

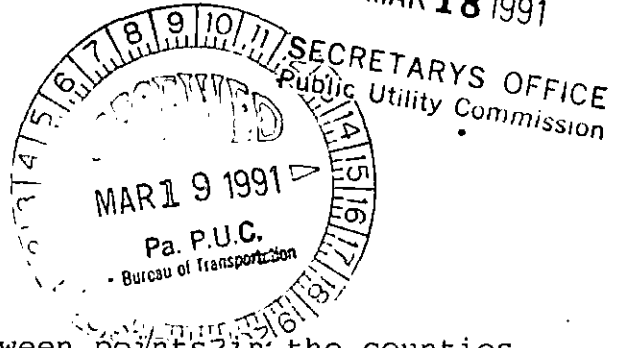
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BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

RECEIVED

MAR 18 1991

A. 109635
DAVID E. HURST



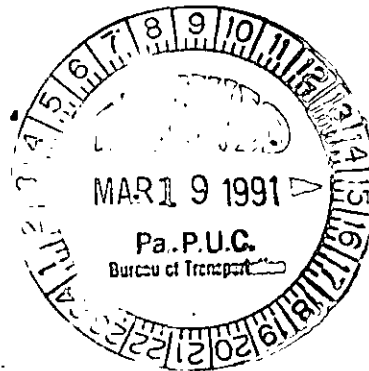
PROTEST

Authority sought: BULK IN DUMP VEHICLES between points in the counties of Union, Snyder and Northumberland

1. Protestant(s) is (are) :

William C. Confer
R J Glass Inc.

Powers Trucking Co.
Hiram Wible & Son Inc.



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

John E. Fullerton
407 N. Front St.
Harrisburg, PA 17101
(717) 236-9318

3. Protestant(s) hold operating rights which conflict with the instant application, copy attached.

4. Protestant(s) provide an adequate and satisfactory service within the scope thereof.

5. To the extent of the conflict, there is no need for the proposed service, approval will impair protestants operations and be contrary to public interest.

6. The only amendment which will satisfy protestant(s) is the exclusion of the conflicting authority from the instant application.

Dated: March 15, 1991

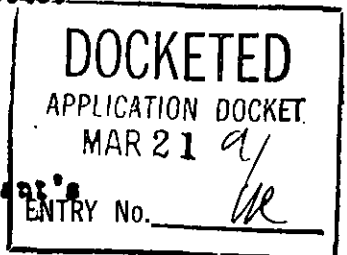
John Fullerton
JOHN E. FULLERTON
Attorney for Protestant(s)

CERTIFICATE OF SERVICE

I certify that a copy of this protest has been served upon applicant's attorney by first class US mail, postage prepaid.

c: Michael Huddock, Esq.
269 Chester St.
Mifflinburg, PA 17844

John Fullerton
JOHN E. FULLERTON



As required by Section 333(c) of the Code, please furnish forthwith the identity of the shipper witnesses supporting this application and the subject matter of their expected testimony. Failure to do so will be the basis of a Motion to Dismiss.

Folder 2, Am-J, cont'd:

of said village;

RECEIVED

MAR 18 1991

SECRETARY'S OFFICE
Public Utility Commission

a. Transport between two points both of which are served by a rail-road.

2. Limestone and limestone products (excluding pulverized limestone) sand, gravel, earth and topsoil, in dump trucks, for Lycoming Silica Sand Company, from its operations in the counties of Clinton, Lycoming and Montour to points within an airline distance of one hundred (100) statute miles of the point of origin.
3. Coal, in bulk, in dump vehicles, from points in the counties of Centre and Lycoming to points in the counties of Northumberland and Montour.
4. Coal from stripping operations in the township of Beech Creek, Clinton County, to points within an airline distance of thirty (30) statute miles of said stripping operations.
5. Sand, stone, gravel, coal, building materials, fill and top soil, in dump trucks, between points in the city of Lock Haven, Clinton County, and within an airline distance of fifty (50) statute miles of the limits of said city:

Folder 2, Am-U-

To transport, as a Class D carrier, coal, in bulk in dump vehicles, for River Hill Coal Company, Inc., and A M E Enterprises, Inc., from their facilities in the counties of Centre and Clearfield, to points in Pennsylvania, and vice versa.

