permit herein authorized to be issued.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 9th day of March, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION)
OF WAYNE BEACH FOR A PERMIT TO)
OPERATE AS A PRIVATE CARRIER BY)
MOTOR VEHICLE.)

APPLICATION NO. 2288-PP.

March 9, 1935 .

Appearances: Marion F. Jones, Longmont, Colorado,
Attorney for applicant;
A. J. Fregeau, Denver, Colorado, for
Colorado Motor Truck Common Carriers' Association;
H. A. Shelton, Idaho Springs, Colorado,
pro se, and a group of operators holding private
permits in Idaho Springs district.

S T A T E M E N T.

By the Commission:

This is an application for a Class A private permit to haul ore from the vicinity of Idaho Springs, Colorado, into Idaho Springs and occasionally into Leadville, and to occasionally haul mine supplies from Idaho Springs to customers via U. S. 40, Colorado 91, and various county roads.

At the hearing, applicant waived that part of his application asking for the right to haul ore to Leadville and agreed to limit his application to the hauling of ore from the Bismarck and Black Eagle Mines near Idaho Springs and one other unnamed mine in same vicinity to Idaho Springs and the occasional hauling of mine supplies to the same mines.

A number of holders of private permits operating in the Idaho Springs district testified that they were working only occasionally and that there is no necessity for additional service. However, the Commission has no authority to deny application unless operations by common carrier are unduly interfered with and the continuation of his system of transportation jeopardized.

The record does not disclose that, as limited above, the proposed operation would interfere with any common carrier system of transportation.

After a careful consideration of the record, the Commission is of the opinion, and so finds, that the applicant's request for a permit should be granted.



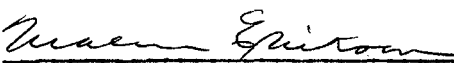
O R D E R.

IT IS THEREFORE ORDERED, That a permit to operate as a Class A private carrier by motor vehicle be granted to Wayne Beach for transportation of ore from the Bismarck and Black Eagle Mines and one other unnamed mine in same vicinity to Idaho Springs, and for the occasional transportation of mine supplies from Idaho Springs to the said mines, said permit to issue if and when, but not before he has filed a list of his customers and the required insurance, and has secured identification cards.

IT IS FURTHER ORDERED, That the right of applicant to operate under this order shall be dependent upon his compliance at all times with all of the laws, rules and regulations pertaining to his operation which may now or hereafter be in effect.

IT IS FURTHER ORDERED, That this order shall be, and is hereby made a part of the permit herein authorized to be issued.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 9th day of March, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

IN THE MATTER OF THE APPLICATION OF)
R. H. QUINN, DOING BUSINESS AS KIM)
LIGHT AND POWER COMPANY, FOR A CERTI-)
FICATE OF PUBLIC CONVENIENCE AND)
NECESSITY.)

APPLICATION NO. 2283

IN THE MATTER OF THE APPLICATION OF)
THE COOPERATIVE LIGHT AND POWER)
COMPANY, LTD., OF KIM, COLORADO,)
FOR A CERTIFICATE OF PUBLIC CON-)
VENIENCE AND NECESSITY.)

APPLICATION NO. 2284

March 11, 1935.

Appearances: East and Mabry, Trinidad, Colorado, for appli-
cant in No. 2283.

Joseph W. Hawley, Esq., and Frank H. Hall, Esq.,
Trinidad, Colorado, for applicants in
No. 2284.

S T A T E M E N T

By the Commission:

Two applications were filed with the Commission seeking certifi-
cates of public convenience and necessity. One, No. 2283, was by R. H.
Quinn, doing business as Kim Light and Power Company. In the title of
the other application, No. 2284, "The Cooperative Light and Power Com-
pany, Ltd., of Kim, Colorado" is named as the applicant. The body of
application No. 2284 begins "The petition of the Kim Cooperative Light
and Power Company, Ltd." Application No. 2284 is signed "Lit'l Diesel
Engine Corporation—By O. S. More, Vice President."

Application No. 2283 asks for a certificate granting permission
"to continue the operation of an electric light and power plant and ser-
vice in the Village of Kim, Colorado."

