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June 21, 2012

**VIA E-FILING**

232483

The Honorable Cynthia T. Brown  
Chief, Section of Administration  
Surface Transportation Board  
395 E. Street, S.W., Room 100  
Washington, DC 20423-0001

ENTERED  
Office of Proceedings  
June 22, 2012  
Part of  
Public Record

**Re: Abandonment Exemption and Discontinuance of Operations over the Weber Industrial Lead from M.P. 5.8 near Wilson Avenue to M.P. 9.5 near Touhy Avenue, a distance of 3.7 miles in Cook County, Illinois; STB Docket No. AB-33 (Sub-No. 263X)**

Dear Ms. Brown:

It has been brought to the attention of the Union Pacific Railroad Company ("Union Pacific") by the Staff of the Board that there exists a discrepancy in the milepost references for the two pending trail use requests and the distance of the entire line. The abandonment exemption references for the entire line are correct. The Weber Industrial Lead runs from M.P. 5.8 near Wilson Avenue to M.P. 9.5 near Touhy Avenue, a total distance of 3.7 miles in Cook County, Illinois. That portion of the Line which the City of Chicago seeks to acquire through a notice of interim trail use is accurate and covers only that portion of the Weber Industrial Lead located within the municipal boundaries of the City of Chicago. That distance is from M.P. 5.8 near Wilson Avenue to approximately M.P. 8.4 near Devon Avenue, a distance of approximately 2.6 miles. That portion of the Line which the Village of Lincolnwood seeks to acquire pursuant to a Notice of Interim Trail Use runs from M.P. 8.4 at Devon Avenue to the border with the Village of Skokie, Illinois at approximately M.P. 9.45. The trail use request by the Village of Lincolnwood has consistently referred to the portion of the Line in the Village of Lincolnwood as running from approximately M.P. 8.4 near Devon Avenue to approximately M.P. 9.45 near Touhy Avenue at the border of the Village of Lincolnwood and the Village of Skokie.

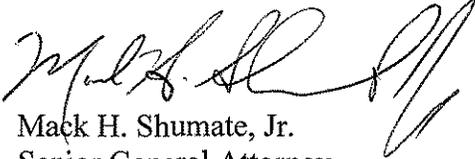
The Union Pacific's concurrence to negotiate for interim trail use with the Village of Lincolnwood has consistently referred to the Line as running from M.P. 8.4 to the Village of Lincolnwood's border at the Village of Skokie at approximately M.P. 9.4. This leaves a discrepancy of approximately .05 miles or 264 ft. Both Devon Avenue on the southern border of the Village of Lincolnwood and Touhy Avenue on the northern border of Lincolnwood are public roadways within which the trail would cross. In that no portion of the Line within the Village of Lincolnwood and the City of Chicago will ultimately not be covered by interim trail use, it is obviously better to be more inclusive than less inclusive. Therefore, the Union Pacific respectfully requests that all references in its concurrences for Notice of Interim Trail use



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requested by the Village of Lincolnwood be amended to read M.P. 9.45 rather than M.P. 4. The remaining portion of the Line located in the Village of Skokie is not currently under a request for interim trail use. However, this portion of the Line, that is, from M.P. 9.45 to M.P. 9.5 in the Village of Skokie may very well be required for a contiguous trail at some time in the future. When all negotiations with the municipalities near conclusion, UP will again ask the Village of Lincolnwood if it desires to include the portion of Line from M.P. 9.45 to M.P. 9.50 as part of their trail. If so, the Village of Lincolnwood will be instructed to amend their trail use request. If the Village of Lincolnwood decides not to purchase the .05 mile portion of the Line in the Village of Skokie, the UP will consummate the abandonment, with regard to the portion of the Line from M.P. 9.45 to M.P. 9.50 within sixty (60) days of closure of the interim trail use agreements.

Sincerely,



Mack H. Shumate, Jr.  
Senior General Attorney

cc: Village of Lincolnwood  
City of Chicago

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bcc: w/ enclosures

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