Folder 2, Am-V :

To transport, as a Class D carrier, coal, in bulk, in dump vehicles, for Bradford Coal Co. from points in the counties of Centre, Clarion, Elk and Jefferson to points in Pennsylvania, and vice versa.

Folder 2, Am-W

Coal, in bulk, in dump vehicles, for Bradford Coal Co from points in Clearfield County to points within an airline distance of 150 statute miles of the limits of the borough of Bellefonte, Centre County and vice versa.

Folder 2, Am-I cont'd.

To transport, as a Class D carrier, property, in bulk and/or which requires the use of special equipment, for Valley Quarries, Inc., from its facilities in the townships of Guilford, Peters, Greene and Green Castle and the borough of Waynesboro, Franklin County; the township of Southampton, Cumberland County, the boroughs of Fairfield and Gettysburg, Adams County, and the borough of Shippensburg, in the counties of Franklin and Cumberland, to points in Pennsylvania, and vice versa.

To transport, as a Class D carrier, property in bulk, and/or which requires the use of special equipment, for Martin Limestone, Inc., from its facilities in the townships of Salisbury, East Earl and Ephrata, and the boroughs of Ephrata and New Holland, Lancaster County, to points in Pennsylvania, and vice versa.

Folder 2, Am-J:

Class D - coal for Cooney Bros. Coal Co. between points in the county of Cambria and from points in said county to points in PA and vv.

Folder 2, Am-L:

To transport, as a Class D carrier, coal for Berwind Coal Sales, Division of Berwind Corporation, between points in Pennsylvania;

subject to the following condition:

That no right, power or privilege is granted to provide transportation to, from or between points in the county of Somerset.

Folder 2, Am-M:

the transportation of fly ash, in bulk in tank-type vehicles, for National Minerals Corp. between points in Pennsylvania.

A. 97345

Powers Trucking Co.

Folder 2 Am-J

Class D

Property from the facilities of R S Carlin, Inc. located in the Twp of Snow Shoe, Centre County to points in PA and vv.

Folder 2
Am-I

To transport, as a Class D carrier, coal, from the operations of A. M. E. Enterprises, Inc., located in the township of Karthaus, Clearfield County, to the plant of Pennsylvania Power & Light Co., located in the borough of Shamokin Dam, Snyder County.

Folder 2
Am-L

Class D - malt beverages, used containers and pallets from the facilities of F. & M. Schaefer Brewing Co., in the county of Lehigh, to points in Pennsylvania, and vice versa.

Folder 2
Am-M

Class D -

malt beverages, malt beverage containers and pallets between points in PA. excluding:

1. new containers that have been rejected for any reason.
2. service from the borough of Latrobe, Westmoreland County to points in the counties of Bucks, Delaware, Montgomery and Philadelphia.
3. service to or from D.B. Rossi Beverage Co. in the city of Hazleton, Luzerne County.
4. service from Latrobe Brewing Co. in the borough of Latrobe, Westmoreland County to Stegmaier Distributing Co. of Scranton Inc. in the city of Scranton, Lackawanna County and vice versa.

Folder 2
Am-N

Class D -

property for Mill Hall Clay Products Inc; Simon Resources Inc; and Coatesville Scrap Iron & Metal Co. between points in PA.

Folder 2
Am-O

Class D -

property for Staiman Bros. Inc. between points in PA.

Powers Trucking Co.
Box 791
Lock Haven PA 17245
(717) 748-4286

A. 97345
POWERS TRUCKING CO. A. 97345

page 2

Folder 2, Am-F

To transport, as a Class D carrier, coal, for JH Coal Sales, Inc., from points in the counties of Clinton (excluding points within an airline distance of twenty-five (25) statute miles of the limits of the city of Williamsport, Lycoming County), Huntington and Jefferson, to points in the county of Northampton.