Quinn alleges that in the year 1928 he purchased from Sammons
Brothers the machinery and equipment, poles, wires, etc., that were then
being used in Kim for the generation and distribution of electric energy,
and that he ever since has continued to generate and distribute energy
to customers in said town. He alleges that the service which he is ren-
dering has been at all times and now is adequate to meet the public demand

and necessity. He further alleges that he has expended in the said service some \$3500 in improving and enlarging the plant, system and service, and that up until this time he has invested in said plant and equipment approximately \$5000; that all of said property is free of all liens and encumbrances, and that the applicant is not indebted to any person on any account whatever.

He further represents that there are approximately forty-five families and business houses in the village of Kim, and that he is furnishing service to some thirty of them.

He alleges as a reason for not making an application for a certificate sooner, that he did not know that same was required.

His application concluded with the allegation that he is financially and otherwise able to continue the operation of his said system, and is able to and will comply with all laws, both Federal and State, relating to his business, and is willing to furnish service at such rates as the Commission may determine as equitable.

In Application No. 2284 it is alleged that the applicant is engaged in the business of manufacturing and distributing electric energy in the town of Kim and the vicinity thereof; that permission to install poles and distribution lines "on county property" has been granted by the Board of County Commissioners of Las Animas County; that the members and owners of "this organization are the Lit'l Diesel Engine Corporation, a Colorado corporation."

The application contains a list of subscribers agreeing to take electricity from the Company, with the statement that the list includes more than eighty per cent of the total possible "outlets" for electricity in the town.

It is alleged that "the town of Kim is not now and never has been adequately served with twenty-four (24) hour electric service."

The application concludes with a prayer for authority to construct and operate the plant.

The evidence introduced at the hearing showed that the original system was built and was put in operation in 1926; that at that time there were some forty-five business houses and residences in Kim; that at that time there were some thirty customers. At the present time there are some fifty business houses and residences and thirty-one customers. The population of the village and what might be called fringe territory is not over 210.

Quinn testified that he never knew until immediately before he filed his application that it was necessary to secure a certificate of public convenience and necessity to construct the system in Kim. Of course, it has not been necessary to secure any certificate authorizing the exercise of any municipal franchise rights, for the reason that Kim is not incorporated, and no such rights could be granted.

In the beginning service was continuous throughout the twenty-four hours of the day. Continuous service was found, in the opinion of the operators who originally constructed the system, not to be profitable. For a number of years the service has been rendered from about 2 o'clock in the afternoon until about midnight. Once a week current is furnished during the morning hours between 9:30 and 12. The evidence showed also that practically all requests for service out of the usual hours, made by the town physician and others, were complied with. In a hundred instances, the physician testified, such special service had been given. It might be stated, however, that there was a little testimony to the effect that in the early evening on Sundays Quinn sometimes was late in turning on the energy. However, very little complaint exists against the service other than that it is not continuous throughout the day, resulting in deterioration of food stuffs in electric refrigerators.

Quinn's generating equipment is located in two buildings, one 25 by 44 feet, the other 14 by 54 feet. Quinn owns also a garage and equipment therein. He testified that the generating plant, the two small

buildings and the distribution system worth \$5000, would cost \$10,000 to replace. His other assets, including the garage and \$2000 in cash in bank, total \$7600.

His generating equipment consists of two engines in operating order, and another which the evidence showed would be in operating condition within a short time. There was some question as to the efficiency and economy of some of the equipment. However, the Commission is of the opinion, and so finds, that Quinn's equipment is under all the circumstances reasonably adequate for the purpose for which it is used. If at any time he needs to buy more equipment, he is amply able to purchase the same, without having to borrow any money for that purpose.

Quinn's rates for domestic consumers have been \$3 per month per customer, unless the customer has only a one-room house with one outlet. In that event the flat rate is \$1.50. For those preferring metered service, the charge is 20 cents per kilowatthour.

While Quinn testified that in his opinion 24-hour service is not warranted, he would be willing, if required, to render such service, provided he may charge 12 cents per kilowatthour, with a minimum of \$3 per customer, except in the case of a two-room house, in which event the minimum charge would be \$1.50; and provided further that he could require the customers to make a deposit with him of the cost of the meters, the deposit to be refunded in the event of termination of service.

We understand that Quinn is willing, if so required by the Commission, to give service during the same hours and for the same rates as were proposed by the applicant in Application No. 2284.

