

EUREKA STONE QUARRY, Inc.

PICKERTOWN & LOWER STATE ROADS

P. O. BOX 296

CHALFONT, PA. 18914

EUREKA QUARRY
215-822-0593
RUSH VALLEY QUARRY PLANT #1
215-598-3136
RUSH VALLEY QUARRY PLANT #2
215-598-3161
WARRINGTON QUARRY
215-343-1535
TULLYTOWN SAND PLANT
215-946-4593

RECEIVED
MAR 10 1985
Non-Rail Transport
Public Utility Comm.

DALEVILLE QUARRY
717-842-7693
MILFORD QUARRY
717-296-6632
STERLING QUARRY
717-889-2901
POCONO QUARRY
717-992-4210
POCONO SAND PLANT
717-992-4444

A. 106111

RECEIVED

MAR 18 1985

DEAR SIR:

EUREKA STONE QUARRY, INC., A DIVISION OF JAMES D. MORRISSEY, INC., HAS PLANTS LOCATED IN STERLING, DALEVILLE, MILFORD AND STROUDSBURG, PA. WE SELL STONE, SAND, CONCRETE AND ASPHALT PRODUCTS.

WE MAKE LOCAL DELIVERIES AVAILABLE TO OUR CUSTOMERS BY INDEPENDENT TRUCKING COMPANIES. DURING THE PAST FEW YEARS TRUCKS HAVE BEEN BECOMING MORE DIFFICULT TO FIND DURING OUR BUSY TIMES.

WE WISH YOU WOULD CONSIDER SUPPLYING L. MARKI & SON WITH PROPER AUTHORIZATION TO ALLOW HIM TO LEGALLY HAUL MATERIALS FROM OUR PLANTS.

SINCERELY,


JERRY KENNA
SUPERVISOR

JK:BS

**DOCUMENT
FOLDER**

RECEIVED
RECEIVED

MAR 19 1985
MAR 18 1985

BEFORE
PENNSYLVANIA PUBLIC UTILITY COMMISSION
Non-Rail Transportation
Public Utility Commission
SECRETARY'S OFFICE
Public Utility Commission

APPLICATION FOR MOTOR CARRIER CERTIFICATE OR PERMIT

(see instructions before preparing application)

In re: Application of APPLICATION DOCKET

No. 106111

Folder No.

for a certificate of public convenience or a permit evidencing the Commission's approval of the right and privilege of operating motor vehicles as a motor carrier for the transportation of property.

APPL.
COMPL.
MVIC.

TO PENNSYLVANIA PUBLIC UTILITY COMMISSION:

CHECKED BY Law

1. The name and address of applicant are:

Lewis Marki, t/d/b/g L. Marki and Son 717-476-0144
(Applicant's or trade name, if any)

... A. D. #1 Box 1504 Stroudsburg 18360
(Street and number) (City) (Zip)

... Monroe Pennsylvania
(County) (State)

2. The name and address of applicant's attorney are:

..... (Name) (Address) (Zip)

3. Applicant designates (Name)

....., as the person upon whom
(Address) (Zip)

service of any notice, process or order of the

Commission may be made for him or it.

DOCUMENT FOLDER

BEGINNING

DOCKETED
APPLICATION DOCKET
APR 8 1985
ENTRY No. Law

4. Applicant is *Individual*
(Individual, partnership or corporation - if an individual, must be 18 years of age or over)

Applicant, if an individual or partnership, is doing business under the trade name of *L. Mark: + Son*

The said trade name *has* been registered with the Secretary of the Commonwealth on *August 23*, 19 *68*, and with the Prothonotary of *Monroe* (County)

County on *August 22*, 19 *68*, in accordance with the provisions of the Fictitious Name Act of June 28, 1917, as amended.