To transport, as a Class D carrier, wood and wood products, from the city of Lock Haven, Clinton County and points within an airline distance of thirty-five (35) statute miles of the limits of said city, to points in Pennsylvania, and vice versa;

To transport, as a Class D carrier, scrap metal and scrap paper, for Hodas Industries, Inc., from its facilities in the county of Centre, the city of Lock Haven, Clinton County and the borough of Tyrone, Blair County, to points in Pennsylvania, and vice versa;

subject to the following condition:

That no right, power or privilege is granted to transport scrap metal from the city of Williamsport, Lycoming County.

To transport, as a Class D carrier, grain and grain products, from points in the counties of Clinton and Centre, to points in Pennsylvania, and vice versa;

subject to the following conditions:

That no right, power or privilege is granted to transport commodities in bulk, in tank vehicles.

That no right, power or privilege is granted to render service to or from points in the Township of Limestone, Clarion County.

To transport, as a Class D carrier, grain and grain products, for Lovatt and Company, Inc., between points in Pennsylvania;

subject to the following conditions:

That no right, power or privilege is granted to transport commodities in bulk, in tank vehicles.

That no right, power or privilege is granted to render service to or from points in the township of Limestone, Clarion County.

(844)

448-2251

1. To transport, as a Class C carrier, lime in bulk, lime in bags, road materials, such as sand, stone, gravel, bituminous asphalt and bituminous concrete, corrugated metal and aluminum pipe, soil, fill and slag, for Faylor-Middlecreek, Inc., from its plants in the townships of Union, Union County, Oliver and Armagh, Mifflin County, Mount Pleasant, Columbia County, Shamokin, Northumberland County, and the city of Lancaster, Lancaster County, to points within an airline distance of eighty (80) statute miles of the point of origin;
2. To transport, as a Class D carrier, crushed limestone, sand, cement and farm materials between points in the counties of Mifflin, Centre, Huntingdon and Snyder, provided no haul shall exceed a distance of thirty (30) miles from point of origin to point of destination.
3. To transport, as a Class D carrier, coal from mines in the counties of Centre and Huntingdon to points in the county of Mifflin, provided no haul shall exceed a distance of fifty (50) miles from point of origin to point of destination.
4. To transport, as a Class D carrier, fertilizer in bags from the plant of Agway, Inc., in the city of York, York County, to Agway Stores in the borough of Mifflin, Juniata County, the village of Belleville in the township of Union, Mifflin County, and the borough of Alexandria, Huntingdon County.
5. To transport, as a Class D carrier, lime in bulk in dump trucks, from the plant of J. E. Baker in the city of York, York County, to the stores of Agway, Inc., in the borough of Mifflin, Juniata County, the village of Belleville in the township of Union, Mifflin County, and the borough of Alexandria, Huntingdon County;

with rights No. 4 and 5 above subject to the following condition:

That no right, power or privilege is granted to transport commodities in bulk in tank vehicles, or in hopper-type vehicles.

6. To transport, as a Class D carrier, farm materials for Agway, Inc., S. H. Goss, Inc., Big Valley Feed & Grain Co., Belleville Flour Mill Co., and Union Mills Soil Service, Inc., between points in the counties of Mifflin, Centre, Huntingdon and Snyder;
7. To transport, as a Class D carrier, sand and crushed limestone for E. De-Vecchis & Sons, Inc., from points in the county of Blair to points in the counties of Centre, Mifflin and Snyder.

8. To transport, as a Class D carrier, farm materials for S. H. Goss, Inc., from its facilities in the township of Derry, Mifflin County, to points in Pennsylvania;

with right No. 8 above subject to the following condition:

That no right, power or privilege is granted to transport grain and grain products to points in the counties of Centre and Clinton.

