



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

September 15, 2009

VIA E-Filing

The Honorable Anne Quinlan  
Acting Secretary  
Surface Transportation Board  
Section of Environmental Analysis  
395 E Street, S.W.  
Washington, DC 20423-0001

**Re: Abandonment Exemption of the Roelyn Industrial Lead from M. P. 5.28 near Roelyn to M. P. 8.05 near Somers, a distance of 2.77 miles, Calhoun and Webster Counties, Iowa; STB Docket No. AB-33 (Sub-No. 235X)**

Dear Secretary Quinlan:

This is to advise the Board that in accordance with the Decision having a service date of June 24, 2008 in the above-referenced matter, Union Pacific Railroad Company ("UP") is of the opinion that it has taken the steps necessary for the Board to make a determination as to whether or not the Section 106 process of the National Historic Preservation Act has been satisfied.

Attached hereto on letterhead of the State Historical Society of Iowa in response to UP's e-mail of September 14, 2009 is the stamped concurrence of Ralph Christian of the Department of Cultural Affairs indicating that there are no historic properties covered by the subject abandonment.

Upon receipt of the Board's determination that the Section 106 process of the National Historic Preservation Act is in fact complete with regard to the subject abandonment, UP will file a Notice of Consummation indicating that all self-actuating conditions of the abandonment have either been completed or will be completed by the salvage contractor on behalf of UP.

Sincerely,

A handwritten signature in black ink, appearing to read "M. H. Shumate, Jr.", written in a cursive style.

Attachment

cc: State Historical Society of Iowa

**Christian, Ralph [DCA]**

**From:** SKMAYSM@up.com  
**Sent:** Monday, September 14, 2009 10:48 AM  
**To:** Christian, Ralph [DCA]  
**Cc:** Mack\_Shumate@UP.COM; REALLAMO@up.com; CWSAYLOR@up.com  
**Subject:** AB-33 (Sub-No. 235X) - Roelyn Industrial Lead

Good morning Mr. Christian. I just left you a voice mail, but I got cut off before I could finish.

As I indicated in my voice mail, back in September, 2008, Ray Allamong contacted you concerning this abandonment. Mr. Allamong had spoken with you and you had indicated that there were no historical sites or structures affected by this abandonment. Mr. Allamong had requested that you send a brief letter to Union Pacific noting that your office has reviewed the subject line segment and that you have determined that no sites or structures on the right-of-way are eligible for listing or listed in the National Register of Historic Places.

To date, our records indicate that we have not received a letter from you. This letter is required so we can notify the STB that we have honored the consultation condition of the Board.

Please send this letter to Mack Shumate, Senior General Attorney at the address on the bottom of this e-mail. If you would rather, please send the letter in a scanned (pdf) form to me at this e-mail address and I will draft Mr. Shumate's letter to the STB.

Thank you for your prompt attention to this matter.

Sandra Mays Marr  
Senior Secretary and Assistant to  
Senior General Attorney Mack Shumate and General Attorney Fred Johnston Union Pacific  
Railroad Company  
101 N. Wacker Dr., Room #1920  
Chicago, IL 60606  
312/777-2041  
312/777-2065 (facsimile)  
skmaysm@up.com

**CONCUR**

*Ralph J. Christian*  
NA  
*Mays Marr*  
DATE 12/14/09

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