The evidence in support of Application No. 2284 showed that the name, the Cooperative Light and Power Company, Ltd., and the name, Kim Cooperative Light and Power Company, Ltd., are mere names used by some of the offices and possibly employes of Lit'l Diesel Engine Corporation; that a contract had been entered into by and between the Lit'l Diesel Corporation

or agents thereof and Wesson Burrow, by which the Lit'l Diesel Corporation or some of its representatives were to procure a certificate from this Commission and turn the same over to him, together with an engine and plant materials. The total cost of the equipment to Burrow is to be \$5110, of which \$1510 is to be paid down at or about the time of delivery. Five hundred dollars on account has already been paid by Burrow. Burrow has already done some construction work at the site of the building to be constructed to house the generating equipment. The evidence submitted by Burrow is designed to prove that his equipment would be more efficient than that used by Quinn.

Burrow appeared to be a bright young man, who is quite active in Kim, and has had more or less experience which would be of benefit to him in conducting an electric light system. He is now engaged in carrying mail, and has two or three side-line activities, all of which, as he testified, result in a net income of some \$200 per month. His total net worth was shown to be some \$5000, with total indebtedness of something less than \$600.

His schedule of rates proposed is as follows:

"Rates:

First	100	KWH.	per month	@	12¢	per KWH.	net
Next	200	"	" "	@	9¢	" "	"
Next	250	"	" "	@	8¢	" "	"
Next	300	"	" "	@	7¢	" "	"
Excess		"	" "	@	6¢	" "	"

Provided that the minimum rate shall be \$3.00 net per month per meter."

"All general power:

Rate:

First	100	KWH.	per month	@	10¢	per KWH.	net
Next	200	"	" "	@	8¢	" "	"
Excess		"	" "	@	4¢	" "	"

Provided, that the minimum shall not be less than \$10.00 net."

We are not sure what is meant by the term "All general power." Our understanding of the evidence is that all stores and other business establishments would be charged a minimum of \$10 per month.

We understood further that the minimum in the case of a residence with either one or two rooms would be \$1.50.

Burrow admitted in his testimony that the Board of County Commissioners of Las Animas County, in which Kim is located, had refused to allow him to place his poles and wires in the streets of Kim. Such authority has been granted to Quinn.

We would have a wholly different situation here if neither applicant had a system in operation. While our main consideration always is as to what the public convenience and necessity require, one who has invested his money in a system for the purpose of serving the public, and who has done and is rendering reasonably good service should receive consideration and reasonable protection by the Commission. This is not primarily to aid the one investing his money and giving the service. The consideration is designed to protect the public. The public can not expect good service at reasonable rates if the one who undertakes the service is, without good reason therefor, to be subjected to an order terminating his services or exposing him to unwarranted competition. Unless one rendering service to the public receives adequate and reasonable protection, the service will always be a necessarily hazardous undertaking, and can only be rendered at exorbitant rates which will permit of an amortization of the investment in a much shorter time than the life expectancy of the property.

The Commission is not disposed to put any premium upon law violation. The system in Kim was obviously constructed without any lawful authority therefor. However, Kim is an inland town far removed from the county seat of the county in which it is located. It is

clear to the Commission that the person or persons originally constructing the system were ignorant of the law requiring them first to secure a certificate of public convenience and necessity. Quinn simply purchased in good faith a system that was already constructed and in operation.

It is obvious that the business in Kim will not support two electric systems. There is considerable doubt whether it will properly support one, particularly at the present time when, unfortunately, according to the evidence, a substantial percentage of the population is on relief, due to a series of droughts for which the population can not be blamed.

After careful consideration of the evidence, the Commission is of the opinion, and so finds, that the public convenience and necessity do not require the construction and operation of a system by the applicant in Application No. 2284 or by Wesson Burrow, for whom the application is sought therein.

The Commission is of the opinion, and so finds, that the public convenience and necessity did require the construction in 1926 and the operation then and ever since of the electric system now being operated and managed by the applicant R. H. Quinn.

However, the Commission is further of the opinion, and so finds, that unless Quinn will, within thirty days from this date, institute and continue service from 6 o'clock in the morning until 12 o'clock midnight, and unless he is prepared to and will, within thirty days, make effective the rates proposed to be charged by Burrow, Burrow should be permitted to reopen Application No. 2284.

We seriously doubt whether meats and foods of various kinds in electric refrigerators will deteriorate very much for lack of service between 12 o'clock midnight and 6 a. m., since during those hours refrigerators are usually closed.