9. To transport, as a Class D carrier, farm materials, from points in Franklin County to points in Union Township, Mifflin County, excluding transportation of grain and grain products for Lovatt and Company, Inc.
10. To transport, as a Class D carrier, rough lumber and woodchips between points in the county of Huntingdon, and from points in said county, to points in the counties of Mifflin and York.
11. To transport, as a Class D carrier, fertilizer and fertilizer ingredients, farm materials, grain, feed and feed materials for Agway, Inc., Belleville Flour Mill, Union Mills Soil Service, Big Valley Feed & Grain and G. H. Goss, Inc., between points in Pennsylvania.
12. To transport, as a Class D carrier, grain, for the Pennsylvania Agricultural Cooperative Marketing Association, between points in Pennsylvania.
13. To transport, as a Class D carrier, sand and stone in bulk, from points in Pennsylvania, to points in the county of Mifflin and vice versa;
14. To transport, as a Class D carrier, scrap metal in bulk, for Jim's Scrap Metal, from points in Mifflin County, to points in Pennsylvania.
15. To transport, as a Class D carrier, building materials, for R. Y. Supply, Inc., between points in Pennsylvania;

Folder 1 Am D

February 1, 1990, amended to include the following right: Am-D

To transport, as a Class D carrier, agricultural limestone, in dump vehicles or on flatbed equipment, for J. E. Baker Company, from points in the county of York, to points in Pennsylvania, and vice versa;

Folder 1 Am-C

Class D - wood and wood products between points in Huntingdon County and from points therein to points in PA & vv.

KJR

COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
P.O. BOX 3265, HARRISBURG, PA 17105-3265
April 30, 1991

In Re: A-00109635

(See attached list)

Application of David E. Hurst

Right to begin to transport, as a common carrier, by motor vehicle, commodities in bulk, in dump vehicles, between points in the counties of Union, Snyder and Northumberland.

NOTICE

The Public Utility Code directs that hearings shall be commenced in this case by the Administrative Law Judge within 90 days after the proceeding is initiated.

In compliance with this directive, an initial hearing is hereby scheduled for Wednesday, June 12, 1991, at 10:00 a.m., in an available hearing room, Ground Floor, North Office Building, North Street and Commonwealth Avenue, Harrisburg, Pennsylvania 17120.

The presiding officer in this proceeding is Administrative Law Judge Robert Christianson. Judge Christianson can be contacted at P.O. Box 3265, Harrisburg, Pennsylvania 17105-3265; telephone (717) 783-5452.

If you intend to file exhibits, please be advised that two copies of all hearing exhibits to be presented into evidence must be submitted to the Reporter and an additional copy should be furnished to the presiding officer and each party of record.

cc: Judge Christianson
Mr. Bramson
Mrs. Kelly
Mrs. Howell
Docket Room

DOCKETED
MAY 03 1991

DOCUMENT
FOLDER

A-00109635 Parties of Record

Michael Huddock, Esquire
269 Chester Street
Mifflinburg, PA 17844

David E. Hurst
R.D. #1, Box 120
Mifflinburg, PA 17844

John E. Fullerton, Esquire
Graf, Andrews & Radcliff, P.C.
407 North Front Street
Harrisburg, PA 17101

ALJ HEARING REPORT

DOCKET NO. A-00109635

CASE NAME David E. Hurst

HEARING LOCATION Harrisburg, PA.

HEARING DATE June 12, 1991

ALJ Christianson

CHECK THOSE BLOCKS WHICH APPLY:

pt Hearing held YES NO

Testimony taken YES NO

Hearing concluded YES NO

Further hearing needed YES NO

Estimated add'l days —

RECORD CLOSED YES NO

Date

Briefs to be filed YES NO

Date

BENCH DECISION YES NO

REMARKS: The parties expect to get an amendment and withdrawal. I expect to soon refer the case to the Transportation Bu

DOCKETED
JUN 19 1991

RECEIVED
JUN 12 1991
Office of A. L. J.
Public Utility Commission

NAMES, ADDRESSES AND TELEPHONE NUMBERS OF PARTIES OR COUNSEL OF RECORD
PLEASE PRINT CLEARLY
INCOMPLETE INFORMATION MAY RESULT IN DELAY OF PROCESS

RECORD
DOCUMENT FOLDER

NAME and TELEPHONE NUMBER	ADDRESS	APPEARING FOR
David E. Hurst Telephone No. (717) 966-0597	R.D. 1 Box 120 City: <u>Millersburg</u> State: <u>Pa.</u> Zip: <u>17844</u>	Applicant
John Fullerton Telephone No. (717) 236-9318	407 N. Front St. City: <u>Hbz</u> State: <u>PA</u> Zip: <u>17101</u>	Wm C. Confer R & Glass Inc. Power Trucking Co. Hiram Wible + Son Inc.
Telephone No. ()	City State Zip	

CHECK THIS BOX IF ADDITIONAL PARTIES OR COUNSEL OF RECORD APPEAR ON BACK.

