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April 2, 2013

**E-FILE**

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

234013  
234015  
ENTERED  
Office of Proceedings  
April 2, 2013  
Part of  
Public Record

**NOTICE OF CONSUMMATION**

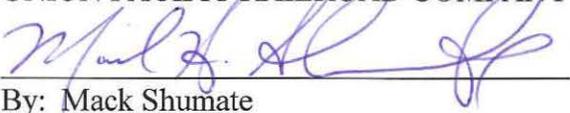
**Re: Joint Petition for Exemption for Union Pacific Railroad Company (“UP”) to abandon UP’s freight easement upon, and for Santa Clara Valley Transportation Authority (“VTA”) to abandon VTA’s residual common carrier obligation upon, the San Jose Industrial Lead from M.P. 7.35 near Warm Springs to M.P. 16.3 near San Jose, a distance of 8.9 miles in Alameda and Santa Clara Counties, California (the “Line”). The Line is to be abandoned for freight service but shall be retained and rebuilt for future inconclusion in the Bay Area Rapid Transit system (“BART”). The UP docket for this filing is AB-33 (Sub-No. 303X). The VTA docket for this filing is AB-980 (Sub-No.1X)**

Dear Ms. Brown:

This is to advise that in accordance with 49 CFR 1152.29(e)(2), as of April 1, 2013, the Union Pacific Railroad Company (“UP”), with regard to the subject Abandonment Exemption, has consummated the abandonment of UP’s freight easement upon the portion of the San Jose Industrial Lead from Milepost 7.35 near Warm Springs to Milepost 16.3 near San Jose, a distance of 8.9 miles, in Alameda and Santa Clara Counties, California. This Notice of Consummation is pursuant to authority granted in the Surface Transportation Board’s (“Board’s”) decision served July 23, 2012 and the Board’s subsequent decision dated March 29, 2013, which removed the Section 106 historical preservation condition. This consummation of the subject abandonment of UP’s freight easement of the Line does not impact salvage operations on the Line, nor the regulatory interests of the National Geodetic Survey. A copy of this notice is being served concurrently with the Executive Director of the Public Utilities Commission of the State of California, Attn: Tack Joe - Rail Safety, 505 Van Ness, San Francisco, CA 94102.

Sincerely,

UNION PACIFIC RAILROAD COMPANY



By: Mack Shumate  
Senior General Attorney

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