Applicant, if a partnership, attaches hereto, as an exhibit, a copy of the partnership agreement and asserts that the names and addresses of the partners are as follows:

Name	Post Office Address	County
..... (Zip)
..... (Zip)
..... (Zip)

Applicant, if a corporation, was organized under the laws of the State of, and attaches hereto as an exhibit a statement of its charter purpose(s). Applicant (if a foreign corporation) qualified to do business in Pennsylvania by registering in the office of the Secretary of the Commonwealth on the day of 19

5. Applicant now holds the following certificates of public convenience or permits (include those issued by Interstate

Commerce Commission and any other states): ..None.....

6. Applicant desires to operate motor vehicles as follows: (state type, size and quantity) *(2) Tri-axle Dump Trucks*.....
 ...*73,280 lbs. Gross Wt.*... *(1) Tractor Dump Trailer*.....
 ...*73,280 lbs. Gross Wt.*.....

Number of vehicles now owned or to be purchased by applicant
now owned 1 Tri-axle dump truck and 1 Tractor dump trailer. To be purchased 1 Tri-Axle Dump Truck.....

Number of leased vehicles operated or to be operated by applicant ...*None*.....

7. Applicant is financially able to furnish adequate service to the public and submits the following statement of financial condition:

ASSETS

Motor vehicle equipment	\$..	<i>246,050.00</i> ...
Land, buildings and structures	\$..	<i>100,000.00</i>
Other property	\$..	<i>None</i>
Cash	\$..	<i>20,000.00</i>
Notes and accounts receivable	\$..	<i>9,155.00</i>
Materials and supplies	\$..	<i>None</i>
Other assets (attach schedule)	\$..	<i>None</i>
Total Assets	\$..	<i>375,205.00</i>

LIABILITIES

Mortgages payable	\$..	<i>1,500.00</i>
Equipment obligations	\$..	<i>37,000.00</i>
Notes and accounts payable	\$..	<i>6,000.00</i>
Other liabilities (attach schedule	\$..	<i>None</i>

Reserve for depreciation - motor vehicles \$..19,551.00.
 Reserve for depreciation - other \$...3,140.00.
 Capital stock (corporations only) \$
 Surplus (corporations only) \$
 Total Liabilities \$..67,191.00.

NET WORTH

For corporations \$
 Capital stock \$
 Surplus \$
 For individuals or partnerships \$ \$308,014.00.

8. The nature and character of the service to be rendered by applicant as a ~~common~~ carrier or as a contract carrier under the terms of the attached contract or agreement, are as follows: (See instructions)

9. (a) If applicant seeks authority as a ~~common~~ carrier, state information why the proposed service is necessary or proper for the service, accommodation and convenience of the public. *See attached letters.*

(b) If applicant seeks authority as a contract carrier, applicant certifies that he is fit, willing and able properly to perform the service of a contract carrier by motor vehicle and to conform to the lawful orders and regulations of this Commission, and that the proposed service will be consistent with the public interest and will not interfere with the service and regulations of common carriers by motor vehicles and the policy declared in Section 801 of the Public Utility Law.

10. Applicant is not now engaged in any intrastate transportation of property for compensation in Pennsylvania (except as authorized by the certificates of public convenience or permits specified in Paragraph 5) and will not engage in the transportation for which approval is herein sought unless and until authorization for such transportation shall be received.

11. If the evidence presented in support of this application shows that applicant, although applying for a certificate of public convenience as a common carrier, would be entitled to

a permit as a contact carrier, or if applying for a permit, would be entitled to a certificate, as aforesaid, applicant agrees that the application may be considered by the Commission to be for the appropriate form of authority.

Wherefore, applicant prays your Honorable Commission to issue a certificate of public convenience; a permit; under the provisions of the Pennsylvania Public Utility Law, evidencing its approval of the right to operate motor vehicles for the transportation of property as described in Paragraph 8 of this application.

CORPORATE SEAL

..... L. Marki and son
(print name of corporation,
partnership, trade-name or
individual)*

By:

..... Lewis Marki
(Signature)

.....
(Signature)

.....
(Signature)

*If a partnership, each partner must sign; if a corporation, at least one officer must sign, and corporate seal affixed.

