BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

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ISSUANCE OF TEMPORARY CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY UNDER TITLE § 40-16-110(5), C.R.S., FOR THE SEASONAL MOVEMENT OF CROPS IN THE STATE OF COLORADO.

DOCKET NO. 96A-153CY

DECISION AUTHORIZING TEMPORARY CERTIFICATES FOR THE SEASONAL MOVEMENT OF CROPS

Mailed date: April 24, 1996 Adopted date: April 17, 1996

I. BY THE COMMISSION:

Statement, Findings and Conclusion:

1. The Staff of the Transportation Section of the Commission has received a letter from the Department of Agriculture stating that, due to the coming harvest, additional motor vehicle transportation will be needed for the seasonal movement of crops in various counties throughout the State of Colorado.

2. The Commission finds that (a) because of the impending harvest, shortage of authorized motor vehicles will occur for the transportation of farm commodities from fields and farms to railroad loading points, warehouses or other places of storage, or to markets for the commodities and within the areas described in the attached Appendix; and that (b) the present public convenience and necessity requires the issuance of temporary certificates for the temporary, seasonal operation of motor vehicles for the purpose of transporting the commodities, as provided by § 40-16-110(5), C.R.S.

II. ORDER

A. The Commission Orders That:

1. Temporary certificates are authorized for the seasonal operation of motor vehicles for the purpose of transporting crops from fields or farms located within the various counties in the State of Colorado to railroad loading points, warehouses, or other places of storage, or to markets for the commodities within the areas and during the time frames as fully described in the attached Appendix.

2. Transportation under the temporary certificates shall be effective from the date of issuance by authorized personnel of the Colorado Ports of Entry or Colorado State Patrol to the expiration date listed on the attached Appendix.

B.This Order is effective upon its Mailed Date.

C. ADOPTED IN OPEN MEETING April 17, 1996. THE PUBLIC UTILITIES COMMISSION 1 OF THE STATE OF COLORADO ATTEST: A TRUE COPY

ROBERT J. HIX

Bruce N. Smith Director

VINCENT MAJKOWSKI

Commissioners

COMMISSIONER CHRISTINE E.M. ALVAREZ RESIGNED EFFECTIVE APRIL 5, 1996.

ORDER-AHI

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ADAMS COUNTY

Wheat, Small Grain	July 1, 1996	to	September 28, 1996
Lettuce, Vegetables	July 10, 1996	to	October 8, 1996
Sweet Corn, Potatoes	July 15, 1996	to	October 13, 1996
Onions	July 20, 1996	to	October 18, 1996
Pinto Beans	August 1, 1996	to	October 29, 1996
Corn, Silage,			
Sorghum	September 1, 1996	to	November 29, 1996
Sugar Beets, Pulp,	September 15, 1996	to	December 14, 1996

ALAMOSA COUNTY

Lettuce, Vegetables	July 1, 1996	to	September 28, 1996
Barley	August 1, 1996	to	August 31, 1996
Wheat, Oats	August 15, 1996	to	November 13, 1996
Potatoes	September 1, 1996	to	November 1, 1996
Barley	October 20, 1996	to	December 17, 1996
Canola	September 1, 1996	to	November 29, 1996

ARAPAHOE COUNTY

Wheat, Hay, Oats, Barley Corn, Silage,	July 1, 1996	to	September 28, 1996
Sorghum	September 1, 1996	to	November 29, 1996
BACA COUNTY			

Wheat, Hay, Barley	June 20, 1996	to	September 18, 1996
Corn, Millet-Proso,			
Silage, Sorghum	September 1, 1996	to	November 29, 1996
Feed Grains	December 1, 1996	to	February 28, 1997

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BENT COUNTY

Hay Wheat, Oats Corn, Millet-Proso,	July 1, 1996 August 15, 1996	to to	September 28, 1996 November 13, 1996
Silage, Sorghum	September 1, 1996	to	November 29, 1996
Barley	September 15, 1996	to	December 14, 1996
Feed Grains	December 1, 1996	to	February 28, 1997

BOULDER COUNTY

Alfalfa	June 5, 1996	to	September 3, 1996
Lettuce, Grass Hay	June 15, 1996	to	September 13, 1996
Wheat, Oats, Barley	July 1, 1996	to	September 28, 1996
Vegetables	July 1, 1996	to	September 28, 1996
Potatoes	July 15, 1996	to	October 12, 1996
Pinto Beans	August 1, 1996	to	October 27, 1996
Corn	September 1, 1996	to	November 29, 1996
Sugar Beets, Pulp	September 15, 1996	to	December 13, 1996

CHEYENNE COUNTY

Wheat, Oats, Barley	June 20, 1996	to	September 18, 1996
Corn, Millet-Proso,			
Sorghum, Silage	September 1, 1996	to	November 29, 1996
Sugar Beets, Pulp	September 15, 1996	to	December 14, 1996