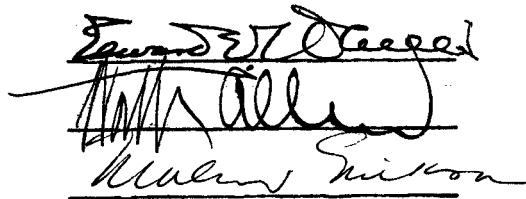
While generally it is considered improper to charge customers with the cost of meters, in rare cases, particularly where the total demand for energy is low and the costs of operation therefore are necessarily comparatively high, an exception is sometimes properly made. We are of the opinion, and so find, that Quinn should be authorized to install meters, requiring the customers at the time of installation or within a reasonable time thereafter to pay, in the form of a deposit, an amount equal to the cost of the meters, on which amount Quinn should be required to pay the usual rate of interest as in the case of other deposits, the deposit to be returned at the termination of service. This would mean that the capital for the purchase of the meters will be furnished by the consumers, although the interest thereon will be paid by Quinn.

O R D E R

IT IS THEREFORE ORDERED, That Application No. 2284 be, and the same is hereby, denied.

IT IS FURTHER ORDERED, That the public convenience and necessity required construction in the year 1926 and the operation then, thereafter and now of the electric system now being operated and managed by the applicant, R. H. Quinn; and this order, nunc pro tunc, shall be taken, deemed and held to be a certificate of public convenience and necessity therefor, subject to the terms and conditions hereinbefore stated.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 11th day of March, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION)
OF O. L. PAXTON FOR A PERMIT TO)
OPERATE AS A PRIVATE CARRIER BY)
MOTOR VEHICLE.)

APPLICATION NO. 2287-PP

March 12, 1935.

Appearances: O. L. Paxton, Boulder, Colorado,
pro se;
A. J. Fregeau, Denver, Colorado,
for The Motor Truck Common Carriers'
Association;
V. G. Garnett, Denver, Colorado,
for Colorado Rapid Transit Company;
J. D. McKenzie, Nederland, Colorado,
pro se;
H. A. Shelton, Idaho Springs, Colorado,
pro se, and others.

S T A T E M E N T

By the Commission:

Applicant filed his application requesting a Class A private permit to operate "between the mining districts in and around Boulder, including Magnolia, Ward, Nederland, Gold Hill, Sunshine, Sugar Loaf, Jimtown, Caribou, Eldora and Colorado Springs and intermediate points, via various mine roads, Colorado 19 - 160 - 7, and U.S. 285 and 85; also between the above districts and Leadville via Colorado 119 and Loveland pass; also between Idaho Springs and Alice mine, for ore haul and mine supplies."

At the hearing, applicant stated he was willing to eliminate haul to and from Leadville and other territory asked for in his application except the hauling of ore from Colorado Mine and Celestial Mine near Ward to Boulder and occasionally to Colorado Springs, and the hauling of mine supplies including coal from Boulder to said mines. There is no common carrier operating in the Ward district.

As so limited, J. D. McKenzie, holder of P.U.C. No. 62, who operates in the Nederland district and was the only common carrier affected by operation as originally proposed, stated that he had no objection to issuance of permit.

After a careful consideration of the record, the Commission is of the opinion, and so finds, that applicant's request for a private permit, as limited, should be granted.


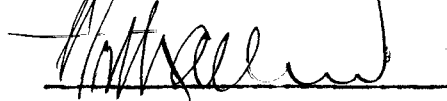

O R D E R

IT IS THEREFORE ORDERED, That a permit to operate as a Class A private carrier by motor vehicle be granted to O. L. Paxton for the transportation of ore from Colorado Mine and Celestial Mine near Ward to Boulder and occasionally to Colorado Springs, and the hauling of mine supplies, including coal, from Boulder to said mines, said permit to issue if and when, but not before, he has filed a list of his customers and the required insurance, and has secured identification cards.

IT IS FURTHER ORDERED, That the right of applicant to operate under this order shall be dependent upon his compliance at all times with all the laws, rules and regulations pertaining to his operation which may now or hereafter be in effect.

IT IS FURTHER ORDERED, That this order shall be, and it is hereby, made a part of the permit herein authorized to be issued.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners.

