

**ORIGINAL**Decision No. 53440

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
 THE COUNTY OF SOLANO, State of )  
 California, to alter: Crossing )  
 No. A-59.2 on the Southern Pacific )  
 Railroad at County Road No. 477 ) Application No. 37703  
 (Water Street FAS1108) from existing )  
 crossing protection to Standard #8 )  
 flashing light signals with automatic )  
 gate arms with the expense to be )  
 borne equally by County and the rail- )  
 road. )

James M. Shumway, for applicant.  
Randolph Karr and Frederick E. Fuhrman, for  
 Southern Pacific Company, protestant..  
Martin J. Lewis, for the Commission staff.

O P I N I O N

By this application, filed February 1, 1956, the County of Solano requests an order authorizing the alteration of the existing crossing protection at Crossing No. A-59.2 of County Road No. 477, Water Street in Elmira in said County over the main-line tracks of Southern Pacific Company by the substitution for the Standard No. 3 Wigwag warning protection, of Standard No. 8 flashing light signals equipped with automatic gate arms, the cost to be borne equally by the County and the railroad.

Public hearing was held in Fairfield on June 12, 1956, before Examiner Rowe, at which time evidence both oral and documentary was adduced and the matter submitted for decision. A member of the Commission staff assisted in developing the record but offered no evidence on its behalf.

The county offered no evidence to justify the installation of any additional protection at this crossing over that presently

existing. The protestant railroad introduced evidence tending to show that this crossing is principally used by local traffic, that no accidents have occurred here for the last 13 years and that the use of this crossing by vehicular road traffic has materially decreased during the last two years. The Commission finds that there is no justification for increasing the protection at this crossing at the present time. Consequently, Application No. 37703 will be denied.

O R D E R

Application having been filed, public hearing having been held, and the matter being submitted and ready for decision,

IT IS ORDERED that there is no present public need for increasing the protection at the crossing over the Southern Pacific Company tracks in Elmira, California, by County Road No. 477, also known as Water Street, being Southern Pacific Crossing A-59.2.

IT IS FURTHER ORDERED that Application No. 37703 is denied.

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

Dated at San Francisco, California, this 16th day of July, 1956.

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