

Decision No. 39548

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the application of  
THE WESTERN PACIFIC RAILROAD COMPANY  
for permission to construct, operate  
and maintain a spur track across  
Home Street in the vicinity of the  
City of San Jose, County of Santa  
Clara, State of California.

**ORIGINAL**

Application No. 27932

O R D E R

The Western Pacific Railroad Company is authorized to construct one additional spur track at grade across Home Street near San Jose; Santa Clara County, at the location described in the application; to be identified as a portion of Crossing No. 4G-22.2-C. Applicant shall bear entire construction and maintenance expense. Construction of said crossing shall be equal or superior to Standard No. 2 of G.O. No. 72, without superelevation and of a width to conform to the portion of the street now graded, with tops of rails flush with roadway, and with grades of approach not exceeding two per cent. Protection shall be by existing Standard No. 1 crossing sign G.O. No. 75-B.

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 one year, unless time be extended, or if above conditions are not complied with. Authorization may be revoked or modified if public convenience, necessity or safety so require. This order shall be effective immediately.

Dated at San Francisco, California, October 22 1946.

Harold P. Auler  
Justice F. Cooney  
Francis J. ...  
W. H. ...  
A. W. ...  
Commissioners.