

UNION PACIFIC RAILROAD
101 North Wacker Drive, Room 1920
Chicago, Illinois 60606-1718

P 312.777.2055
F 877.213.4433
mackshumate@up.com

239763

ENTERED
Office of Proceedings
December 22, 2015
Part of
Public Record

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

December 22, 2015

VIA E-FILING

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

**RE: STB Docket No. AB-33 (Sub-No. 93X) Union Pacific Railroad Company -
Abandonment Exemption – Whittier Junction – Colima Junction Line – In Los
Angeles County, CA**

Dear Ms. Brown:

Attached hereto as Exhibit A is a letter with exhibits dated December 21, 2015 from the attorney representing the City of Whittier, California seeking to vacate a portion of the notice of interim trail use served in STB Docket No. AB-33 (Sub No. 93X) on December 14, 2001 and amended on September 10, 2002 and July 21, 2006. The City has taken the steps Union Pacific has deemed necessary in order for Union Pacific to re-institute rail service on the Line if and when so desired. Union Pacific has no objection to and concurs with the City's request that the Board vacate the Notice of Interim Trail Use to the extent necessary to terminate interim trail use on the eastern boundary of the Line between approximately Milepost 2.73 near Whittier Boulevard and approximately Milepost 2.78 near Santa Fe Springs Road and Milton Avenue. Union Pacific also concurs with the request that the Board substitute the Exhibit B filed with the City's August 17, 2015 request with the Exhibit B attached to their letter dated December 21, 2015.

Sincerely yours,



Mack H. Shumate, Jr.
Senior General Attorney

2015_12_22 AB-33 Sub No. 93X





ATTORNEYS AT LAW
1666 K Street, NW
Suite 500
Washington, DC 20006
T 202.887.1400
F 202.466.3215

Justin Marks

December 21, 2015

Ms. Cynthia T. Brown
Chief, Section of Administration
Office of Proceedings
Surface Transportation Board
395 E Street SW
Washington, DC 20423

Re: STB Docket No. AB-33 (Sub-No. 93X) Union Pacific Railroad Company -
Abandonment Exemption - Whittier Junction - Colima Junction Line - In Los
Angeles County, CA

Dear Ms. Brown:

On August 17, 2015 the City of Whittier (hereinafter referred to as the "City") filed a letter requesting the STB to vacate, in part, the Notice of Interim Trail Use ("NITU") served in this Docket No. AB-33 (Sub-No. 93X) on December 14, 2001 and amended on September 10, 2002 and July 21, 2006. The City would like to terminate interim trail use/rail banking on a portion of the right-of-way subject to the NITU.

After the City filed its letter with the STB, the Union Pacific Railroad ("UPRR") asked the City to modify a small portion of the request that UPRR believed encroached on its ability to restore the right-of-way to rail service. The City agreed with UPRR and has removed that small portion from the City's request. The agreed upon revision does not alter the length of the City's initial request. The revision preserves an embankment to ensure UPRR will be able to maintain the Subject Line in the case of reactivation.

Therefore, the City respectfully requests that the STB vacate the NITU to the extent necessary to terminate interim trail use on the eastern boundary of the Subject Line between approximately MP 2.73 near Whittier Boulevard and approximately MP 2.78 near Santa Fe Springs Road and Milton Avenue. The City further respectfully requests the STB substitute the Exhibit B filed with the City's August 17, 2015 request with the attached Exhibit B attached herein.

December 21, 2015
Page 2

Sincerely,

A handwritten signature in blue ink that reads "Justin J. Marks". The signature is written in a cursive style with a large, stylized initial "J".

Justin J. Marks
Counsel for City of Whittier

cc: Mack H. Shumate Jr.

