

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION OF THE
PUEBLO GAS AND FUEL COMPANY FOR A CERTI-
FICATE OF CONVENIENCE AND NECESSITY TO
CONSTRUCT GAS DISTRIBUTION FACILITIES TO
SERVE THE CLAY CALCINING PRODUCTS PLANT
BEING CONSTRUCTED BY THE COLORADO FIRE
CLAY COMPANY IN THE NORTHWEST $\frac{1}{4}$ OF SECTION
22, TOWNSHIP 19 SOUTH, RANGE 67 WEST, IN
PUEBLO COUNTY, AND TO SELL NATURAL GAS
THERETO.

APPLICATION NO. 22190

October 19, 1966

Appearances: Lee, Bryans, Kelly and Stansfield,
by Donald D. Cawelti, Esq., Denver,
Colorado, for applicant;
J. M. McNulty, Denver, Colorado,
of the Staff of the Commission.

S T A T E M E N T

BY THE COMMISSION:

This is an application by The Pueblo Gas and Fuel Company,
for a certificate of public convenience and necessity seeking authority
from this Commission to construct gas distribution facilities to serve
the clay calcining plant being constructed by the Colorado Fire Clay
Company in the northwest $\frac{1}{4}$ of Section 22, Township 19 South, Range 67
West, 6th P.M. in Pueblo County, Colorado and to distribute and sell
gas thereto.

The matter was set for hearing on October 17, 1966, at 2:00
o'clock, after due notice to all interested parties, in the Commission's
Hearing Room, 532 State Services Building, Denver, Colorado, and was
there heard and taken under advisement.

Applicant is a corporation duly organized and existing under
and by virtue of the laws of the State of Colorado with authority
to do business within said State, and its Articles of Incorporation,
together with all amendments thereto, have heretofore been filed with
this Commission.

Applicant is a public utility operating company subject to the jurisdiction of this Commission, and is engaged principally in the distribution and sale of natural, artificial or mixed gas in the City of Pueblo and in the surrounding area. The postoffice address and principal office of Applicant is 201 West 8th Street, Pueblo, Colorado.

There is no other public utility providing gas service in Pueblo County, and the gas service provided by the Plateau Natural Gas Company to the communities of Penrose and Portland, in Fremont County is the only service provided by another utility in the vicinity of said plant.

Applicant's witness, Mr. J. P. Dresen, Vice President and General Manager of The Pueblo Gas and Fuel Company, testified that the Colorado Fire Clay Company had contracted for interruptible gas service to a calcining plant under construction in the northwest quarter of Section 22, Township 19 South, Range 67 West of the 6th P.M. in Pueblo County, and for commercial gas service to auxiliary buildings at the plant. A copy of the interruptible gas contract was attached to the application as Exhibit A.

The plant is located near a large clay deposit, which is the basis of the calcining operation. The calcining process at the plant will require a great amount of heat. The plant is ideally situated in this respect, since the pipeline of the Colorado Interstate Gas Company which presently serves local distributors in towns to the west, passes within a short distance of the plant. Applicant proposes to purchase gas from a pipeline tap to the line, under the terms of its present gas purchase contract with Colorado Interstate; and to deliver gas to the customer's fuel line at a point near the line. A gas service extension will also be constructed to serve the commercial load. A sketch showing the plant site and the facilities to be constructed was attached to the application as

Exhibit B. The plant is approximately $16\frac{1}{2}$ miles from the Pueblo city limits and will be serviced from Applicant's service center. A map showing the location of the plant with respect to the pipeline and Applicant's system in Pueblo County was attached to the application as Exhibit C.

The witness for applicant stated that applicant would commence the construction necessary to serve the plant immediately upon receipt of the order of this Commission.

F I N D I N G S

THE COMMISSION FINDS:

That the above Statement, by reference, should be made a part hereof.

That public convenience and necessity require the granting of the authority sought.

O R D E R

THE COMMISSION ORDERS:

That public convenience and necessity require, and will require, the construction of gas service facilities to serve the clay calcining plant being constructed by the Colorado Fire Clay Company in the northwest $\frac{1}{4}$ of Section 22, Township 19 South, Range 67 West, 6th P.M. in Pueblo County and to sell natural gas thereto, and this Order shall be taken, deemed and held to be a certificate of public convenience and necessity therefor.


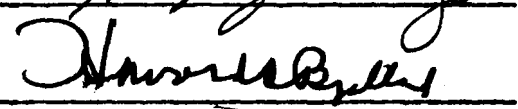
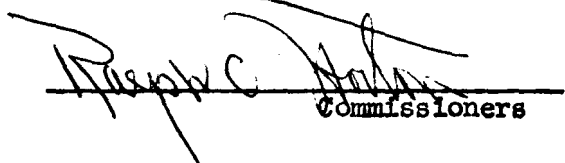
That applicant shall odorize all gas to be supplied hereunder.

That applicant shall operate and maintain its gas distribution facilities and render service in the area hereinabove described in accordance with the rate schedules, rules and regulations, service connection and main extension policy as are now or hereafter in effect and on file with the Commission, and shall

continue to maintain its books and accounts in agreement with the Uniform Classification of Accounts, and its practices as to testing of meters, consumers deposits and operations, records of meters and complaints shall be in compliance with the Commission's requirements.

That this Order shall become effective forthwith.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO




Commissioners

Dated at Denver, Colorado,
this 19th day of October, 1966.
ls