

ORIGINALDecision No. 58973

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of the CITY OF SAN JOSE,)
 CALIFORNIA, for permission to construct)
 a separation of grade, by construction)
 of an overpass, over existing tracks and)
 property of the Southern Pacific Company) Application No. 40928
 and the Central Pacific Railroad Company)
 at the location of the proposed Coleman-)
 Market Connection crossing.)

O R D E R

The City of San Jose is authorized to construct the Coleman-Market Connection at separated grades over the track of the Southern Pacific Company, in the City of San Jose, Santa Clara County, at the location as shown by map (Exhibit A) attached to the application, to be identified as Crossing No. DA-46.7-A. Construction and maintenance expense shall be borne in accordance with an agreement to be entered into between the parties relative thereto, and copy of said agreement, together with plans of said crossing approved by the Southern Pacific Company, shall be filed with the Commission within 180 days from the date hereof. Should the parties fail to agree, the Commission will apportion the cost of construction and maintenance by further order. Clearances shall conform to the provisions of General Order 26-D.

Upon the completion of said Coleman-Market Connection Separation of grade overpass the existing crossing of San Pedro Street at grade (No. DA-46.7) shall be abandoned and closed to public use and travel.

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 two years unless time be

extended or if conditions are not complied with. Applicant alleges that it contemplates construction of the project as soon as possible, consequently the effective date of this order shall be the date hereof.

Dated at San Francisco, California, this 2nd day of September, 1959.

Elliott B. Page
President

E. L. Fox

Theodore Jensen
Commissioners