

Decision No. 75973**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 MODESTO INTERURBAN RAILWAY, a)
 corporation, to construct standard)
 gauge railroad tracks at grade)
 across Beard Avenue, in the County)
 of Stanislaus, State of California.)

Application No. 51172
 (Filed June 17, 1969)

O R D E R

The Modesto Interurban Railway is hereby authorized to construct a spur track at grade across Beard Avenue near Modesto, Stanislaus County, at the location described in the application, to be identified as Crossing No. 23-3.37-C. Construction of the crossing shall be equal or superior to Standard No. 2 of General Order No. 72, without superelevation and of a width to conform to the portion of the avenue as graded, with tops of rails flush with the roadway and with grades of approach as shown in the application. Protection shall be by two Standard No. 1 crossing signs (General Order No. 75-B) reflectorized with reflex-reflective sheet material. 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 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.

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

Dated at San Francisco, California, this 29th
 day of JULY, 1969.

William Symons Jr.
 President
Richard W. Moroney
J. J. Moran
 Commissioners

Commissioner Thomas Moran, being necessarily absent, did not participate in the disposition of this proceeding.