

(Decision No. 88509)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

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IN THE MATTER OF THE APPLICATION OF)	
THE ATCHISON, TOPEKA AND SANTA FE)	
RAILWAY COMPANY, BURLINGTON NORTHERN)	APPLICATION NO. 28364
INC., THE COLORADO AND SOUTHERN)	
RAILWAY COMPANY, AND UNION PACIFIC)	ORDER DENYING EXCEPTIONS
RAILROAD COMPANY FOR AUTHORITY TO)	TO RECOMMENDED DECISION
ABANDON THE DENVER UNION STOCKYARDS)	NO. 87734
AGENCY AT DENVER, COLORADO.)	

April 6, 1976

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On November 10, 1975, Hearings Examiner Thomas M. McCaffrey entered his Recommended Decision No. 87734 in the above-captioned matter.

On March 31, 1976, Applicants The Atchison, Topeka and Santa Fe Railway Company, Burlington Northern Inc., The Colorado and Southern Railway Company, and Union Pacific Railroad Company filed with the Commission Exceptions to said recommended decision.

The Commission has now reconsidered the matter and has determined that the Exceptions filed herein by Applicants The Atchison, Topeka and Santa Fe Railway Company, Burlington Northern Inc., The Colorado and Southern Railway Company and Union Pacific Railroad Company should be overruled and denied; that the Examiner's findings of fact and conclusions in the Recommended Decision No. 87734 should be adopted as its own; and concludes that the following Order should be entered.

O R D E R

THE COMMISSION ORDERS THAT:

1. The Exceptions filed herein by Applicants The Atchison, Topeka and Santa Fe Railway Company, Burlington Northern Inc., The Colorado and Southern Railway Company and Union Pacific Railroad Company be, and the same hereby are, overruled and denied.

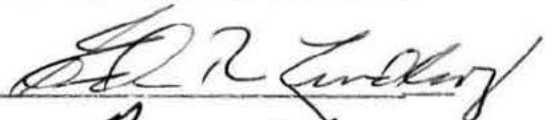
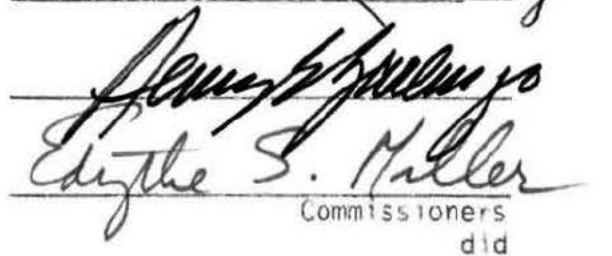
2. The findings of fact and conclusions of Hearings Examiner Thomas M. McCaffrey in Recommended Decision No. 87734, dated November 10, 1975, be, and hereby are, adopted by the Commission.

3. The Examiner's Recommended Order in said Decision No. 87734 be, and hereby is, entered as the Order of the Commission herein without any change or modification; and the said Recommended Order be, and hereby is, incorporated herein by reference the same as if it had been set forth in full as the Order of the Commission.

This Order shall be effective forthwith.

DONE IN OPEN MEETING the 6th day of April, 1976.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Edythe S. Miller
Commissioners
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