Dated at Denver, Colorado,
this 12th day of March, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

IN THE MATTER OF THE MOTOR VEHICLE)
OPERATIONS OF FRANK BARBERO.)

APPLICATION NO. 878-A.

March 12, 1935.

S T A T E M E N T

By the Commission:

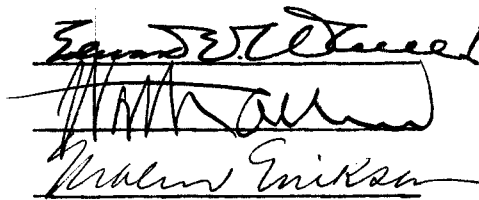
The Commission is in receipt of a written communication from the above named Frank Barbero, requesting that his certificate of public convenience and necessity issued in Application No. 878 be suspended due to lack of business.

After a careful consideration of said request, the Commission is of the opinion, and so finds, that same should be granted, to the extent of revoking said certificate, with the right to reinstate within one year.

O R D E R

IT IS THEREFORE ORDERED, That the certificate of public convenience and necessity heretofore issued in Application No. 878-A to Frank Barbero, be, and the same is hereby, revoked and cancelled; provided, however, that same may be reinstated at any time within one year from this date by filing proper insurance, and otherwise complying with all our rules and regulations.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 12th day of March, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
WILLIAM GRUBER.)

PRIVATE PERMIT NO. A-593.

March 12, 1935.

S T A T E M E N T

By the Commission:

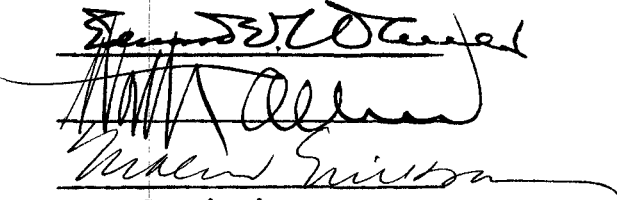
The Commission is in receipt of a written communication from Mrs. Pearl Gruber, requesting that private permit No. A-593 be revoked for the reason that William Gruber, holder of said permit, is now deceased and truck has been sold.

After a careful consideration of said request, the Commission is of the opinion, and so finds, that same should be granted.

O R D E R

IT IS THEREFORE ORDERED, That private permit No. A-593, heretofore issued to William Gruber, be, and the same is hereby revoked.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 12th day of March, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
HARRY M. LIGGETT FOR PRIVATE CLASS B) APPLICATION NO. 2292-PP
MOTOR VEHICLE PERMIT.)

March 12, 1935.

Appearances: Marion F. Jones, Esq., Longmont, Colorado,
attorney for applicant;
Mr. J. F. Rowan, Denver, Colorado,
for The Motor Truck Common Carriers Ass'n;
Mr. A. J. Fregeau, Denver, Colorado,
for Weicker Transportation Company.

S T A T E M E N T

By the Commission:

This is an application by Harry M. Liggett for a private Class B motor permit.

The evidence showed that the applicant would limit himself to the transportation of grain and mill products for the Colorado Mill and Elevator Company. The evidence further showed that the applicant's operations, if they are such as he testified he would conduct, would be those falling in the classification of a private B carrier

The Commission has had occasion to state a number of times that very few private carriers are really Class B carriers, as defined by our statute. The great majority of them are Class A carriers. However, we have nothing in the record in this case on which to base any findings that the applicant's operations would be other than those of a Class B private carrier.

We have concluded, therefore, that the applicant is entitled to have such a permit as he seeks issued to him, subject to the terms and conditions hereinafter stated, which we find are reasonably necessary.

O R D E R

IT IS THEREFORE ORDERED, That the applicant, Harry M. Liggett, be granted a private Class B motor permit, to issue if and when, but not

before he has filed a list of his customers and the required insurance, and has secured identification cards.

IT IS FURTHER ORDERED, That the right of applicant to operate under this order shall be dependent upon his compliance at all times with all the laws, rules and regulations pertaining to his operation which may now or hereafter be in effect.

IT IS FURTHER ORDERED, That the applicant at the end of two months from this date, unless the law pertaining to his operations then requires him to pay the same compensation for the use of the highways as is paid by all other private carriers, shall file with the Commission a written statement under oath of all of the freight hauled by him for Colorado Milling and Elevator Company, stating the point of origin and point of destination in each case, and the route or routes over which the shipment moved.

