

Decision No. 38796

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

ORIGINAL

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, 2.7 miles west of Sunol, in the County of Alameda, State of California.

Application No. 27289

O R D E R

The Department of Public Works of the State of California is authorized to construct State Highway 107 at separated grades over 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. 4-58.3-A. Construction and maintenance expense shall be borne in accordance with an agreement entered into between the parties relative to the construction and maintenance of said crossing, and copy of said agreement together with plans of said crossing approved by The Western Pacific Railroad Company shall be filed with the Commission prior to commencing construction. Should the parties fail to agree, the Commission will apportion the cost of construction and maintenance by further order.

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 San Francisco California May 26 1915
A. Howard Culver
Justice F. Graves
W. H. Gray
J. H. D. Jones
Harold K. Sule
COMMISSION