Monta Gentile
Reporter
Commonwealth Reporting Co.

GRAF, ANDREWS & RADCLIFF, P. C.
ATTORNEYS AT LAW
407 NORTH FRONT STREET
HARRISBURG, PENNSYLVANIA 17101

ORIGINAL

TAMH

CHRISTIAN V. GRAF
FREDERICK W. ANDREWS
DAVID H. RADCLIFF
GREGORY R. LYONS

June 25, 1991

OF COUNSEL
JOHN E. FULLERTON
TELEPHONE A.C. 717-236-9318

ORIGINAL FILE

The Secretary
PAFUC
Harrisburg, PA 17120

RE: A 109635
DAVID E. HURST

RECEIVED

JUN 27 1991

SECRETARY'S OFFICE
Public Utility Commission

Dear Sir:

The undersigned represents the following in protest of this application.

William C. Confer Powers Trucking Co.
R J Glass Inc. Hiram Wible & Son Inc.

Applicant has made an amendment, copy attached.

Conditioned upon its acceptance by the Commission and any grant being consistent therewith,, I am authorized to withdraw the protest(s).

I desire to remain a party of record.

JUL 01 1991

Yours truly,

John Fullerton
JOHN FULLERTON

2/x
attach.

cc: XXXX
APP XXXX

Client(s)

4: Hon. Robt Christianson
1 ALJ - Pa PUC

DOCUMENT
FOLDER

RECEIVED
JUN 26 1991
Office of A. L. J.
Public Utility Commission

ORIGINAL

02

BEFORE THE
PA PUBLIC UTILITY COMMISSION

A. 109635
DAVID E. HURST

ORIGINAL
FILE

RESTRICTIVE AMENDMENT

RECEIVED
JUN 27 1991

Applicant restrictively amends the above application so read as follows: SECRETARIAL OFFICE
Public Utility Commission

"To transport, as a Class D carrier, commodities in bulk in dump vehicles, for Fairchild Brothers Inc. and George M. Richard's Excavating between points in the counties of Union, Snyder and Northumberland."

David E. Hurst
DAVID E. HURST

Dated: 6-25-91

It is my understanding that this amendment will satisfy all protests whereby this application will be unopposed.

Phone 717-966-0597

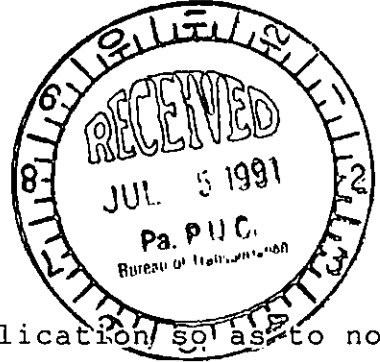
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JUL 01 1991

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RECEIVED
JUN 26 1991
Office of A. L. J.
Public Utility Commission

BEFORE THE
PA PUBLIC UTILITY COMMISSION

A. 109635
DAVID E. HURST



RESTRICTIVE AMENDMENT

Applicant restrictively amends the above application/ so as to now read as follows:

"To transport, as a Class D carrier, commodities in bulk in dump vehicles, for Fairchild Brothers Inc. and George M. Richard's Excavating between points in the counties of Union, Snyder and Northumberland."

✓ David E. Hurst

Dated: 6-25-91

DAVID E. HURST

It is my understanding that this amendment will satisfy all protests whereby this application will be unopposed.

Phone 717-966-0597

RECEIVED
JUN 26 1991
Office of A. L. J.
Public Utility Commission



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

July 10, 1991

IN REPLY PLEASE
REFER TO OUR FILE

DAVID E HURST
RD 1 BOX 120
MIFFLINBURG PA 17844

In re: A-00109635 - Application of David E. Hurst

Dear Mr. Hurst:

The above referenced application has been assigned for review without an oral hearing. In order to reach a determination on the application, you are being required to file verified statements in accordance with 52 Pa. Code §3.381(e)(1). You will be required to file:

- A. VERIFIED STATEMENT OF APPLICANT.
- B. VERIFIED STATEMENTS IN SUPPORT OF APPLICATION.