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF *Monroe* SS

.....*Lewis Marki*..... being duly sworn (affirmed)
(Affiant)

according to law, deposes and says that the facts above set forth are true and correct; or are true and correct to the best of his knowledge, information and belief and he expects to be able to prove the same at the hearing hereof.

.....*Lewis Marki*.....
(Signature of Affiant)

Sworn and subscribed before me this*15th*...day of *Mar* 19*85*....

.....*Barbara L. Pechatka*.....
(Signature of official administering oath)

My Commission expires

BARBARA L. PEECHATKA, NOTARY PUBLIC
STROUD TOWNSHIP, MONROE COUNTY
MY COMMISSION EXPIRES JAN. 19, 1988
Member, Pennsylvania Association of Notaries
THANK YOU, COME AGAIN

To transport, as a common carrier, (1) anti-skid materials, paving materials, gravel, asphalt, sand, stone and fill, from the facilities of Eureka Stone Quarry, Inc., located in the counties of Lackawanna, Wayne, Pike and Monroe, to points in the counties of Carbon, Lackawanna, Monroe, Pike, Northampton, Lehigh, Berks and Bucks; and (2) sand and stone, from the facilities of Lehigh Valley Sand & Gravel Co., located in the county of Monroe, to points in the counties of Monroe, Pike, Carbon, Lackawanna, Northampton, Lehigh, Berks and Bucks.

Lewis Markel

EUREKA STONE QUARRY, Inc.

PICKERTOWN & LOWER STATE ROADS
P. O. BOX 296
CHALFONT, PA. 18914

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Non-Rail Transport
Public Utility

RECEIVED

MAR 18 1985

SECRETARY'S OFFICE
Public Utility Commission

A. 106111

Dear Sir:

Eureka Stone Quarry, Inc., a Division of James D. Morrissey, Inc., has Plants located in Sterling, Daleville, Milford and Stroudsburg, PA. We sell stone, sand, concrete and asphalt products.

We make local deliveries available to our customers by independent trucking companies. During the past few years trucks have been becoming more difficult to find during our busy times.

The volume and frequency of trucking varies daily. The materials delivered depend on the accessibility of the trucks each day. These trucks consist of tandem, tri-axel and dump trailers. Our delivery is dependent upon their availability. We are going to provide support to other local trucking companies within our business territories.

We wish you would consider supplying L. Marki & Son with proper authorization to allow him to legally haul materials from our Plants.

Sincerely,



Jerry Kenna
Supervisor

JK:bs

DOCUMENT
FOLDER

Commonwealth of Pennsylvania



A.106111

Office of the Prothonotary of Monroe County

To all to whom these Presents shall come, Greeting:

I DO HEREBY CERTIFY THAT,

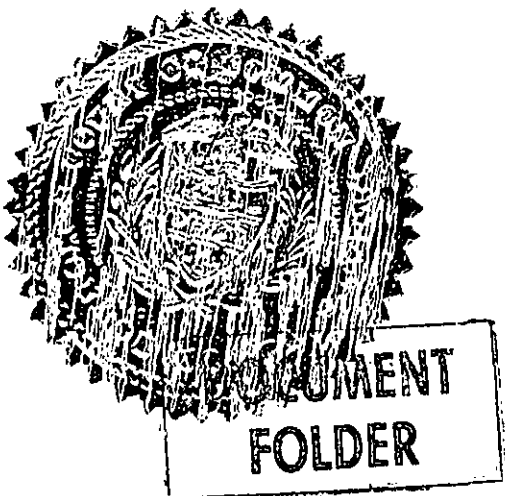
LEWIS MARKI

carrying on or conducting business under the assumed or fictitious name, style, or designation of

L. MARKI & SON

this Twenty-second day of August, A. D. 1968, filed in this office the CERTIFICATE provided for in the Act of Assembly of the Commonwealth of Pennsylvania, entitled "An Act making it unlawful for any individual or individuals to carry on or conduct any business under an assumed or fictitious name, style or designation, unless upon the filing of a Certificate to that effect in the office of the Secretary of the Commonwealth and of the Prothonotary, etc.," approved June 28, 1917, as amended.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Seal of the Prothonotary's Office to be affixed at Stroudsburg the day and year above written.



