



February 21, 2008

**Via Electronic Filing**

Ms. Anne K. Quinlan  
Acting Secretary  
Surface Transportation Board  
395 E Street, S.W.  
Washington, D. C. 20023-0001

**RE: Docket No. AB-33 (Sub-No. 209), Union Pacific Railroad Company -  
Discontinuance of Operation - In Utah County, Utah (Elberta Line  
Including Tintic Industrial Lead, Goshen Valley Branch and Iron King  
Branch)**

Dear Ms. Quinlan:

Pursuant to a Board staff request, attached for filing in the above proceeding is Union Pacific Railroad Company's Certificate of Service dated February 21, 2008, that all parties of record have been served with a copy of the Notice of Discontinuance of Service attached thereto.

Sincerely,

A handwritten signature in black ink, appearing to read "Mack H. Shumate, Jr.", with a long horizontal flourish extending to the right.

Enclosures

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

**CERTIFICATE OF SERVICE  
OF  
NOTICE OF DISCONTINUANCE OF SERVICE**

The undersigned hereby certifies that a copy of the foregoing Notice of Discontinuance of Service in Docket No. AB-33 (Sub-No. 209), over the Elberta Line extending from Spanish Fork to Iron King, including the Tintic Industrial Lead from milepost 5.52 near Spanish Fork to milepost 27.23 near Pearl; the Goshen Valley Branch from milepost 0.00 near Pearl to milepost 3.80 near Flora (equation: milepost 2.89 = milepost 2.98); and the Iron King Branch from milepost 0.00 near Flora to milepost 2.15 at Iron King, a total distance of 27.57 miles in Utah County, Utah, was served by first class mail (or by Certified Mail, if indicated) on the 21st day of February, 2008.

**Significant Users**

[49 CFR 1152.20(a)(2)(i)]

Deseret Mill & Elevators  
c/o Mr. Rick LaFontaine  
61 South 600 West  
Kaysville, Utah 84037

Dak Maxseld  
Staker & Parson Company  
PO Box 3429  
Ogden, UT 84409

Chief Consolidated Mining Company  
15988 Silver Pass Road  
Eureka, UT 84628

Thomas Gast  
1275 Hightower Road  
Wheatland, WY 82201

**State Officials and Federal Agencies**

[49 CFR 1152.20(a)(2)(ii)-(xii)]

(VIA CERTIFIED MAIL)

Honorable Jon M. Huntsman, Jr.  
Governor – State of Utah  
Utah State Capitol Complex  
East Office Building, Suite E220  
Salt Lake City, Utah 84114-2220

U.S. Railroad Road Retirement Board  
844 North Rush Street  
Chicago, IL 60611-2092

Utah State Clearing House  
Office of Planning and Budget  
State Capitol Complex, Suite E210  
Salt Lake City, UT 84114-1547

Utah Transportation Department  
4501 S 2700 W, Box 143600  
Salt Lake City, Utah 84114-3600

Headquarters – Railway Labor  
Executive Association  
400 North Capitol Street, Suite 850  
Washington, D. C. 20001

Department of Natural Resources  
Division of Parks and Recreation  
1594 W. North Temple  
Salt Lake City, Utah 84114

U. S. Department of the Interior  
National Park Service  
Recreation Resources Assistance Div.  
1849 C. Street, N.W.  
Washington, D. C. 20240

National Park Service  
Intermountain Region  
12795 Alameda Pkwy.  
Denver, CO 80228

USDA Forest Service  
1400 Independence Ave., SW  
Washington, D. C. 20250-0003

U. S. Department of Transportation  
Federal Railroad Administration  
1120 Vermont Ave., NW  
Washington, D. C. 20590

MTMCTEA  
Attn: Railroads for National Defense  
720 Thimble Shoals Boulevard, #130  
Newport News, Virginia 23560-2574

U.S. Department of Agriculture  
Chief of the Forest Service  
4<sup>th</sup> Floor, NW, Auditors Building  
14<sup>th</sup> Street & Independence Ave., S.W.,  
Washington, D. C. 20250

Governor's Office of Economic  
Development  
Utah Governor's Office  
Utah State Capitol Complex  
East Office Building, Suite E220  
PO Box 142220  
Salt Lake City, UT 84118-2220

Utah Transit Authority  
Kathryn Pett  
Snell & Wilmer LLP  
15 West South Temple, Suite 1200  
Gateway Tower West  
Salt Lake City, UT 84101

Utah State Cooperative Extension Svce  
Utah County Administration Bldg.  
100 East Center, Room L600  
Provo, UT 84606

U.S. Army Engineer District  
Sacramento  
District Commander  
1325 J Street  
Sacramento, CA 95814-2922

