

Decision No. 56298**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of the State of California, )  
 Department of Public Works, for an order )  
 authorizing construction of a new cross- )  
 ing at grade and the abandonment of an ) Application No. 37043  
 existing crossing at grade of the Sacra- )  
 mento Northern Railway track at Walnut )  
 Creek in Contra Costa County. )

ORDER MODIFYING DECISION NO. 52246

By Decision No. 52246, dated November 22, 1955, State of California, Department of Public Works, the applicant was, among other things, granted authority to construct a new crossing at grade, to be identified as Crossing No. 8-28.2, across the main line track of Sacramento Northern Railway in and near the City of Walnut Creek, Contra Costa County. The order provided that upon completion of grade Crossing No. 8-28.2:

"Also private railroad grade crossings located approximately at M.P. 28.23 and at M.P. 28.39 shall be abandoned and closed by Sacramento Northern Railway". (Second sentence of second paragraph of Order).

By Petition for Modification, filed December 23, 1957, State of California, Department of Public Works, requests this Commission to revise its Decision No. 52246 to the extent necessary to allow the private crossing at M.P. 28.23 to remain open.

Good cause appearing, IT IS HEREBY ORDERED that the applicant is relieved of a portion of the conditions imposed upon it in the following manner:

The above quoted portion of the second paragraph of Decision No. 52246 is hereby modified to read as follows:

"Also a private railroad grade crossing located approximately at M.P. 28.39 shall be abandoned

and closed by Sacramento Northern Railway".

Within thirty days after completion pursuant to this order, applicant shall so advise the Commission in writing. This authorization shall expire 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.

In all other respects Decision No. 52246 shall remain in full force and effect.

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

Dated at Los Angeles this 3<sup>rd</sup> day of MARCH

1958.

*John E. Mitchell*  
 President

*Paul J. Winterman*

*Walter J. Douglas*

*E. Lynn Fox*

Commissioners