

**ORIGINAL**Decision No. 52210

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
 THE WESTERN PACIFIC RAILROAD COMPANY )  
 for authority to construct a spur )  
 track at grade across Little Orchard ) Application No. 37380  
 Avenue in the City of San Jose, County)  
 of Santa Clara, State of California. )

O R D E R

The Western Pacific Railroad Company is authorized to construct a spur track at grade across Little Orchard Avenue in the City of San Jose, Santa Clara County, at the location described in the application, to be identified as a portion of Crossing No. 4G-20.0. Construction of said crossing shall be equal or superior to Standard No. 2 of General Order No. 72, without super-elevation and of a width to conform to the portion of the avenue now graded, with tops of rails flush with the roadway and with grades of approach not exceeding six percent. Protection shall be by existing Standard No. 1 crossing signs (General Order No. 75-B). Applicant shall bear entire construction and maintenance expense.

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.

The effective date of this order shall be twenty days after the date hereof.

Dated at San Francisco, California, this  
7<sup>th</sup> day of November, 1955.

[Signature]  
 President  
[Signature]  
[Signature]  
[Signature]  
 Commissioners