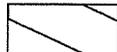
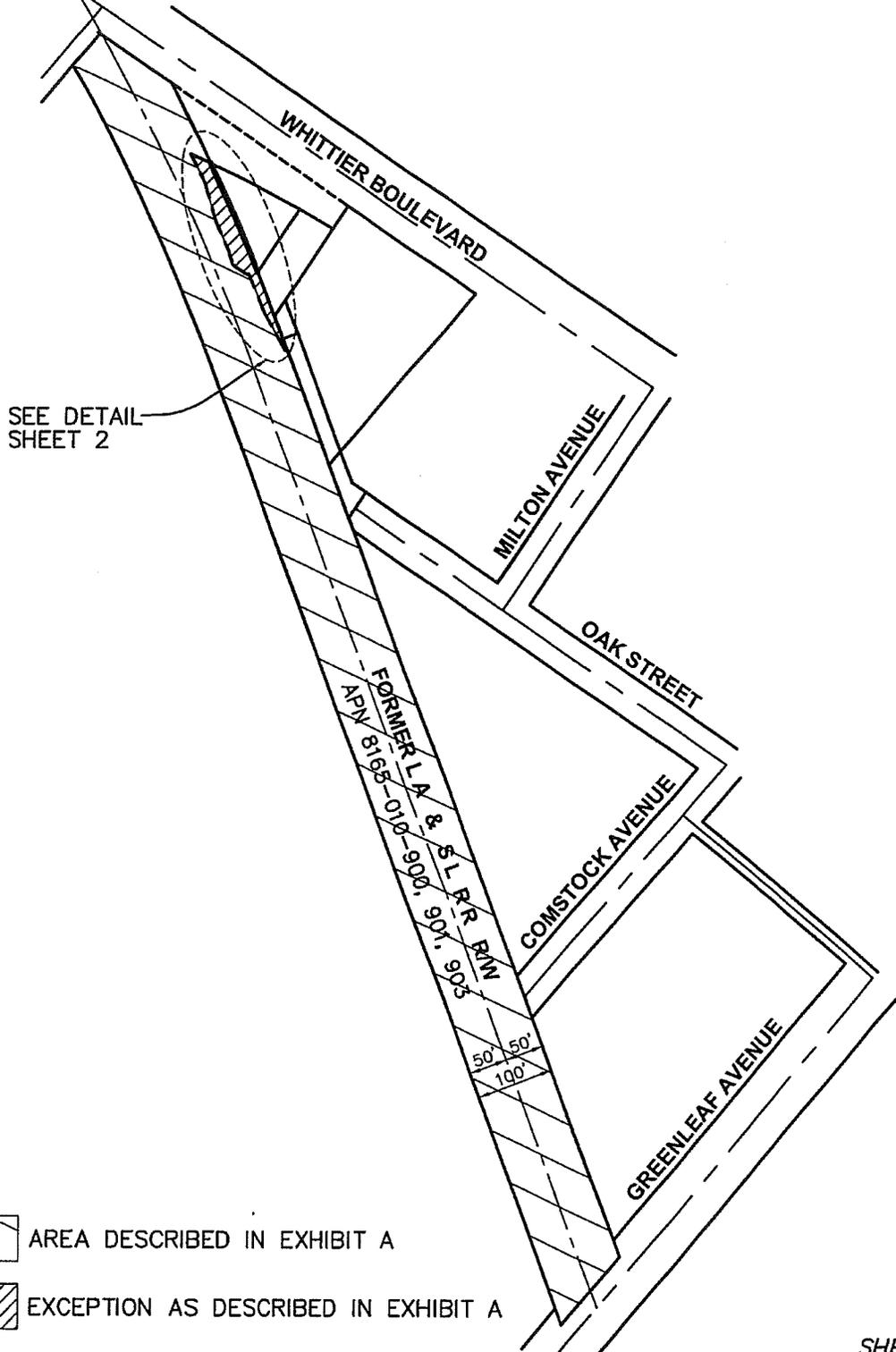
Enclosures

EXHIBIT

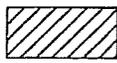
B

EXHIBIT "B"

