



2601 SR 509 North Frontage Road
Tacoma, Washington 98421

TACOMA PUBLIC UTILITIES

217179

July 24, 2006

Vernon A. Williams, Secretary
Surface Transportation Board
1925 K Street, N.W.
Washington, DC 20423



RE: Finance Docket No. 34906, The City Of Tacoma, Department Of Public Utilities,
Beltline Division, DBA Tacoma Rail, Tacoma Municipal Belt Line Or TMBL—
Operation Exemption—Union Pacific Railroad Company

Dear Secretary Williams:

The Tacoma Municipal Belt Line ("TMBL") hereby certifies that on July 21, 2006, TMBL posted the attached Notice at the workplace of the employees on the rail line that is the subject of this transaction and that on July 24, 2006, served a copy of the Notice on the national offices of all labor unions with employees on the affected line. An original and ten copies of this letter and attachments are enclosed.

Please time and date stamp the extra copy of this letter and return it to us in the self-addressed, postage pre-paid envelope provided.

If you have any questions, please call or email me.

Sincerely,

William Fosbre
Assistant City Attorney
(253) 502-8331
bill.fosbre@ci.tacoma.wa.us

Office of Public Utilities
JUL 31 2006
Public Record

Attachment: Notice of Intent
Certificate of Service
Certificate of Posting

BEFORE THE
SURFACE TRANSPORTATION BOARD
STB FINANCE DOCKET NO. 34906

**THE CITY OF TACOMA, DEPARTMENT OF
PUBLIC UTILITIES, BELTLINE DIVISION, DBA
TACOMA RAIL, TACOMA MUNICIPAL BELTLINE
OR TMBL—OPERATION EXEMPTION—UNION
PACIFIC RAILROAD COMPANY**

**NOTICE OF INTENT TO THE EMPLOYEES OF THE UNION PACIFIC
RAILROAD COMPANY**

Pursuant to Surface Transportation Board (STB) regulations at 49 C.F.R. § 1150.42(e), the City of Tacoma, Department of Public Utilities, Belt Line Division, also known as the Tacoma Municipal Belt Line, TMBL (dba Tacoma Rail), a Class III carrier, hereby provides notice of its intent to acquire operating rights to jointly use 602 feet of track between the former Dempsey Mill Spur and the Port of Tacoma 's Belt Line Lead to access Burlington Northern & Santa Fe Railroad's Tacoma yard. The agreement is intended to be effective on or after September 20, 2006, which is at least 60 days after certification of the posting of this notice is filed with the Surface Transportation Board.

As a result of this agreement with UP, Tacoma Rail does not expect to hire any new employees as a result of this transaction.

Tacoma Rail

Date: July 21, 2006

By:



Paula Henry
Superintendent

2601 SR 509 North Frontage Road
Tacoma, WA 98421

CERTIFICATE OF POSTING

**BEFORE THE
SURFACE TRANSPORTATION BOARD
STB FINANCE DOCKET NO. 34906**

**THE CITY OF TACOMA, DEPARTMENT OF
PUBLIC UTILITIES, BELTLINE DIVISION, DBA
TACOMA RAIL, TACOMA MUNICIPAL BELTLINE
OR TMBL—OPERATION EXEMPTION—UNION
PACIFIC RAILROAD COMPANY**

I, Paul Henry certify under penalty perjury that on
July 21, 2006, I posted a copy of the attached notice of intent to undertake the
proposed transaction at the workplace of the Union Pacific Railroad Company in
Tacoma, Washington. I further certify that I am qualified and authorized to file the
foregoing document.

Dated and signed in Tacoma, Washington on July 21, 2006

Paul Henry
Signature

Title: Supt. - COO

CERTIFICATE OF SERVICE

**BEFORE THE
SURFACE TRANSPORTATION BOARD
STB FINANCE DOCKET NO. 34906**

**THE CITY OF TACOMA, DEPARTMENT OF
PUBLIC UTILITIES, BELTLINE DIVISION, DBA
TACOMA RAIL, TACOMA MUNICIPAL BELTLINE
OR TMBL—OPERATION EXEMPTION—UNION
PACIFIC RAILROAD COMPANY**

I certify under penalty of perjury under the laws of the state of Washington that on July 24, 2006, I served a copy of the notice of intent to undertake the proposed transaction upon the following by U. S. First-Class mail, postage prepaid:

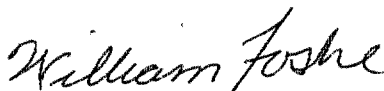
Mr. Don M. Hahs, President
Brotherhood of Locomotive Engineers & Trainmen
1370 Ontario Street
Standard Building
Cleveland, OH 44113

Mr. Freddie N. Simpson, President
Brotherhood of Maintenance of Way Employees
20300 Civic Center Drive, Suite 320
Southfield, MI 48076-4169

Mr. W. Dan Pickett, International President
Brotherhood of Railroad Signalmen – National Headquarters
917 Shenandoah Shores Road
Front Royal, VA 22630-6418

Mr. Paul C. Thompson, International President
United Transportation Union
14600 Detroit Avenue
Cleveland, OH 44107-4250

Dated at Tacoma, Washington, this 24th day of July 2006.



William Fosbre
Assistant City Attorney