

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

THE APPLICATION OF RUYLE FARMS,)
INC., FOR AUTHORITY TO TRANSFER)
CONTRACT CARRIER PERMIT NO.) DOCKET NO. 92A-174BY-TRANSFER
B-9595 TO MILTON JONES.)
- - - - -)

**COMMISSION ORDER
GRANTING TRANSFER**

Mailed date: July 8, 1992
Adopted date: July 1, 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 approval of the transfer as ordered.

3. The financial standing of the Transferee has been satisfactorily established and the transfer is in the public interest.

4. The Transferee is fit, willing, and able to properly engage in bona fide motor carrier operations under the authority to be transferred.

5. The transferee presently holds Contract Carrier Permit No. B-9547. The permit to be transferred in this docket, Contract Carrier Permit No. B-9595, will be merged into one permit to be known as Contract Carrier Permit No. B-9547.

THEREFORE THE COMMISSION ORDERS THAT:

1. Applicants are authorized to transfer Contract Carrier Permit No. B-9595, subject to encumbrances, if any, against said authority.

2. Contract Carrier Permit Nos. B-9547 and B-9595 are merged into one permit and this permit will be known as Contract Carrier Permit No. B-9547. Contract Carrier Permit No. B-9595 is canceled.

3. The full and complete authority under Contract Carrier Permit No. B-9547 will be as shown in the attached Appendix.

4. The right of Transferee to operate under this Order shall depend on its compliance with all present and future laws and Commission rules and regulations, and the prior filing by Transferor of delinquent reports, if any, covering operations under the Permit up to the time of transfer.

5. Transferee shall cause to be filed with the Commission certificates of insurance as required by Commission rules. Transferee shall also adopt the tariff of the Transferor which shall become that of Transferee until changed according to law. Transferee shall pay the vehicle identification fee. Transferor shall file a terminating annual report from the 1st of January to the date of this Order. Applicants shall file an acceptance of transfer signed by both the Transferor and Transferee. Operations may not begin until these requirements have been met. If the Applicants do 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 Transferee, 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.

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

ADOPTED IN OPEN MEETING July 1, 1992.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Commissioners

ORDER-GH

Transportation of

I.farm products, in bulk only, excluding livestock, bulk milk and dairy products

between all points in the following described area: beginning at the intersection of U.S. Highway 287 and the Colorado/Wyoming state line; thence south along U.S. Highway 287 to its intersection with Interstate 70; thence east along Interstate 70 to its intersection with Interstate 25; thence south along Interstate 25 to its intersection with U.S. Highway 24; thence east along U.S. Highway 24 to its intersection with Colorado State Highway 94; thence east along Colorado Highway 94 to its intersection with Colorado State Highway 71; thence south along Colorado State Highway 71 (as extended) to its intersection with the Colorado/New Mexico state boundary line; thence east along the Colorado/New Mexico/Oklahoma state boundary lines to the southeast corner of the State of Colorado; thence along the Colorado/Kansas/ Nebraska state boundary lines to the northeast corner of the State of Colorado; thence west along the Colorado/Nebraska/ Wyoming state boundary lines to the point of beginning; and

II.grain, in bulk,

between all points in the State of Colorado.

This Permit is restricted as follows:

(A)Item No. I is restricted against providing service to, from or between points in the Counties of Kit Carson, Lincoln, Washington or Yuma, State of Colorado; and

(B)Item No. II is restricted against providing service to, from, or between points located within a 50-mile radius of U.S. Highway Nos. 160 and 285 in Alamosa, Colorado; and to providing service for only Sprague Farms, Argil Renzelman, English Feedlot, Inc., Corn, Inc., Richard D. Smith of Wray, Colorado, Val Farms of Wray, Colorado, Progressive Agricultural Management, Inc., Scoular Grain Company, and Cargill, Inc.

III.To the extent that Item No. I duplicates Item No. II only one operating right exists.

ORDER-GH

TRANSFeree:

Milton Jones
2058 50th Avenue
Greeley, CO 80634

TRANSFEROR:

Ruyle Farms, Inc.
33548 County Road, HH.5
Wray, CO 80758

MISCELLANEOUS:

Brad Mallon, Director
Office of Policy & Research
Dept. of Regulatory Agencies
1560 Broadway, Suite No. 1550
Denver, CO 80202

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