LA CUARTA STREET



AREA DESCRIBED IN EXHIBIT A



EXCEPTION AS DESCRIBED IN EXHIBIT A

SHEET 1 OF 2

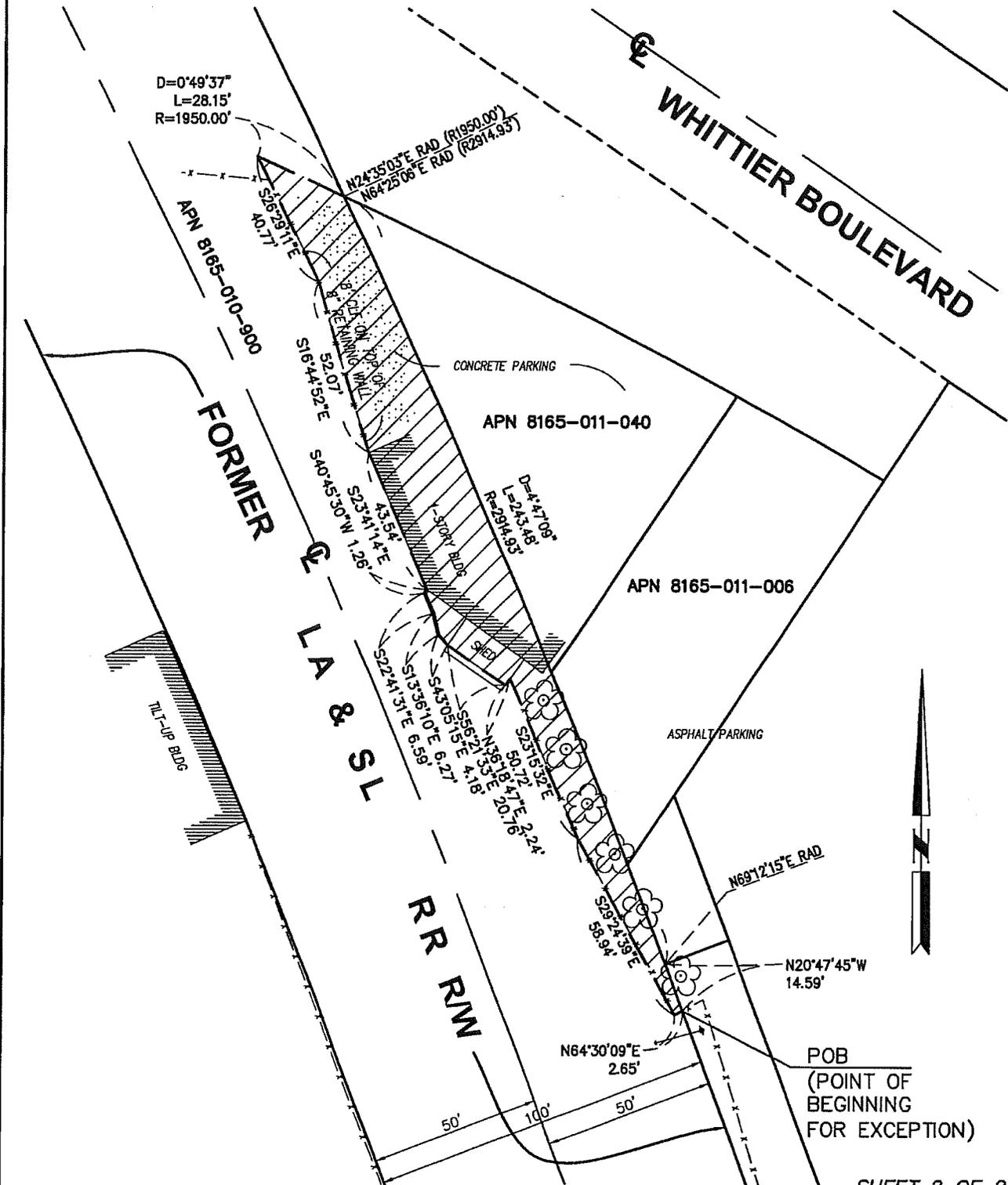
WILDAN
Engineering
13191 CROSSROADS PARKWAY NORTH, SUITE 405
INDUSTRY, CA 91748-3497
(562) 908-8200

SCALE: 1"=200'	DATE: 9-24-2015
DRAWN BY: SCB	CHECKED BY: DOK

SKETCH TO ACCOMPANY
LEGAL DESCRIPTION

\\WD-DC\MAPPING\AFTER\WHITTIER\WHITTIERB\GREENWAYTR\03 EXHIBIT RR\S01 EXHIBIT B 200-8.5X11.DWG

EXHIBIT 'B'



SHEET 2 OF 2

WILDAN
 Engineering
 13191 CROSSROADS PARKWAY NORTH, SUITE 405
 INDUSTRY, CA 91748-3497
 (562) 805-8200

SCALE: 1"=40'	DATE: 9-24-2015
DRAWN BY: SCB	CHECKED BY: DOK

**SKETCH TO ACCOMPANY
 LEGAL DESCRIPTION**

\\IND-001\MAPPING\AFTER\WHITTIER\WHITTIERGREENWAY\03 EXHIBIT RR\502 EXHIBIT B 40-8.5X11.DWG