

ORIGINAL

Decision No. 35167

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 (Cherry Avenue) and the tracks of the Southern Pacific Railroad; the abolition of existing crossings at grade; the installation of certain crossings at grade of the relocated Clovis Branch of the Southern Pacific Railroad and certain streets in the vicinity of Cherry Avenue, in the City of Fresno, County of Fresno, State of California, and the exchange of certain properties required thereby.)

Application
No. 23849

BY THE COMMISSION:

FIRST SUPPLEMENTAL ORDER

In Decision No. 33764 in Application No. 23849 the Commission authorized the People of the State of California, on relation of the Department of Public Works, to construct a grade separation of Cherry Avenue with the tracks of Southern Pacific Company in Fresno, provided that plans and a copy of an agreement between the parties be filed on or before April 21, 1942. It now appears that in view of existing conditions applicant will be unable to make such filing within the time specified and has requested modification of the order, therefore

IT IS HEREBY ORDERED that Decision No. 33764 is hereby modified to provide that plans for the grade separating structure and certified copy of an agreement between the interested parties be filed with the Commission at any time after thirty days' notice to the Commission that the project is to be undertaken.

In all other respects Decision No. 33764 is in full force and effect.

Dated at San Francisco California, this 24th day of March, 1942.

Justus F. Greener
Stanley H. Hiley
W. H. H. H.
Frank V. Haverhill
Arthur H. H.
Commissioners