... *Frank J. Muth* ... Prothonotary.

.....Deputy Prothonotary.

Commonwealth of Pennsylvania



Department of State Office of the Secretary of the Commonwealth

A-106111

To all to whom these Presents shall come, Greeting:

I DO HEREBY CERTIFY THAT, LEWIS MARKI, of R. D. 1, Stroudsburg,
Pennsylvania,

carrying on or conducting business under the assumed or fictitious name, style, or designation of
L. MARKI & SON, with place of business located at R. D. 1, Stroudsburg,
Pennsylvania, has,
this 23rd day of August A. D. 19 68 filed in this Department the APPLICATION
provided for in the Act of the General Assembly of the Commonwealth of Pennsylvania, entitled "An Act mak-
ing it unlawful for any individual or individuals to carry on any business under an assumed or fictitious name,
style, or designation, unless upon advertisement, and the filing of an application to that effect in the office of
the Secretary of the Commonwealth and of the Prothonotary, etc." approved May 24, 1945, P. L. 967, as amended.

IN TESTIMONY WHEREOF, I have hereunto set my hand
and caused the Seal of the Secretary's Office
to be affixed at the City of Harrisburg the
day and year above written.



A handwritten signature in cursive script, appearing to read "Lewis Marki".

Secretary of the Commonwealth
ams



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
P. O. BOX 3265, HARRISBURG, Pa. 17120

POOR ORIGIN

April 1, 1985

IN REPLY PLEASE
REFER TO OUR FILE

Lewis Marki, d/b/a L. Marki & Son
R.D. #1, Box 130,
Stroudsburg, Pa. 18360

Mr. Marki, d/b/a L. Marki & Son

Dear Mr. Marki:

We are still not clear as to the exact intent of your application. Enclosed is another sample caption which we have accurately prepared for your application. Kindly initial one of the copies and return it to our office. We will attach it to the application.

If the sample does not meet your situation, please call Dave Bohner (717) 785-4129 for assistance.

Sincerely,

David Ehrhart
Supervisor - Application Section
Bureau of Non-Rail Transportation

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APR 9 8 1985

Bureau of Non-Rail Transportation
Public Utility Commission

DOCUMENT
FOLDER

To transport, as a common carrier, (1) anti-skid materials, paving materials, gravel, asphalt, sand; stone and fill, from the facilities of Eureka Stone Quarry, Inc., located in the counties of Lackawanna, Wayne, Pike and Monroe, to points in the counties of Carbon, Lackawanna, Monroe, Pike, Northampton, Lehigh, Berks and Bucks; and (2) sand and stone, from the facilities of Lehigh Valley Sand & Gravel Co., located in the county of Monroe, to points in the counties of Monroe, Pike, Carbon, Lackawanna, Northampton, Lehigh, Berks and Bucks.

Lewis Marki

L. MARKI & SON

EXCAVATING - PAVING CONTRACTOR
R. D. #1 - BOX 1504 - STROUDSBURG, PA 18360 - (717) 476-0144

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MAR 19 1965

March 6, 1965
New Rail Transportation
Public Utility Comm.

A. 106 111

RECEIVED

MAR 18 1965

Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, Pa. 17120

SECRETARY'S OFFICE
Public Utility Commission

To Whom it may Concern:

L. Marki & Son wishes to seek authority as a contract carrier and agrees to conform to the regulations of the Commission and to provide service in the public interest.

