

Decision No. 33377

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of the People of the State of California, on relation of the Department of Public Works, for an order authorizing construction of a crossing at separated grades of the State highway and the tracks of the Western Pacific Railroad, at Sunol, in the County of Alameda, State of California.)
Application No. 23319)

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O R D E R

The Department of Public Works is authorized to construct State Highway Route 107 at separated grades near the main line track of The Western Pacific Railroad Company near Sunol, Alameda County, at the location as shown by map (Exhibit A) attached to the application, to be identified as Crossing No. 4-35-9-B. Applicant shall bear construction and maintenance expense excepting maintenance of the deck. Maintenance of the deck shall be borne by The Western Pacific Railroad Company. Applicant shall file with the Commission within one hundred and twenty days: (1) a copy of an agreement entered into between the parties relative to the construction and maintenance of said crossing, and (2) plans of said crossing approved by The Western Pacific Railroad Company. Clearances shall conform to the provisions of G. O. No. 26-C.

Upon completion of the crossing herein authorized the crossings identified by the numbers listed below shall be legally abandoned and effectively closed to public use and travel:

- Crossing No. D-35.4
- Crossing No. D-35.8
- Crossing No. 4-36.1
- Crossing No. D-34.9

Within thirty days after completion, pursuant to this order, applicant shall so advise the Commission in writing. This authorization shall become void if not exercised within two years, unless time be extended, or if conditions are not complied with. This order shall be effective immediately.

Dated at San Francisco, California, May 6, 1940.

[Handwritten signatures of Commissioners]
Commissioners