Public Service Commission  
Heber M. Wells Building, 4<sup>th</sup> Flr.  
160 East 300 South  
Salt Lake City, UT 84111  
Mail:  
PO Box 45585  
Salt Lake City, UT 84145-0585

**Headquarters of Labor Organizations Representing Employees**

W. E. Morrow  
General Chairman BMWED  
100 E. Sage Street, PO Box 850  
Lyman, WY 82937-0850

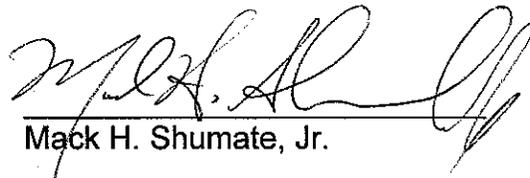
C. M. Morgan  
General Chairman  
3009 W. Colorado Ave., Suite C-1  
Colorado Springs, CO 80904-2174

Grover Pankey  
General Chairman BRS  
1150 N. Mountain Ave., Suite 206  
Upland, CA 91786

D. L. Hazlett  
General Chairman UTU  
5990 SW 28<sup>th</sup> St., Suite F  
Topeka, KS 66614-4181

Mr. T. J. Donnigan  
General Chairman BLET  
P. O. Box 609  
Pocatello, ID 83204-0609  
Overnight Address  
150 South Arthur, Suite 315  
Pocatello, ID 83204

Dated this 21st day of February, 2008.



Mack H. Shumate, Jr.

Union Pacific Railroad Company  
101 North Wacker Drive, Room 1920  
Chicago, IL 60606  
Tel: 312/777-2055  
Fax: 312/777-2065



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

February 5, 2008

**Via Electronic Filing**

Anne K. Quinlan  
Acting Secretary  
Surface Transportation Board  
395 E Street, S.W.  
Washington, D. C. 20423-0001

**RE: NOTICE OF DISCONTINUANCE OF SERVICE  
Docket No. AB-33 (Sub-No. 209), Union Pacific Railroad Company -  
Discontinuance of Operation - In Utah County, Utah (Elberta Line  
Including Tintic Industrial Lead, Goshen Valley Branch and  
Iron King Branch)**

Dear Acting Secretary Quinlan:

This is to advise the Surface Transportation Board (the "Board") that the Union Pacific Railroad Company ("Union Pacific") with regard to the subject Application under 49 U.S.C. 10903 for authority to discontinue service over a 27.57 mile line of railroad known as the Elberta Line consisting of four (4) end to end line segments including the Tintic Industrial Lead from Milepost 5.52 to Milepost 26.00; the West Tintic Industrial Lead from Milepost 26.00 to Milepost 27.23; the Goshen Valley Branch from Milepost 0.00 to Milepost 3.80 (equation Milepost 2.89 = Milepost 2.98) and the Iron King Branch from Milepost 0.00 to Milepost 2.15, has in accordance with the Board's Decision having a late service date of January 2, 2008, discontinued service and operations over the Elberta Line in accordance with and subject to the Decision of the Board effective February 1, 2008.

It is understood and agreed by Union Pacific that the authority to discontinue service on the Line is subject to the conditions imposed in Oregon Shortline RR. Company – Abandonment -Goshen, 360 IC. C. 91 (1979) (Oregon). Union Pacific has received no offers of financial assistance under 49 C.F.R. 1152.27(b)(1) to subsidize continued rail service over the Line.

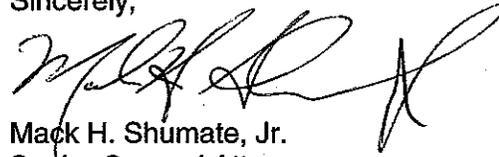
While not specifically referenced in the Board's findings or order, the Board makes specific acknowledgement in its Discussions and Conclusions that the Board understands that Union Pacific intends, subject to state and local laws, to pave over or remove at-grade crossings that Union Pacific believes to be a safety hazard. The Board went on to state,

"These actions will make roads safer. Moreover, we have granted discontinuance authority that would result in the removal of crossings in the past." See, "Union Pacific Railroad Company – Abandonment and Discontinuance Exemption – in Cook County, Illinois, STB Docket No. Ab-33(Sub-No. 167X) (STB Served August 23, 2002)."

February 5, 2008  
Anne K. Quinlan  
Acting Secretary  
Surface Transportation Board  
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Unless the Board rules otherwise, Union Pacific will treat the Discussion and Conclusions from the Board as authorization to seek at a state and local level to remove any at-grade crossings that the Union Pacific believes to be a safety hazard on the discontinued Line.

Sincerely,



Mack H. Shumate, Jr.  
Senior General Attorney

cc: Public Service Commission

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