IT IS FURTHER ORDERED, That the operations of the applicant under this permit shall be limited to the transportation of freight for Colorado Milling and Elevator Company.

IT IS FURTHER ORDERED, That this order shall be, and is hereby made a part of the permit herein authorized to be issued.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward J. O'Leary
Arthur Allen

Maureen E. Quinn
Commissioners.

Dated at Denver, Colorado,
this 12th day of March, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

RE MOTOR VEHICLE OPERATIONS OF)
WILLIAM L. SIMPSON.)

PRIVATE PERMIT NO. A-607

March 13, 1935.

S T A T E M E N T

By the Commission:

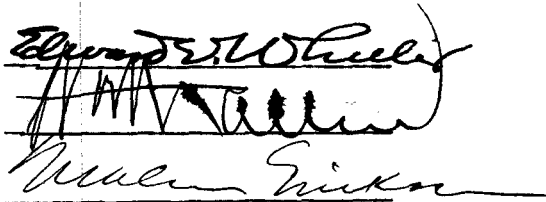
The Commission is in receipt of a request from William L. Simpson asking that private motor permit No. A-607 be suspended for a year. It is the practice of the Commission in such cases as this to revoke the permit and give the holder thereof the right to secure reinstatement thereof at any time within a year thereafter, upon filing the necessary insurance and showing full compliance with all rules and regulations of the Commission. We are of the opinion, and so find, that such should be the course in this case.

O R D E R

IT IS THEREFORE ORDERED, That private motor permit No. A-607 should be, and the same is hereby, revoked and cancelled, subject to the condition hereinafter stated.

IT IS FURTHER ORDERED, That at any time within one year from this date, the said William L. Simpson may secure the reinstatement of his said permit by filing with the Commission the necessary insurance and a written statement requesting such reinstatement, and by otherwise fully complying with all rules and regulations of the Commission.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 13th day of March, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

THE TOWN OF SPRINGFIELD, COLORADO,
A CORPORATION,

Plaintiff,

vs.

HIGHLAND UTILITIES COMPANY,

Defendant.

CASE NO. 1183

RE RATES OF HIGHLAND UTILITIES
COMPANY.

I. & S. DOCKET NO. 202

March 13, 1935.

S T A T E M E N T

By the Commission:

Since the above entitled cases were heard, the Commission has studied them carefully, and is of the opinion, and so finds, that evidence should be taken as to the reasonable value of the service being rendered by Highland Utilities Company in the various districts served by it. We are therefore of the opinion, and so find, that both of the said cases should be reopened for the purpose of taking evidence on that question.

Since the cases are to be reopened, we think we should also take evidence as to what the actual revenues of the Company in the different districts were for the year 1934.

O R D E R

IT IS THEREFORE ORDERED, That the above entitled cases be, and the same are hereby, reopened for the purpose of taking evidence (1) on the question of the reasonable value of the service being rendered by Highland Utilities Company in the various districts served by it, and (2) as to what the actual revenues of the Company in the various districts were for the year 1934.

IT IS FURTHER ORDERED, That said cases be set down for further hearing on the questions stated, in the Hearing Room of the Commission, Denver, Colorado, on Wednesday, the 3rd day of April, A. D. 1935, at ten o'clock A. M.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward J. Connelley

Arthur J. Connelley

Walter E. Connelley
Commissioners.

Dated at Denver, Colorado,
this 13th day of March, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

MAKE

NO

COPY

RE WATER PLANT OPERATIONS OF THE HIGHLAND)
WATER COMPANY OF PUEBLO COUNTY, COLORADO,)
AND FRANK VENCE, AS LESSEE OR OPERATOR OF)
SAID WATER COMPANY, RESPONDENTS.)

CASE NO. 1573

March 12, 1935.

S T A T E M E N T

By the Commission:

WHEREAS, The Commission is advised by a report of its Railway and Hydraulic Engineer that the pump supplying the service of what is known as the Highland Water Company at Blende, Pueblo County, Colorado, is so worn out that it is no longer serviceable without extensive repairs, and even then the old pump cannot be made efficient or economical in its use,

AND WHEREAS, It appears that there now exists a great emergency for the immediate installation of a new pump at this place for the domestic service of the customers of said water plant, and there is not time to arrange for a hearing in the usual manner without serious inconvenience and possible injury to said customers. So the Commission has communicated by wire with Mr. and Mrs. Spresterback, now in California, the reputed owners of said Highland Water Company, advising the necessity for the immediate installation of new pump at said company's pumping plant but has received no reply thereto to date.

