

210249



March 5, 2004

VIA UPS NEXT DAY AIR

ENTERED
Office of Proceedings

Vernon A. Williams
Surface Transportation Board
1925 "K" Street, N.W., Room 504
Washington, DC 20423-0001

MAR 08 2004

Part of
Public Record

RE: Proposed Abandonment of the Sheffield Industrial Lead M.P. 179.80 near Chapin, Iowa to M.P. 173.90 near Sheffield, Iowa, a distance of 5.9 miles in Franklin County, Iowa; STB Docket No. AB-33 (Sub-No. 202X)

Dear Mr. Williams:

Union Pacific Railroad Company ("Union Pacific") has received the attached request from the Iowa Trails Council dated March 3, 2004 for a 180 day extension in which to complete negotiations for the acquisition under the provisions 16 U.S.C. § 1247(d) and 49 C.F.R. § 1152.29 regarding that portion of the Union Pacific's right-of-way known as the Sheffield Industrial Lead from Milepost 179.80 near Chapin, Iowa to Milepost 173.90 near Sheffield Iowa, a distance of 5.9 miles in Franklin County, Iowa. That portion of the Line from Milepost 178.0 to Milepost 179.80 near Chapin, Iowa is being reclassified to industrial trackage for the benefit of the grain elevator at that location. Therefore, the Union Pacific is only willing to continue to negotiate with the Iowa Trails Council concerning the acquisition of the property for trail use from Milepost 173.90 near Sheffield, Iowa to Milepost 178.0 near Chapin, Iowa and supports the Council's request to negotiate for a period of 180 days with regard to that portion of the Line only. A copy of the Iowa Trails Council's request is attached hereto as Exhibit "A" and hereby made a part hereof.

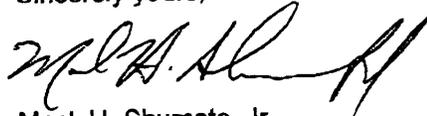
O:\ABANDONMENTS\33-202X\STB4.WPD

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

UNION PACIFIC RAILROAD
101 N. Wacker Dr., Rm. 1920, Chicago, IL 60606-1718
ph. (312) 777-2055 fx. (312) 777-2065

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

Sincerely yours,



Mack H. Shumate, Jr.
Senior General Attorney

Enclosures

cc: Brian O'Boyle <STB - Fax 202/565-9004>
Iowa Trails Council

FROM : Tom Neenan ITC



P O Box 131 Center Point, IA., 52213-0131 319-349-1844
Tom F. Neenan, Executive Director



March 3, 2004

Mr. Vernon Williams
Surface Transportation Board
1925 "K" St. NW
Washington, D. C., 20423-0001

Via FAX

ITC Board Members

- Jay Adams, Marshall
- Henry Bates, Cedar Rapids
- Don Bussen, Olive
- Kate Calkin, Osgo
- Edna Collins, Harwood
- Terry Daniels, Iowa City
- Dennis Elford, Urbandale
- Jan Fugro, Ames
- Joseph Galloway, Des Moines
- Stephan Gerrit, Coon Rapids
- Howard Hammond, Slater
- Eric Heretics, Cedar Rapids
- Lyndi Hordick, Cedar Rapids
- Robert LaGrange, Weston
- David Lyon, Mt. Vernon
- Tim Neenan, Center Point
- Monica Neenan, Center Point
- James Kabis, Waverly
- John Rice, Bettendorf
- Dwight Sauters, Des Moines
- Allen Schaefer, Des Moines
- Dick Sifers, Iowa City
- Jerry Seefeld, Waterloo
- Gregory White, Ames

***Executive Committee**

Advisory Board

- Dwain Bellman, LeClaire
- Robert Clifton, Cedar Rapids
- Douglas Cheever, Des Moines
- Lavens Colon, Harwood
- Clive Cook, Marion
- Kathy Cuddihart, Brighton
- Marvin Dwyer, Cedar Falls
- Ray Egan, Cedar Rapids
- Don Gerken, Waterloo
- Richard George, Mt. Vernon
- Samuel Gordon, Dike
- E. Eric Halverson, Boone
- Mary Lou Hasty, Cedar Rapids
- Marilyn Meigs, Cedar Rapids
- Christ Offenberg, Storm Lake
- David Olson, Carroll
- David Osterberg, Mt. Vernon
- Keith Peterson, Potters
- Donald Thomas, Cedar Rapids
- Rick Young, Waterloo
- Hank Zaleski, Nevada
- Frank Zigzag, Harwood

Dear Secretary Williams:

We are asking that we be granted another 180 day period in which to complete the negotiations for interim trail use of the railroad right-of-way designated as AB 33 (Sub No. 202X) . This right-of-way extends from Coulter to Hampton in Franklin County, Iowa. It is 7.84 miles in length.

We were unable to complete the acquisition of this right-of-way for use as a trail within the first 180 days we were given but expect to complete our negotiations within the next 180 days, when we are hopeful sufficient funding will become available.

We are also sending a copy of this request by FAX to the Union Pacific Railroad offices in Omaha and Chicago and are sending ten copies by mail to you under separate cover.

Thank you for your cooperation in this matter.

Sincerely,

Tom F. Neenan

Affiliates: American Discovery Trail Society-American Hiking Society-Rails/Trails Conservancy-American Trails

31 98491 844



bcc: w/enclosures

**Ray Allamong - Room 1110
Norm Siler - Room 930
Lynda Prucha - Room 830
John Herdzina - WP001
Hans Matthiessen - Room 700**

**UNION PACIFIC RAILROAD COMPANY
FACSIMILE TRANSMISSION**



Law Department
Chicago

101 N. Wacker Dr.
Room 1920
Chicago, IL 60606

Deliver to:	Brian O'Boyle	Co./Dept:	Surface Transportation Board
Fax:	202/565-9004		
From:	Mack H. Shumate, Jr.	Phone:	312/777-2055
Date:	March 5, 2004	Fax:	312/777-2065

No. of Pages Transmitted - ~~4~~ - Including Cover

RE: STB Docket No. AB-33 (Sub. No. 202X), Union Pacific Railroad Company — Abandonment Exemption — Proposed abandonment of the Sheffield Industrial Lead from Milepost 179.80 near Chapin, Iowa to Milepost 173.90 near Sheffield, Iowa, a distance of 5.9 miles in Franklin County, Iowa

Comments: Iowa Trails Council 180 extension request for trail use

Transmitting From

Fax No. 312/777-2065

**IF YOU DO NOT RECEIVE ALL PAGES
CALL US AS SOON AS POSSIBLE
312/777-2043**

This facsimile message may be a privileged and confidential communication and is intended for the use of the person to whom it was sent. If you have received this message in error, please notify us immediately at 312/777-2043. This message should not be disseminated or copied if you are not the intended recipient, but should be returned to the above address by mail or destroyed. THANK YOU.