The material transported will be the property of Eureka Stone Quarry, Inc. . The proposed material to be hauled will be all classes of sand, stone and asphalt as follows:

- Rip Rap
- Screening
- 2
- 2B
- 3A
- 4
- Fill
- 1/4
- 1B
- 2A
- 2RC
- 8
- 3/4 mod.
- anti-skid
- bituminous sand
- filter sand
- mason sand
- pipe bed sand
- bank run
- concrete sand
- Fill
- pea gravel
- 2B gravel
- asphalt
- top
- linder
- PSP
- RC BC
- J 1
- Top

DOCUMENT
FOLDER

The above materials will be hauled from Eureka Quarries, Snyder'sville, Pa., to all its customers in all points of the following counties: Monroe, Pike, Carbon, Lackawanna, Northampton, Lehigh, Berks and Bucks. Also, please refer to letter of shipper support from Eureka Quarry.



COMMONWEALTH OF PENNSYLVANIA
 PENNSYLVANIA PUBLIC UTILITY COMMISSION
 P.O. BOX 3265, HARRISBURG, Pa. 17120

March 21, 1985

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 MAR 28 1985

Non-Rail Transportation
 Public Utility Commission
 IN REPLY PLEASE REFER TO OUR FILE

Lewis Marki, t/d/b/a L. Marki and Son

R.D. #1, Box 1504

Stroudsburg, PA 18360

RECEIVED

MAR 28 1985

SECRETARY'S OFFICE
 Public Utility Commission

RE:

The referenced application and filing fee of _____ are being returned herewith because of the following discrepancies:

- Extra copies not provided. The rules call for an original and two copies.
- No fee or incorrect filing fee (\$125 is required).
- Unacceptable filing fee - undated or not signed.
- No name of state incorporated, as required at paragraph _____.
- No exhibit of corporate charter purpose.
- Partnership agreement required, not submitted.
- Describe number and type of vehicles to be used in proposed service.
- Describe seating capacity of vehicles to be used (if passenger service).
- Statement of current financial condition required at paragraph _____.
- No description of authority sought provided. If a transfer, indicate if all or part of the rights are to be transferred. *See other*
- Map required on scheduled route, outlining route described in narrative. Must be detailed enough to show the routes you describe.
- Corporate seal required on page _____.
- Signature of individual, each partner, or officer of corporation (as applicable) required on signature page.
- Affidavit not completed/raised seal of Notary Public to be affixed.

DOCUMENT
 FOLDER

COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION

- 2 -

- Exhibit C required.
- Exhibit D required.
- Exhibit E required.
- Consideration stated in application must be the same as stated on the sales agreement.
- Please include a copy of the registration of the trade-name.
- Please indicate when you registered to do business in Pennsylvania as a foreign corporation.
- Other.

Enclosed please find a copy of a proposed caption describing the service you wish to perform. If this sample accurately represents your intent, please initial one of the copies and return it to our office. You may make any changes as you see fit.

We will hold the application in abeyance, pending the submittance of the above request.

Frances Walkinshaw, Application Examiner
for

David Ehrhart
Supervisor - Application Section
Bureau of Non-Rail Transportation
(717) 787-3834

To transport, as a common carrier, anti-skid materials, paving materials, gravel, asphalt, sand, stone and fill, from points in the counties of Lackawanna, Wayne, Pike and Monroe to points in the counties of Carbon, Lackawanna, Monroe, Pike, Northampton, Lehigh, Berks and Bucks.

Materials will be hauled from Eureka Stone Quarries located in Daleville, Pa., Milford, Pa., Sterling Quarry, Pocono Quarry (Snydersville), and Pocono Sand Quarry (Snydersville).

We also transport sand and stone which is the property of Lehigh Valley Sand & Gravel Co., Inc., R.D. # 2 Box 641, Saylorsburg, Pa. 18353, which is located in Monroe County. The material will be hauled from that point to all its customers in all points of the following counties: Monroe, Pike, Carbon, Lackawanna, Northampton, Lehigh, Berks and Bucks counties.

Lewis Marki
t/a *L. Marki & Son*