AND WHEREAS, It appears to the Commission that the lessee or operator of the plant, Mr. Frank Vence, or the water users of the plant, are willing to install the necessary pump for and in behalf of said company at once, and it is elementary that a public utility owes a duty to furnish continuous and uninterrupted service to its cus-

tomers.

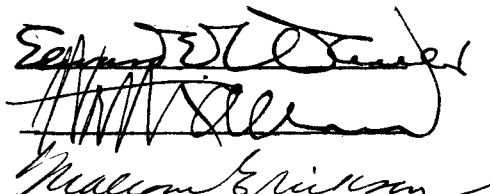
After a careful consideration of the matter, the Commission feels that a grave emergency exists, which requires immediate action.

O R D E R

IT IS THEREFORE ORDERED, That the Highland Water Company at Blende, Pueblo County, Colorado, or Mr. Frank Vence, the lessee or operator of said company, with such arrangements as may be necessary with the water users of said company, are hereby ordered and directed to install such a pump as may be required for the proper and economical service of the water users of said company or its lessee or operator at once, and with as little delay as possible.

IT IS FURTHER ORDERED, That the Commission shall retain jurisdiction of this matter for such further orders or amendments to this order as may be necessary.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners

Dated at Denver, Colorado,
this 12th day of March, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
IRA W. BILLINGS FOR PRIVATE CLASS A)
MOTOR PERMIT.)

APPLICATION NO. 2293-PP.

March 14, 1935.

Appearances: Ira W. Billings, Boulder, Colorado,
pro se;
A. J. Fregeau, Esq., Denver, Colorado,
for Weicker Transportation Company;
J. A. Carruthers, Colorado Springs, Colo.,
for The Midland Terminal Railway Company;
T. A. White, Esq., Denver, Colorado,
for the Denver & Rio Grande Western R.R. Co.;
Marion F. Jones, Esq., Longmont, Colorado,
for the Colorado Trucking Association;
J. D. McKenzie, Nederland, Colorado,
pro se;

S T A T E M E N T.

By the Commission:

Applicant seeks a private Class A motor permit to transport ore to Boulder from mines located within a 30-mile radius of Boulder and for occasional trips from said territory to Colorado Springs with loads of not more than 5 tons of ore, and also to haul mining machinery and supplies from Boulder to mines in Left Hand Canon near Ward, Colorado, and to haul mining machinery in lots of not less than one ton from Denver to Big Five Mine at Ward.

The evidence disclosed that applicant is the owner of a 1-1/2 ton Ford truck, equipped with special body for ore hauling, and that he has been engaged in hauling ore for approximately one year; that in May, 1934, he paid filing fee to cover application for a Class A private permit and procured the necessary insurance, but failed to make formal application for a permit.

It does not appear that the operations of any motor vehicle common carrier would be adversely affected by the granting of the permit, as limited.

After a careful consideration of the evidence, the Commission is of the opinion, and so finds, that the permit requested should be granted.

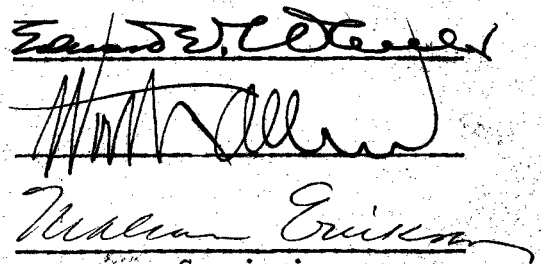
O R D E R.

IT IS THEREFORE ORDERED, That the applicant, Ira W. Billings, be, and he is hereby, authorized to operate as a Class A motor vehicle private carrier in the transportation of ore to Boulder from mines located within a 30-mile radius of Boulder and to transport ore in not more than 5-ton lots from said territory to Colorado Springs. Also to haul mining machinery and supplies from Boulder to mines in Left Hand Canon near Ward, Colorado, and to haul mining machinery in lots of one ton or more from Denver to Big Five Mine at Ward; said permit to issue if and when, but not before he has filed a list of his customers and the required insurance, and has secured identification cards.