The verified statements should be in paragraph form. Each heading contained in the attached minimum outline should be a separate section or paragraph.

You should be aware of the fact that the verified statements will be reviewed based on the Commission's decision in the Application of Bluebird Coach Lines, Inc. A-00088807, F. 2, Am-K, which indicates: (1) the supporting witnesses must give evidence which is probative and relevant to the application proceeding; (2) the supporting witnesses must identify Pennsylvania origin and destination points between which they require transportation and those points must correspond with the scope of the operating territory specified in the application including requests for vice versa authority; and (3) the number of witnesses which will represent a cross section of the public on the issue of need will vary with the breadth of the intended territory and commodity description.

You are being granted an initial thirty (30) days to file verified statements. They will be due on or before August 12, 1991.

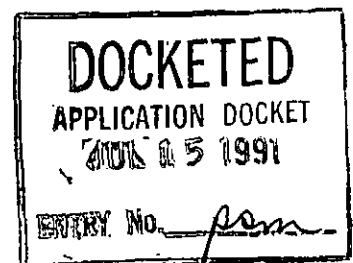
If additional time is required, it may be requested by telephone but must be followed in writing with the reasons for the extension stated.

Questions about your application should be directed to Richard H. White at 717-787-4387.

Very truly yours,

Richard H. White
Technical Review Section
Bureau of Transportation

RHW:kmb



FAIRCHILD BROTHERS, INC.

P.O. BOX 198 • WINFIELD, PA 17889 • (717) 524-9255

VERIFIED STATEMENT IN SUPPORT OF APPLICATION

This information is being given in statement form before a Notary Public in support of the application of David E. Hurst, R. D. #1, Box 120, Mifflinburg, PA 17844.

1. The legal name and domicile of the supporting party is Fairchild Brothers, Inc., Winfield, Pennsylvania 17889.

2. The affiant is Bruce W. Boynton, the Vice President of Fairchild Brothers, Inc., and all information is within his knowledge.

3. The affiant is a contractor engaged in excavation and related contracting services and requires the hauling on, to and from job sites of crushed stones, fill/top soil, brush/stumps, paving materials, earth, shale and other related construction materials.

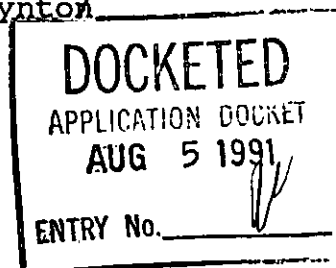
4. The volume and frequency of intended use is irregular and seasonal, depending on availability of work and weather conditions.

5. All origins and destinations are within Union, Snyder and Northumberland Counties, most specifically Lewisburg Borough, Mifflinburg Borough, Milton Borough, Watsontown Borough, Northumberland Borough, Middleburg Borough, City of Sunbury, Selinsgrove Borough, and their surrounding areas.

6. The type of service required varies.. It requires the transporting of commodities in bulk in a dump vehicle. Most times the dump truck is loaded. Services are utilized on an "as needed" basis and not scheduled.

7. Similar applications supported: NONE

Bruce W. Boynton
Bruce W. Boynton



FAIRCHILD BROTHERS, INC.

P.O. BOX 198 • WINFIELD, PA 17889 • (717) 524-9255

COMMONWEALTH OF PENNSYLVANIA :

SS:

COUNTY OF UNION :

Personally appeared before me, the undersigned, a Notary Public in and for the Commonwealth of Pennsylvania, Bruce W. Boynton, who, being duly sworn according to law, doth swear and say that the above facts are true and correct.

