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ORIGINAL

Decision No. 76790

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of THE WESTERN PACIFIC RAILROAD COMPANY for authority to make changes in the trestle across Dyer Road, County of Alameda, State of California.

Application No. 51471
(Filed November 10, 1969)

O R D E R

The Western Pacific Railroad Company is hereby authorized to reconstruct a crossing at separated grades of The Western Pacific Railroad Company over Dyer Road near Altamont, Alameda County, at the location and substantially as shown by plans (Exhibit A) attached to the application, identified as Crossing No. 4-55.9-B. Construction and maintenance expense shall be borne in accordance with an agreement entered into between the parties relative thereto, and copy of the agreement, together with plans of the crossing approved by County of Alameda 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 No. 26-D.

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 three years unless time be extended or if conditions are not complied with. The effective date of this order shall be twenty days after the date hereof.

Dated at San Francisco, California, this 17th day of FEBRUARY, 1970.

William Symons, Jr., President

Commissioners