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

December 18, 2009

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DEC 18 2009

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Public Record

The Honorable Cynthia T. Brown
Chief, Section of Administration
Surface Transportation Board
395 E Street, S.W., Room #100
Washington, DC 20423-0001

Re: Notice of Exemption from M. P. 540.3 west of Downs to the end of the Line at M. P. 552.7 west of Portis in Osborne and Smith Counties, Kansas; Lenora Branch Line; STB Docket No. AB-33 (Sub-No. 270X)

**REQUEST FOR AN EXTENSION OF TIME
TO FILE NOTICE OF CONSUMMATION**

Dear Ms. Brown:

According to the decision of the Board having a service date of July 28, 2008 in the above-referenced matter, it was ordered that if there are no legal or regulatory barriers to consummation of the subject abandonment, pursuant to the provisions of 49 C.F.R. §1152.29(e)(2), Union Pacific Railroad Company, ("Union Pacific"), shall file a Notice of Consummation with the Board to signify that it has exercised the authority granted and fully abandon the line by July 28, 2009. On July 3, 2009, Union Pacific requested an extension of time to complete salvaging of the Line before filing the Notice of Consummation. The Board granted Union Pacific's extension request by decision with a service date of July 27, 2009 to December 31, 2009.

Union Pacific has completed approximately 50% of the process of salvaging the Line which is 12.4 miles long. Based on the salvage contractor's revised estimates, the salvage process will not be completed until late April of 2010 at best. As a precaution, Union Pacific is of the opinion that extending the period to June 1, 2010 should cover unexpected events.

Therefore, Union Pacific respectfully requests that the Board extend the time for filing the Notice of Consummation in this matter as permitted under 49 C.F.R. §1152.29(e)(2) June 1, 2010.

Sincerely,

A handwritten signature in black ink, appearing to read "Mack H. Shumate, Jr." with a stylized flourish at the end.

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