

Decision No. 41604

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of THE WESTERN PACIFIC RAILROAD COMPANY for permission to construct, maintain and operate a spur track at grade across and along South Seventh Street in a southerly direction and across Phelan Avenue in the vicinity of San Jose, County of Santa Clara, State of California.

ORIGINAL

Application No. 29344

O R D E R

The Western Pacific Railroad Company is authorized to construct one additional spur track at grade across South Seventh Street and a spur track across Phelan Avenue near San Jose, Santa Clara County, at the locations described in the application, to be identified as follows:

- Crossing with South Seventh Street as a portion of Crossing No. 4G-19.4.
- Crossing with Phelan Avenue as Crossing No. 4G-19.5-C.

Applicant shall bear entire construction and maintenance expense. Construction of said crossings 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 streets 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 at Crossing No. 4G-19.4 and by one Standard No. 1 crossing sign at Crossing No. 4G-19.5-C.

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 twenty days from the date hereof.

Dated at San Francisco, California, this 18th day of May, 1948.

R. J. [Signature]
Justice J. [Signature]
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COMMISSIONERS