CONEJOS COUNTY

Lettuce, Vegetables	July 1, 1996	to	September 28, 1996
Barley	August 1, 1996	to	August 31, 1996
Wheat, Oats	August 15, 1996	to	November 13, 1996
Potatoes	September 1, 1996	to	November 1, 1996
Barley	October 20, 1996	to	December 17, 1996
Canola	September 1, 1996	to	November 29, 1996

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COSTILLA COUNTY

Lettuce, Vegetables	July 1, 1996	to	September 28, 1996
Barley	August 1, 1996	to	August 31, 1996
Wheat, Oats	August 15, 1996	to	November 13, 1996
Potatoes	September 1, 1996	to	November 1, 1996
Barley	October 20, 1996	to	December 17, 1996
Canola	September 1, 1996	to	November 29, 1996

CROWLEY COUNTY

Melons, Wheat	July 1, 1996	to	September 28, 1996
Pinto Beans	August 1, 1996	to	October 29, 1996
Corn, Silage,			
Sorghum	September 1, 1996	to	November 29, 1996

DELTA COUNTY

Oats, Barley	July 1, 1996	to	September 28, 1996
Vegetables	June 25, 1996	to	September 20, 1996
Cherries	May 4, 1996	to	August 1, 1996
Dry Beans	August 1, 1996	to	October 28, 1996
Millet	August 1, 1996	to	October 27, 1996
Apples	August 10, 1996	to	November 1, 1996
Corn Silage	September 1, 1996	to	October 15, 1996
Corn Grain	September 1, 1996	to	November 29, 1996
Peaches	July 15, 1996	to	September 15, 1996
Asparagus	April 15, 1996	to	July 13, 1996
Onions	August 18, 1996	to	November 15, 1996
Нау	June 18, 1996	to	September 15, 1996
Wheat	July 1, 1996	to	September 28, 1996

DOLORES COUNTY

Pinto Beans	September 1, 1996	to	November 29, 1996
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DOUGLAS COUNTY

Hay, Oats, Wheat, Barley	July 1,1996	to	September 28, 1996	
EL PASO COUNTY				
Wheat, Oats, Barley Hay Pinto Beans Corn, Silage, Sorghum	July 1, 1996 August 1, 1996 September 1, 1996	to to to	September 28, 1996 October 27, 1996 November 29, 1996	
ELBERT COUNTY				
Wheat	July 1, 1996	to	September 28, 1996	
KIOWA COUNTY				
Hay, Oats, Barley Corn, Millet-Proso, Sorghum, Silage	July 1, 1996	to	September 28, 1996	
Sorghum Hay Wheat	September 1, 1996 June 20, 1996	to to	November 29, 1996 September 19, 1996	
KIT CARSON COUNTY				
Wheat Barley, Feed Grains,	June 1, 1996	to	August 29, 1996	
Oats Pinto Beans Silage Soy Beans, Corn	July 15, 1996 August 1, 1996 September 1, 1996 September 15, 1996	to to to to	September 15, 1996 October 29, 1996 November 29, 1996 December 13, 1996	

Sunflowers, Millet, Sorghum Hay

October 1, 1996 December 1, 1996 to February 28, 1997

to	December 29, 1996
to	February 28 1997

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LA PLATA COUNTY

Pinto Beans, Barley,			
Wheat, Apples	July 15, 1996	to	October 13, 1996
Silage	September 10, 1996	to	December 9, 1996
Hay	June 15, 1996	to	September 13, 1996

LARIMER COUNTY

Feed Grains	June 30, 1996	to	September 28, 1996
Wheat, Barley	July 1, 1996	to	September 29, 1996
Vegetable Crops	July 15, 1996	to	October 13, 1996
Pinto Beans	August 1, 1996	to	October 27, 1996
Corn, Silage	September 1, 1996	to	October 1, 1996
Sugar Beets, Pulp	September 10, 1996	to	December 9, 1996
Dry Corn	October 20, 1996	to	November 30, 1996
Hay	June 5, 1996	to	September 2, 1996

LAS ANIMAS COUNTY

Oats	June 1, 1996	to	August 29, 1996
Hay	June 30, 1996	to	September 28, 1996
Barley	August 20, 1996	to	November 18, 1996
Silage	September 1, 1996	to	October 30, 1996
Corn	November 1, 1996	to	December 30, 1996

