

226/60



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

December 15, 2009

ENTERED
Office of Proceedings

DEC 15 2009

Part of
Public Record

VIA E-Filing

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

NOTICE OF CONSUMMATION

Re: Proposed Abandonment of the Litchfield Industrial Lead from Milepost 889.34 to Milepost 892.25 near Litchfield Park, Maricopa County, Arizona; STB Docket No. AB-33 (Sub-No. 266X)

Dear Ms. Brown:

This is to advise that in accordance with 49 CFR 1152.29(e)(2), as of December 12, 2009, the Union Pacific Railroad Company, ("UP") with regard to the subject Abandonment Exemption, has consummated the abandonment of the Litchfield Industrial Lead from Milepost 889.34 to Milepost 892.25 near Litchfield Park, in Maricopa County, Arizona, pursuant to authority granted in the Surface Transportation Board's ("Board's") Decision served September 15, 2008. This matter was reopened by late release decision served October 14, 2009 as received by this office on October 19, 2009 under which the Board removed the Section 106 historic preservation condition. A copy of this notice is being served concurrently with the Arizona Corporation Commission ("AZ-DEQ").

In accordance with the Board's Decision served September 15, 2008 after reopening the proceeding, UP or its salvage contractor will satisfy the remaining outstanding condition by consulting with the AZ-DEQ regarding the applicability of AZ-DEQ's water quality permitting requirements prior to commencing the salvaging process.

Sincerely yours,

A handwritten signature in black ink, appearing to read "Mack H. Shumate, Jr.", written over a horizontal line.

cc: Arizona Corporation Commission

o:\abandonments\33-266X\NoticeOfConsummation doc