Karen L. Leech
Notary Public

My Commission Expires: April 10, 1995

NOTARIAL SEAL
KAREN L. LEECH, Notary Public
Union Twp., Union County, Pa.
My Commission Expires April 10, 1995

DAVID E. HURST
R. D. #1, Box 120
Mifflinburg, PA 17844

VERIFIED STATEMENT OF APPLICANT

1. The legal name and domicile of the applicant is David E. Hurst, R. D. #1, Box 120, Mifflinburg, PA 17844.
2. The affiant is the individual applicant.
3. The applicant is affiliated with no other carriers.
4. The applicant seeks authority, in accordance with his application, as amended, to transport, as a Class D carrier, commodities in bulk in dump vehicles between points in the counties of Union, Snyder and Northumberland.
5. Applicant has no current rights that have been granted for transporting commodities in bulk in dump vehicles.
6. Applicant is unaware of any duplicating authority which will result from the grant of authority.
7. Applicant is unaware of any dual operations resulting from grant of authority.
8. Applicant operates from his own home residence as set forth in Paragraph 1 hereinabove. Applicant's only communication is by C.B.
9. Applicant's current pertinent equipment is a 1981 Mack dump truck owned by him.
10. Applicant is self-employed and has no specific safety program. Applicant does meet all federal and state regulations.
11. Applicant does occasional short notice trucking services for both his supporting witnesses.
12. Applicant renders transport of commodities in bulk in his dump vehicle to each of his supporting witnesses as required and requested.
13. Applicant attaches hereto a current balance sheet showing his assets and liabilities, together with an income statement.

DOCUMENT
FOLDER

DOCKETED
APPLICATION DOCKET
AUG 5 1991
ENTRY No. 11

14. Applicant's service will create empty miles but not back hauls.

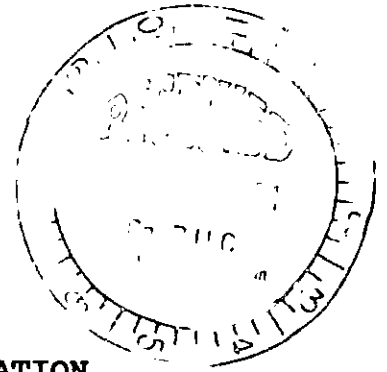
David E. Hurst
David E. Hurst

COMMONWEALTH OF PENNSYLVANIA :
COUNTY OF Snyder : ss:

Personally appeared before me, the undersigned, a Notary Public in and for the Commonwealth of Pennsylvania, the affiant, David E. Hurst, who, being duly sworn according to law, doth swear and say that the above facts are true and correct.

Teresa Ann Mull
Notary Public
Teresa Ann Mull, Notary Public
Middleburg, Snyder County
My Commission Expires Dec. 1, 1994

GEORGE M. RICHARD'S EXCAVATING
R. D. #2, Box 263
Middleburg, PA 17842



VERIFIED STATEMENT IN SUPPORT OF APPLICATION

This information is being given in statement form before a Notary Public in support of the application of David E. Hurst, R. D. #1, Box 120, Mifflinburg, PA 17844.

1. The legal name and domicile of the supporting party is George M. Richard's Excavating, Richard Road, Penns Creek, Pennsylvania 17862.

2. The affiant is the sole proprietor and owner of George M. Richard's Excavating and all information is within his knowledge.

3. The affiant is an earth excavator and contractor and requires the hauling on, to and from job sites of crushed stones, fill/top soil, brush/stumps, paving materials, earth, shale and other related construction materials.

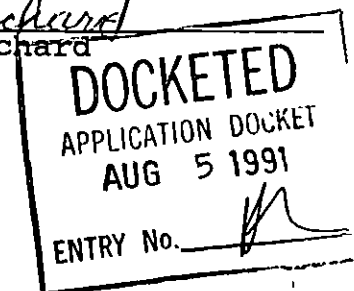
4. The volume and frequency of intended use is irregular and seasonal, depending on availability of work and weather conditions.

5. All origins and destinations are within Union, Snyder and Northumberland Counties, most specifically Mifflinburg Borough, Middleburg Borough, Penns Creek Borough, Troxellville Borough, Paxtonville Borough, Selinsgrove Borough, Adams Township, Centre Township, Limestone Township and their surrounding areas.

6. The type of service required varies. It requires the transporting of commodities in bulk in a dump vehicle. Most times the dump truck is loaded. Services are utilized on an "as needed" basis and not scheduled.