LINCOLN COUNTY

Wheat

July 1, 1996 to

August 1, 1996

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LOGAN COUNTY

Alfalfa	June 1, 1996	to	August 29, 1996
Wheat, Oats, Barley	July 1, 1996	to	September 28, 1996
Pinto Beans, Silage	August 1, 1996	to	October 29, 1996
Corn, Sorghum	September 15, 1996	to	December 14, 1996
Sugar Beets, Pulp	September 15, 1996	to	December 4, 1996
Feed Grains, Hay	December 1, 1996	to	February 28, 1997
Millet	August 15, 1996	to	November 13, 1996
Sunflowers	September 15, 1996	to	December 14, 1996

MESA COUNTY

Corn GrainSeptember 15, 1996toDecember 14,HayJune 15, 1996toSeptember 13PeachesJuly 1, 1996toSeptember 28VegetablesJune 15, 1996toSeptember 13	Wheat, Barley Oats Cherries Dry Beans Millet Apples Corn Silage	July 1, 1996toSeptemMay 1, 1996toJuly 29August 1, 1996toOctobeAugust 1, 1996toOctobeAugust 1, 1996toOctobeAugust 1, 1996toOctobeAugust 1, 1996toNovem	nber 28, 1996 nber 28, 1996 n 29, 1996 r 29, 1996 r 27, 1996 r 29, 1996 ber 1, 1996
AsparagusApril 15, 1996toJuly 14, 1996OnionsAugust 1, 1996toOctober 29, 1	Hay Peaches Vegetables Asparagus	June 15, 1996 to Septem July 1, 1996 to Septem June 15, 1996 to Septem April 15, 1996 to July 14	ber 13, 1996 ber 28, 1996 ber 13, 1996 , 1996

MONTEZUMA COUNTY

Hay	June 1, 1996	to	July 15, 1996
Wheat	July 1, 1996	to	September 28, 1996
Pinto Beans, Apples	September 1, 1996	to	November 29, 1996
Hay	August 1, 1996	to	September 14, 1996

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MONTROSE COUNTY

Oats	July 1, 1996	to	September 28, 1996
Cherries	May 4, 1996	to	August 1, 1996
Dry Beans	July 15, 1996	to	October 13, 1996
Barley, Wheat	July 1, 1996	to	September 29, 1996
Hay	June 18, 1996	to	September 15, 1996
Millet	September 1, 1996	to	October 25, 1996
Apples	August 10, 1996	to	November 1, 1996
Vegetables	June 25, 1996	to	September 20, 1996
Peaches	July 15, 1996	to	September 15, 1996
Onions	August 18, 1996	to	November 15, 1996
Corn Silage	September 15, 1996	to	November 15, 1996
Corn Grain	October 3, 1996	to	December 13, 1996

MORGAN COUNTY

Wheat, Oats, Barley	June 20, 1996	to	September 17, 1996
Onions	August 10, 1996	to	November 8, 1996
Vegetables, Potatoes	August 10, 1996	to	November 7, 1996
Pinto Beans Corn, Hay, Silage, Sorghum	August 1, 1996 August 3, 1996	to to	October 29, 1996 October 31, 1996
Sugar Beets, Pulp	September 20, 1996	to	December 18, 1996
Millet, Feed Grains	December 1, 1996	to	February 28, 1997

OTERO COUNTY

Hay Wheat, Oats, Barley Pinto Beans Corn, Silage, Sorghum Onions Cantaloupe	June 1, 1996 July 1, 1996 August 1, 1996 September 1, 1996 September 1, 1996 August 15, 1996	to to to to to	August 29, 1996 September 28, 1996 October 29, 1996 November 29, 1996 November 1, 1996 October 1, 1996
		Page Dock Deci	ndix A 8 of 10 Pages et No. 96A-153CY sion No. C96-410 1 17, 1996
OURAY COUNTY			
Vegetables Oats, Barley, Wheat Corn, Millet, Feed	July 1, 1996 July 15, 1996	to to	September 28, 1996 September 15, 1996
Grains Hay	August 1, 1996 June 15, 1996	to to	October 27, 1996 September 13, 1996
PHILLIPS COUNTY			
Wheat, Oats, Barley Potatoes Pinto Beans Sorghum, Millet Corn Hay, Feed Grains	June 15, 1996 July 15, 1996 August 15, 1996 September 1, 1996 October 1, 1996 December 1, 1996	to to to to to	September 13, 1996 October 13, 1996 November 13, 1996 November 29, 1996 December 29, 1996 February 28, 1997
PROWERS COUNTY			
Wheat, Oats, Barley, Hay Vegetables, Lettuce,	July 1, 1996	to	September 28, 1996
Potatoes Corn, Millet-Proso,	July 15, 1996	to	October 13, 1996
Sorghum, Silage	September 1, 1996	to	November 29, 1996

PUEBLO COUNTY

Lettuce, Vegetables	July 15, 1996	to	October 13, 1996
Pinto Beans	August 1, 1996	to	October 29, 1996
Corn, Silage,			
Sorghum	September 1, 1996	to	November 29, 1996

