

Decision No. 72790**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of the City of San Jose,  
 a municipal corporation of the State of  
 California, for permission to widen an  
 existing crossing at grade of The Western  
 Pacific Railroad Company's railroad tracks  
 at Park Avenue, in the County of Santa  
 Clara, State of California (PUC Crossing  
 No. 4-G-22.7).

Application No. 48782

ORDER OF DISMISSAL OF PETITION

On January 17, 1967, the Commission issued Decision No. 71825 granting the City of San Jose authority to widen the crossing as requested in subject application.

On March 21, 1967, the City of San Jose filed a Petition for Modification in order to make certain minor changes in the legal description of the crossing easement set forth in the application, but which did not affect the authorized alteration of the crossing or the automatic protection ordered thereon.

On June 30, 1967, applicant wrote to the Commission requesting that the Petition for Modification filed March 21, 1967 in Application No. 48782 be withdrawn and that Decision No. 71825 stand as issued.

IT IS ORDERED that the Petition for Modification filed March 21, 1967 in Application No. 48782 be, and it is, hereby dismissed, and Decision No. 71825 shall remain in full force and effect.

Dated at San Francisco, California, this 25<sup>th</sup> day of JULY, 1967.

[Signature]  
President

[Signature]  
[Signature]  
[Signature]  
Commissioners

Commissioner William M. Bennett, being necessarily absent, did not participate in the disposition of this proceeding.