IT IS FURTHER ORDERED, That the right of applicant to operate under this order shall be dependent upon his compliance at all times with all the laws, rules and regulations pertaining to his operation which may now or hereafter be in effect.

IT IS FURTHER ORDERED, That this order be, and it is hereby, made a part of the permit herein authorized to be issued.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 14th day of March, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF)
TULLEY N. NELSON FOR A PRIVATE CLASS)
A MOTOR PERMIT.)

APPLICATION NO. 2285-PP.

March 14, 1935.

Appearances: Tulley N. Nelson, Empire, Colorado,
pro se;
V. G. Garnett, Denver, Colorado,
for the Motor Truck Common Carriers' Ass'n;
J. A. Carruthers, Esq., Colorado Springs,
for The Midland Terminal Railway Company;
T. A. White, Esq., Denver, Colorado,
for the Denver & Rio Grande Western R.R. Co.;
A. J. Fregeau, Denver, Colorado,
for the Motor Truck Common Carriers' Ass'n;
Marion F. Jones, Esq., Longmont, Colorado,
for the Colorado Trucking Ass'n.

S T A T E M E N T.

By the Commission:

Applicant is holder of private permit A-520 and herein seeks to extend his operation to include the transportation of ore from Georgetown and Empire to the Golden Cycle mill at Colorado Springs. At the hearing applicant agreed that loads might be limited to 4 tons.

The record does not disclose that, as limited above, the operation under the proposed extension would unduly interfere with any established system of transportation.

After careful consideration of the record, the Commission is of the opinion, and so finds, that the applicant's request for an extension of routes should be granted, subject to the limitations hereinafter expressed.

O R D E R.

IT IS THEREFORE ORDERED, That authority be, and the same is hereby, granted to applicant, Tulley N. Nelson, to extend his route to include the transportation of ore, only, in lots of not to exceed 4 tons, from Georgetown and Empire to the Golden Cycle mill at Colorado Springs.

IT IS FURTHER ORDERED, That this order shall be made a part of the original permit No. A-520 heretofore issued to applicant.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Edward E. Wheeler

W. H. Allen

Walter E. Nixon

Commissioners

Dated at Denver, Colorado
this 14th day of March, 1935.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO .

* * *

IN THE MATTER OF THE APPLICATION OF)
J. L. PINKUS, FOR AN EXTENSION OF)
PRIVATE PERMIT NO. 260-A, BETWEEN)
DENVER & COLORADO SPRINGS AND IN-)
TERMEDIATE POINTS, AND BETWEEN)
ROLLINSVILLE AND GREELEY AND INTER-)
MEDIATE POINTS.)

APPLICATION NO. 2223-PP.

March 14, 1935.

Appearance : J. D. McKenzie, Nederland, Colorado,
pro se.

S T A T E M E N T.

By the Commission:

On January 4, 1935, the Commission entered its order granting the application of J. L. Pinkus for an extension of his route under permit No. A-260, to include the transportation of freight from Rollinsville to Colorado Springs and from Colorado Springs to Rollinsville, subject to certain restrictions therein mentioned. J. D. McKenzie, holder of PUC Certificate No. 62, filed a petition for rehearing, and the matter was regularly set for hearing before the Commission on March 11, 1935 upon said petition.

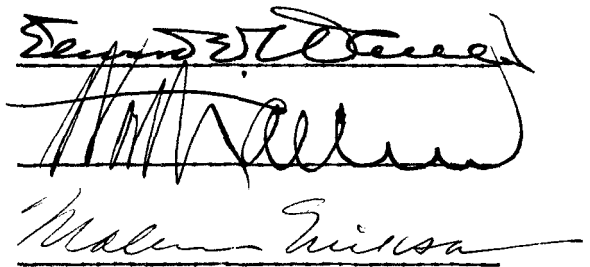
At the hearing, Mr. McKenzie withdrew his petition for rehearing.

After careful consideration of the record, the Commission is of the opinion, and so finds, that said petition for rehearing should be dismissed.

O R D E R.

IT IS THEREFORE ORDERED, That said petition for rehearing, heretofore filed herein by J. D. McKenzie, be, and it is hereby, dismissed.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners.

Dated at Denver, Colorado,
this 14th day of March 1935.