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RIO GRANDE COUNTY

Lettuce, Vegetables	July 1, 1996	to	September 28, 1996
Barley	August 1, 1996	to	August 31, 1996
Wheat, Oats	August 15, 1996	to	November 13, 1996
Potatoes	September 1, 1996	to	November 1, 1996
Barley	October 20, 1996	to	December 17, 1996
Canola	September 1, 1996	to	November 29, 1996

SAGUACHE COUNTY

Lettuce, Vegetables	July 1, 1996	to	September 28, 1996
Barley	August 1, 1996	to	August 31, 1996
Wheat, Oats	August 15, 1996	to	November 13, 1996
Potatoes	September 1, 1996	to	November 1, 1996
Barley	October 10, 1996	to	December 8, 1996
Canola	September 1, 1996	to	November 29, 1996

SAN MIGUEL COUNTY

Hay	July 1, 1996	to	September 28, 1996
Wheat	July 15, 1996	to	October 13, 1996
Pinto Beans	August 1, 1996	to	October 29, 1996

SEDGWICK COUNTY

Wheat, Oats	July 1, 1996	to	September 28, 1996
Vegetables	July 15, 1996	to	October 13, 1996
Pinto Beans	August 1, 1996	to	October 29, 1996
Corn, Silage	September 1, 1996	to	November 29, 1996
Feed Grains, Hay	November 1, 1996	to	January 29, 1997
Sunflowers, Oil,			
Confectionery	September 1, 1996	to	November 29, 1996

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WASHINGTON COUNTY

Hay Feed Grains, Wheat,	June 15, 1996	to	September 13, 1996
Oats, Barley	July 1, 1996	to	September 28, 1996
Pinto Beans	August 1, 1996	to	October 29, 1996
Sorghum, Silage	September 1, 1996	to	November 29, 1996
Sugar Beets, Pulp	September 15, 1996	to	December 14, 1996
Sunflowers	September 15, 1996	to	December 14, 1996
Corn, Millet	October 1, 1996	to	December 29, 1996
WELD COUNTY			
Wheat, Small Onions Lettuce, Vegetables, Sweet Corn	July 1, 1996	to	September 28, 1996
Lettuce, Vegetables, Sweet Corn,	•		•
Lettuce, Vegetables,	July 1, 1996	to to to	September 28, 1996
Lettuce, Vegetables, Sweet Corn, Potatoes	•	to	•
Lettuce, Vegetables, Sweet Corn, Potatoes Onions	July 1, 1996 July 10, 1996	to to	September 28, 1996 October 8, 1996
Lettuce, Vegetables, Sweet Corn, Potatoes Onions Pinto Beans	July 1, 1996 July 10, 1996	to to	September 28, 1996 October 8, 1996

Hay	May 15, 1996	to	August 13, 1996
YUMA COUNTY			
Barley, Oats Hay Wheat Feed Grains,	June 1, 1996 June 15, 1996 July 1, 1996	to to to	August 29, 1996 September 12, 1996 September 28, 1996
Potatoes Pinto Beans Soy Beans Corn, Sorghum,	July 15, 1996 August 1, 1996 September 15, 1996	to to to	October 12, 1996 October 29, 1996 December 13, 1996
Sunflowers Millet	October 1, 1996 October 15, 1996	to to	December 29, 1996 January 13, 1997

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

CERTIFICATE OF SERVICE

DOCKET NO. 96A-153CY DECISION NO. C96-410 (Page 1 of 2 Pages)

I, Bruce N. Smith, Director of The Public Utilities Commission of the State of Colorado, certify that I served a true and correct copy of the above Commission Decision -- entered in the above numbered matter of record -- upon each of the persons whose names and addresses appear below, by mailing the same in sealed envelopes properly addressed, with sufficient postage prepaid to carry the same to its destination on the date noted on this certificate at Denver, Colorado.

Timothy J. Larsen Senior Marketing Specialist Department of Agriculture Suite No. 4000 700 Kipling Street Lakewood, CO 80215-5894 (1 copy)

Lt. Col. Lonnie J. Westphal Colorado State Patrol Staff Service Branch Suite No. 4000 700 Kipling Street

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WITNESS MY HAND AND THE SEAL OF THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

2

BRUCE N. SMITH

DIRECTOR

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

CERTIFICATE OF SERVICE

DOCKET NO. 96A-153CY DECISION NO. C96-410 (Page 2 of 2 Pages)

I, Bruce N. Smith, Director of The Public Utilities Commission of the State of Colorado, certify that I served a true and correct copy of the above Commission Decision -- entered in the above numbered matter of record -- upon each of the persons whose names and addresses appear below, by mailing the same in sealed envelopes properly addressed, with sufficient postage prepaid to carry the same to its destination on the date noted on this certificate at Denver, Colorado.

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