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June 6, 2005

VIA UPS OVERNIGHT DELIVERY

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

**RE: STB Docket No. AB-33 (Sub-No. 208X), Union Pacific Railroad Company -
Abandonment Exemption - In Marshall County, Kansas (Marietta Industrial Lead)
from M.P. 133.13 to M.P. 125.0**

Dear Mr. Williams:

The Union Pacific Railroad Company ("Union Pacific") has received a fifth request from the Nebraska Trails Foundation, Inc. ("NTF") for an additional 90 day extension in which to complete negotiations for the acquisition of that portion of the Union Pacific's right of way at Marshall County, Kansas from M.P. 133.13 to M.P. 125.0 known as the Marietta Industrial Lead for trail use. Negotiations are moving forward and the Union Pacific is willing to continue to negotiate with the NTF concerning the acquisition of the subject property for trail use for the requested 90 days to and including September 8, 2005. A copy of the NTF'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.

Sincerely yours,

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

Enclosures

cc: Nebraska Trails Foundation, Inc.

ENTERED
Office of Proceedings

JUN 13 2005

Part of
Public Record

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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

Nebraska Trails Foundation
1644 Woodsvew
Lincoln, NE 68502-4649

June 3, 2005

Vernon Williams, Secretary
Surface Transportation Board
1925 K St., NW
Washington, DC 20423-0001

Re: Surface Transportation Board Docket No. AB-33 (Sub-No 208X) Union Pacific Railroad Company Abandonment Exemption in Marshall County, Kansas, (Marietta Industrial Lead) from mile post 133.13 near Marysville to mile post 125.0 near Marietta.

Dear Mr. Williams

On June 21, 2004, the Surface Transportation Board extended the negotiating period of NITU for AB-33 (Sub-No 208X) Union Pacific Railroad Company-Marietta Lead in Marshall County, KS M.P. 133.13 to M.P. 125.0 until December 12, 2004 with the Nebraska Trails Foundation, Inc. (NTF). Again on December 12, 2004 the STB extended an additional 90 days until March 12, 2005. Then on April 4, 2005 the STB extended an additional 90 days until June 10, 2005. Due to ongoing negotiations with the Union Pacific Railroad Co., the Nebraska Trails Foundation, Inc. requests an extension of NITU for an additional 90 days (until September 8, 2005).

Enclosed is the fee of \$350.00 as well as ten copies for your distribution.

Sincerely,


Lynn S. Lightner
For the Foundation
56+01 Guenevere Ln.
Lincoln, NE 68512

Cc: Gale Breed, Pres. NTF
Mark Jensen, UPR
Mack Shumate, Jr., Senior General Attorney ey UPR
Steve O'Neal, City of Marysville Quality of Life Cte
Ross Grcathouse
David Scoby, Treasurer NTF

Bloomberg No. 5208

EXHIBIT

A