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BNSF



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VIA UPS OVERNIGHT MAIL

January 20, 2004

ENTERED
Office of Proceedings

JAN 21 2004

Part of
Public Record

Mr. Vernon A. Williams, Secretary
Surface Transportation Board
1925 K Street, N.W.
Washington, DC 20423-0001

Re: Surface Transportation Board Docket No. AB-6 (Sub-No. 402X); The Burlington Northern and Santa Fe Railway Company ("BNSF") Abandonment in Seattle, Washington

Dear Secretary Williams:

On December 27, 2002, BNSF filed a Notice of Exemption seeking authority to abandon or discontinue service of 0.17 miles of railroad line between railroad milepost Station 258+07 and 267+00 in Seattle, King County, Washington. The line traverses United States Postal Service Zip Code 98119. The City of Seattle filed a "statement of willingness" requesting issuance of a Notice of Interim Trail Use ("NITU"), to which BNSF assented. By decision served August 7, 2003, the NITU negotiation period was extended to February 9, 2004. This letter is provided as notice that an Interim Trails Use Railbanking Agreement, dated December 29, 2003, was entered into between BNSF and the City of Seattle in lieu of consummation of abandonment.

Please acknowledge receipt of this letter by date stamping the enclosed copy of this letter and returning it to me in the enclosed self-addressed stamped envelope.

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

Sincerely,

Sarah Whitley Bailiff
Sarah Whitley Bailiff

SWB/js

cc: Washington Utilities and Transportation Commission
Washington State Transportation Commission
Richard Batie
Charles Montange (Counsel for City of Seattle)
Judy Nevins (City of Seattle)
Rail Services Update