

Service Date: March 17, 1986

FINAL ORDER NO. 5685

DEPARTMENT OF PUBLIC SERVICE REGULATION
MONTANA PUBLIC SERVICE COMMISSION

In the Matter of the Application of)	DOCKET NO. T-8814
Charles Glass & Sons, a partnership)	
Denton, Montana)	ORDER NO. 5685
for a Certificate of Public Conven-)	
ience and Necessity.)	

The Commission, having taken evidence and being fully advised in the premises, makes the following findings, conclusions and order:

FINDINGS OF FACT

1. In September, 1985, Charles Glass & Sons (a partnership), Box 958, Denton, Montana 59430, filed an application with the Montana Public Service Commission under Title 69, MCA, for a Certificate of Public Convenience and Necessity authorizing the transportation of liquid feed, molasses and liquid fertilizer, Class B, between all points and places within Fergus, Yellowstone, Cascade, Richland, Petroleum, Garfield, McCone, Judith Basin, Chouteau, Musselshell, Hill, Pondera, Lewis & Clark, Silver Bow and Missoula Counties.

2. In accordance with Section 69-23-321, MCA, as amended,

this matter was noticed to the public October 4, 1985. That notice said in pertinent part:

If no written protests are received by October 24, 1985, a hearing may not be held and a final order may be issued in this Docket. If a protest is received, a hearing will be scheduled. Individual notice of the hearing will be given only to Protestants and Applicant.

The application included affidavits of support.

3. Protests were filed by Big Horn Transportation and Dixon Bros., Inc.. These were subsequently withdrawn by Applicant restrictively amending his application.

4. The record of this application is available for inspection at the Public Service Commission Office, 2701 Prospect Avenue, Helena, Montana 59620.

CONCLUSIONS OF LAW

1. The Montana Public Service Commission properly exercises jurisdiction over the parties and subject matter in this proceeding.

2. The Commission afforded all parties interested in this proceeding proper notice and an opportunity to participate.

3. Public Convenience and Necessity require a grant of the authority sought by the Applicant.

ORDER

NOW THEREFORE, at a session of the Public Service Commission, Department of Public Service Regulation of the State of Montana, held in its offices at 2701 Prospect Avenue, Helena, Montana, on the 17th day of March, 1986, there being present a quorum of Commissioners, there came regularly before the Commission for final action the matters and things in Docket No. T-8814, and the Commission being fully advised in the premises;

IT IS ORDERED by the Commission that the application of CHARLES GLASS & SONS, Denton, Montana for a Certificate of Public Convenience and Necessity IS GRANTED to the following extent:

Class B: 1) molasses and liquid feed between all points and places within Fergus, Yellowstone, Cascade, Richland, Petroleum, Garfield, McCone, Judith Basin, Chouteau, Musselshell, Hill, Pondera, Lewis & Clark, Silver Bow and Missoula Counties limited to the accounts of Cargill, Inc., GTA Feeds, and Northwest PMS; and 2) liquid fertilizer between all points and places in Fergus and Judith Basin Counties limited to the account of Nutro Grow.

IT IS FURTHER ORDERED that a full, true and correct copy of this order be sent forthwith by certified mail to the Applicant herein.

THE FOREGOING ORDER was adopted by the Department of Public Service Regulation of the State of Montana, Public Service Commission, IN OPEN SESSION at Helena, Montana, this 17th day of March, 1986 by a vote of 5-0 .

BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION

CLYDE JARVIS, Chairman

JOHN B. DRISCOLL, Commissioner

HOWARD L. ELLIS, Commissioner

TOM MONAHAN, Commissioner

DANNY OBERG, Commissioner

ATTEST:

Trenna Scoffield
Secretary

(SEAL)

NOTE: Any interested party may request the Commission to reconsider this decision. A motion to reconsider must be filed within ten (10) days. See 38.2.4806, ARM.