

UNION PACIFIC RAILROAD COMPANY

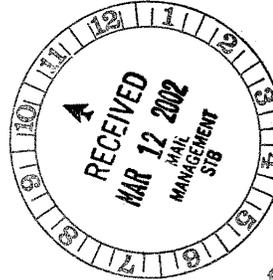
LAW DEPARTMENT
101 NORTH WACKER DRIVE, SUITE 1920
CHICAGO, ILLINOIS 60606
FAX NO. 312-777-2065

RONALD J. CUCHNA
GENERAL SOLICITOR
312-777-2040

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Office of the Secretary
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March 11, 2002



GEORGE H. BRANT
312-777-2051
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312-777-2053
FREDERICK P. JOHNSTON, JR.
312-777-2047
DANIEL R. LA FAVE
312-777-2046
LINDA J. COYLE
312-777-2056
MACK H. SHUMATE, JR.
312-777-2055

Mr. Vernon Williams, Secretary
Surface Transportation Board
1925 "K" Street, N. W.
Washington, D. C. 20423-0001

204948

Re: Notice of Consummation – STB Docket No. AB-33 (Sub. No. 158X), Union Pacific Railroad Company – Abandonment Exemption – In McPherson, Ellsworth and Rice Counties, Kansas; and
STB Docket No. AB-406 (Sub. No. 12X), Central Kansas Railway Limited Liability Company – Discontinuance of Service Exemption – In McPherson, Ellsworth and Rice Counties, Kansas (Portions of Hoisington and McPherson Subdivisions)

204949

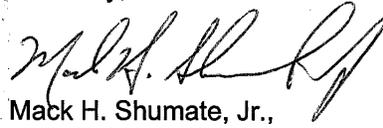
Dear Mr. Williams:

This is to advise that the Union Pacific Railroad Company with regard to the subject Abandonment Exemption has consummated the abandonment from Milepost 523.02 near Geneseo, Kansas to Milepost 506.5 near Marquette, Kansas, and from MP 504.5 near Marquette, Kansas to MP 497.4 near Lindsborg, Kansas, the Hoisington Subdivision, pursuant to authority granted in the Surface Transportation Board's ("Board's") Decision served February 9, 2001, and in the Board's Decision served March 7, 2001 as of January 8, 2001. The rest of the line is encumbered by a trail condition, from Milepost 497.4 to Milepost 495.8 on the Hoisington Subdivision, and all of the McPherson Subdivision to the City of Lindsborg, KS; and from Milepost 506.5 to Milepost 504.5 to the City of Marquette, KS. By letter dated April 6, 2001, Central Kansas Railway Limited Liability Company notified the Board of its discontinuance of service on the line.

The Board's Decision of February 9, 2001 imposed (i) a geodetic survey notice condition to the U.S. Department of Commerce, National Geodetic Survey and (ii) prior to any salvage activities, to consult with the Kansas Department of Health and Environment in order to determine whether preparation of a Nonpoint Source Pollution Control Plan is necessary in order to obtain a Kansas Water Quality Certification. Both notice conditions have been complied with in preparation for salvage of the Line. A Letter dated June 20, 2001 from Judy Scherff of the Kansas Department of Health & Environment and a letter dated September 10, 2001 from the Kansas Department of Agriculture are enclosed herewith as attachments 1 and 2 respectively, and hereby made a part hereof.

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

Sincerely,

A handwritten signature in black ink, appearing to read "Mack H. Shumate, Jr.", written in a cursive style.

Mack H. Shumate, Jr.,
Senior General Attorney

MHS/taf
Enclosure



KANSAS
DEPARTMENT OF HEALTH & ENVIRONMENT
BILL GRAVES, GOVERNOR
Clyde D. Graeber, Secretary

20 June 2001

Re: Docket No. AB-33 (Sub No. 158X)
Union Pacific Railroad Company - Abandonment Exemption:
McPherson, Ellsworth and Rice Counties, KS

Abdollah Ghazai
Track Planning Engineer
Union Pacific Railroad Company
1416 Dodge Street
Omaha, NE 68196

Dear Mr. Ghazai,

The pollution prevention measures you describe in your FAX are certainly important to the prevention of nonpoint source pollution. However, it is important that these preventative measures be established prior to any devegetation - most particularly near streams. I believe that if you require these measures to be in place prior to soil disturbance, you will prevent considerable erosion and soil impact on streams.

Thank you, and please contact me if you have further questions. My phone is 785.296-8038.

Sincerely,

Judy Scherff
Bureau of Water
Nonpoint Source Pollution

DIVISION OF ENVIRONMENT
Bureau of Water

Forbes Field, Building 283
(785) 296-5500

Printed on Recycled Paper

Topeka, KS 66620-0001
FAX (785) 296-5509

STATE OF KANSAS

BILL GRAVES, GOVERNOR
Jamie Clover Adams, Secretary of Agriculture
109 SW 9th Street
Topeka, Kansas 66612-1280
(785) 296-3558
FAX: (785) 296-8389



Division of Water Resources
David L. Pope, Chief Engineer
109 SW 9th Street, 2nd Floor
Topeka, KS 66612-1283
(785) 296-3717 FAX (785) 296-1176

KANSAS DEPARTMENT OF AGRICULTURE

September 10, 2001

RECEIVED

SEP 13 2001

LAW DEPARTMENT
UNION PACIFIC R.R. CO.

Mr. Mack H. Shumate, Jr.
Union Pacific Railroad Company
Law Department
101 North Wacker Drive, Suite 1920
Chicago, Illinois 60606

RE: DWR A-95 2001.470

Dear Mr. Shumate:

This will acknowledge receipt of your letter and attachments dated August 27, 2001 regarding the Docket No. AB-33 (Sub-No. 158X) - Union Pacific Railroad Company - Abandonment Exemption - In McPherson, Ellsworth and Rice Counties, KS and Docket No. AB-406 (Sub-No. 12X) - Central Kansas Railway Limited Liability Company - Discontinuance Exemption - In McPherson, Ellsworth and Rice Counties, KS.

Based upon the information provided, it does not appear that any authorization is required from the Chief Engineer of the Division of Water Resources under either the Kansas Water Appropriation Act, K.S.A. 82a-701 et seq., or the Obstruction in Streams Act, K.S.A. 82a-301 to 305a.

Sincerely,

A handwritten signature in cursive script that reads "Bob Lytle".

Bob Lytle
Environmental Scientist
Technical Services Section

RFL:drc