

211349



June 15, 2004

VIA UPS NEXT DAY AIR

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

**RE: Docket AB-33 (Sub-No. 205X), Union Pacific Railroad Company
Abandonment Exemption - In Sutter County, CA (Yuba City
Industrial Lead from M.P. 136.38 near Marysville, California to
M.P. 139.77, a Distance of 3.39 Miles in Sutter County, California**

Dear Mr. Williams:

The Union Pacific Railroad Company has received a request from the City of Yuba City ("Yuba") for a Notice of Interim Trail Use pursuant to 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 Yuba City Industrial Lead from M.P. 136.38 near Marysville, California to M.P. 139.177, a distance of 3.39 miles in Sutter County, California.

Union Pacific is willing to negotiate with Yuba concerning the acquisition of the subject property for trail use and supports Yuba's request to negotiate for a period of 180 days. A copy of Yuba's request is attached hereto as Exhibit "A" and hereby made a part hereof.

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

Very truly yours,

Enclosures

cc (w/enc.): Darlene Evans
< via facsimile at 202/565-9004 >
Ted Senstraun, STB
City of Yuba City

ENTERED
Office of Proceedings

JUN 15 2004

Part of
Public Record

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

UNION PACIFIC RAILROAD
101 N. Wacker Dr., Rm. 1920, Chicago, IL 60606-1718

**City
of
YUBA CITY**

June 4, 2004

Mack H. Shumate, Jr.
Senior General Attorney
Union Pacific Railroad Co.
101 N. Wacker Drive, Room 1920
Chicago, IL 60606

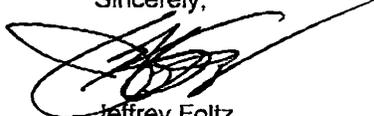
Dear Mr. Shumate:

Enclosed you will find a Petition to the Surface Transportation Board requesting issuance of a Public Use Condition as well as an Interim Trail Use Condition rather than an outright abandonment authorization of Union Pacific's rail line from M.P. 136.38 to 139.77.

As indicated in the Petition, the City of Yuba City has had preliminary discussions with your local representative, Ted Stenstrom. He has indicated a willingness on behalf of Union Pacific to support our Petition. Our intent is to utilize the property to make the connection between Marysville and the Sutter trail through Yuba City.

If you have any questions, please do not hesitate to contact the City's Public Works Director, John Wright. He can be reached via phone at (530) 822-4635 or email at jwright@yubacity.net.

Sincerely,



Jeffrey Foltz
City Manager

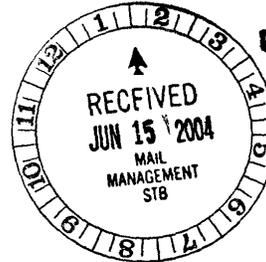
JF: CW:04-15

Enclosure

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JUN 03 2004

LAW DEPARTMENT
UNION PACIFIC RR CO.



**UNION PACIFIC RAILROAD COMPANY
FACSIMILE TRANSMISSION**



Law Department
Chicago

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

Deliver to: Darlene Evans

Co./Dept: Surface Transportation Board

Fax: 202/565-9004

From: Mack H. Shumate, Jr.

Phone: 312/777-2055

Date: June 15, 2004

Fax: 312/777-2065

No. of Pages Transmitted - 3 - Including Cover

RE: STB Docket No. AB-33 (Sub. No. 205X), Union Pacific Railroad Company -- Exemption Petition - (Yuba Industrial Lead) from Milepost 136.38 near Marysville, California to Milepost 139.77, a distance of 3.39 miles in Sutter County, California

Comments: Yuba City Notice of Interim Trail Use

Transmitting From

Fax No. 312/777-2065

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