7. There are no similar applications supported.

George M. Richard
George M. Richard




COMMONWEALTH OF PENNSYLVANIA :

COUNTY OF Snyder :

SS:

Personally appeared before me, the undersigned, a Notary Public in and for the Commonwealth of Pennsylvania, George M. Richard, who, being duly sworn according to law, doth swear and say that the above facts are true and correct.



~~Notary Public~~
NOTARIAL SEAL
TERESA ANN MULL, Notary Public
My Commission Expires: _____
My Commission Expires Dec. 1, 1994

DAVID E. HURST
FINANCIAL STATEMENTS
DECEMBER 31, 1990

ROBERT M. BRUBAKER
PUBLIC ACCOUNTANT
27 SOUTH FIFTH STREET
LEWISBURG, PA. 17837

July 22, 1991

DAVID E. HURST
R. D. #1, Box 120
Mifflinburg, PA 17844

Dear Mr. Hurst:

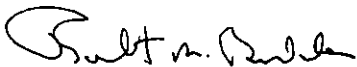
I have compiled the accompanying balance sheet of **DAVID E. HURST** (a proprietorship) as of December 31, 1990, and the related statement of income and owner's equity for the year then ended, in accordance with standards established by the American Institute of Certified Public Accountants.

A compilation is limited to presenting in the form of financial statements information that is the representation of the owner. I have not audited or reviewed the accompanying financial statements and, accordingly, do not express an opinion or any other form of assurance on them. However, I did become aware of a departure from generally accepted accounting principles that is described in the following paragraph.

A statement of cash flows for the year ended December 31, 1990, has not been presented. Generally accepted accounting principles require that such a statement be presented when financial statements purport to present financial position and results of operations.

The accompanying financial statements have been prepared solely from the accounts of **DAVID E. HURST**, and they do not include the personal accounts of the owner or those of any other operation in which he is engaged.

Respectfully,



Robert M. Brubaker
Public Accountant

DAVID E. HURST
BALANCE SHEET
DECEMBER 31, 1990

ASSETS

Current Assets:

Cash	\$ 1,550
Total Current Assets	<u>1,550</u>

Fixed Assets:

Equipment	16,700
Less: Accumulated Depreciation	<u>8,684</u>
Total Fixed Assets	<u>8,016</u>

TOTAL ASSETS	<u><u>\$ 9,566</u></u>
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LIABILITIES & OWNER'S EQUITY

TOTAL LIABILITIES	\$ -0-
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Owner's Equity - David E. Hurst	<u>9,566</u>
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TOTAL LIABILITIES & OWNER'S EQUITY	<u><u>\$ 9,566</u></u>
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NOTE: See Accountant's Compilation Report.

NOTE: Prepared from the records of account without audit - July 22, 1991.

DAVID E. HURST
STATEMENT OF INCOME AND OWNER'S EQUITY
FOR THE YEAR ENDED DECEMBER 31, 1990

INCOME:	
Sales	\$37,982
OPERATING EXPENSES:	
Depreciation	5,344
Fuel	2,827
Insurance	2,687
Repairs & Maintenance	2,380
Licenses	603
Car & Truck Expenses	187
Accounting	175
Fuel Taxes	<u>157</u>
Total Operating Expenses	<u>14,360</u>
NET PROFIT	23,622
OWNER'S EQUITY - BEGINNING	9,944
Less: Drawing	<u>(24,000)</u>
OWNER'S EQUITY - ENDING	<u><u>\$ 9,566</u></u>

NOTE: See Accountant's Compilation Report.

NOTE: Prepared from the records of account without audit - July 22, 1991.



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

August 6, 1991

IN REPLY PLEASE
REFER TO OUR FILE

DAVID E HURST
RD 1 BOX 120
MIFFLINBURG PA 17844

In re: A-00109635 - Application of David E. Hurst

Dear Mr. Hurst:

We have received the verified statements filed in the above referenced proceeding.

The record will be reviewed and will be put before the Commission for its decision. You will be notified of the Commission's action.

Very truly yours,

By Richard H. White
For Peter S. Marzolf, Supervisor
Technical Review Section
Bureau of Transportation

RHW:11

