(Decision No. C92-504)

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

* * *

THE APPLICATION OF PRAIRIE VIEW) TRANSPORT, INC., FOR AUTHORITY TO) EXTEND OPERATIONS UNDER CERTIFICATE) DOCKET NO. 92A-072CY-OF PUBLIC CONVENIENCE AND NECESSITY) EXTENSION PUC NO. 535.)

COMMISSION ORDER GRANTING PERMANENT AUTHORITY

Mailed date: April 15, 1992 Adopted date: April 15, 1992

STATEMENT, FINDINGS, AND CONCLUSIONS

BY THE COMMISSION:

1. Proper notice of the filing of this application has been given under § 40-6-108(2), C.R.S. No petition to intervene or otherwise participate in the proceeding has been filed by any person within the time prescribed. This proceeding is noncontested. Under § 40-6-109(5), C.R.S., this matter may be determined without a hearing.

2. The evidence submitted warrants the grant of authority as requested.

3. The present or future public convenience and necessity requires or will require the transportation service as requested.

4. Applicant is fit, willing, and able to properly perform the extended service as requested.

THEREFORE THE COMMISSION ORDERS THAT:

1. Applicant is authorized to extend operations under Certificate of Public Convenience and Necessity PUC No. 535 as follows:

Transportation of farm products between all points in the area comprised of the Counties of Phillips and Sedgwick, State of Colorado, and between said points, on the one hand, and all points in the State of Colorado, on the other hand.

2. The complete authority under Certificate of Public Convenience and Necessity PUC No. 535 as extended, shall be as set forth in the attached Appendix.

3. Applicant, as the holder of Certificate of Public Convenience and Necessity PUC No. 535 shall operate in accordance with the Order of the Commission except when prevented by and Act of God, the public enemy, or extreme conditions.

4. Applicant shall cause to be filed with the Commission certificates of insurance as required by Commission rules. Applicant shall file a proper tariff and pay the issuance fee and annual vehicle identification fee. Operations may not begin until these requirements have been met. If the Applicant does not comply with the requirements of this ordering paragraph within 60 days of the effective date of this Order then ordering paragraph 1 above, which grants authority to the Applicant, shall be void, and the authority granted shall then be void. On good cause shown, the Commission may grant additional time for compliance, if the request for additional time is filed within the 60 days.

5. This Order is effective on its date of mailing.

ADOPTED IN OPEN MEETING April 15, 1992.

THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

Commissioners

COMMISSIONER CHRISTINE E. M. ALVAREZ ABSENT.

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Transportation of

- 1) livestock between all points in the following described area: commencing at a point where Colorado Highway 392 intersects the Weld-Larimer County Line; thence north along said line a distance of 15 1/2 miles to a point; thence east along a line a distance of 35 miles to a point; thence south along a line a distance of 42 miles to a point; thence west along a line a distance of 35 miles to a point; thence north along a line 26 1/2 miles to the point of beginning; and between said points, on the one hand, and all points in the State of Colorado, on the other hand; and
- 2) farm products between all points in the area comprised of the Counties of Phillips and Sedgwick, State of Colorado, and between said points, on the one hand, and all points in the State of colorado, on the other hand.

ORDER-ED

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