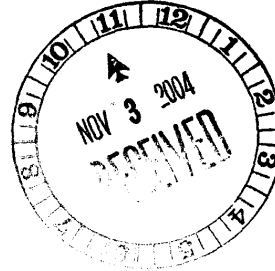




November 2, 2004



Mr. Vernon Williams, Secretary
Surface Transportation Board
1925 "K" St., N. W., Room 504
Washington, DC 20423-0001

212436

RE: Docket No. AB-33 (Sub. No. 211X), Union Pacific Railroad Company

- Abandonment – In Alameda County, California (Milpitas Subdivision from Milepost 0.00 near Clark Drive at Niles Junction to Milepost 5.38 near Washington Boulevard in or near Fremont), a distance of 5.38 miles

Dear Mr. Williams:

This is to advise that as of November 2, 2004, the Union Pacific Railroad Company ("UP"), with regard to the subject Notice of Exemption has consummated the abandonment for that portion of the Milpitas Subdivision between Milepost 0.0 and Milepost 2.61, pursuant to authority granted in the Surface Transportation Board's ("Board") Decision of December 10, 2003 and served December 11, 2003.

The Board's Decision in the above referenced matter imposed two conditions with regard to the abandonment of the Line. The two conditions: (1) notify National Geodetic Survey prior to any salvage operations, which UP will do prior to commencement of salvage operations, and (2) Consult with San Francisco Bay Conservation and Development Commission which UP has done. The response was that no certification was needed as the Line is outside California Coastal Management's jurisdiction.

By letter dated April 15, 2004, UP consummated the abandonment and discontinued service, trackage rights and UP's freight easement for that portion of the Milpitas Subdivision between Milepost 2.61 to Milepost 5.38.

An additional ten (10) copies of this letter are enclosed for the Board's further use and distribution.

ENTERED
Office of Proceedings

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Public Record

Very truly yours,

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Mack H. Shumate, Jr.
Senior General Attorney, Law Department

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