

P 312 777 2055
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October 12, 2010

VIA E-FILING

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

**UP CONCURRENCE TO REQUEST FOR EXTENSION
OF TRAIL USE NEGOTIATION PERIOD**

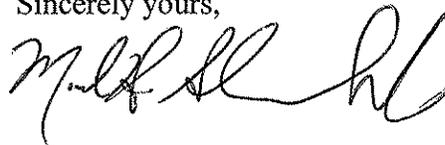
**RE: Abandonment Exemption – Millard Industrial Lead from M.P. 22.85 in Omaha, Nebraska to M.P. 19.4 in La Vista, Nebraska, a total distance of approximately 3.45 miles in Douglas and Sarpy Counties, Nebraska;
STB Docket No. AB-33 (Sub-No. 260X)**

Dear Ms. Brown:

Union Pacific Railroad Company (“Union Pacific”) has received a request from the Nebraska Trails Foundation, Inc. dated October 11, 2010 for an additional 180-day extension in which to complete negotiations for the acquisition under the provisions 16 U.S.C. §1247(d) and 49 C.F.R. § 1152.29 regarding that portion of Union Pacific’s Millard Industrial Lead from M.P. 22.10 in Omaha, Nebraska to M.P. 19.4 in La Vista, Nebraska, a total distance of approximately 2.70 miles in Douglas and Sarpy Counties, Nebraska.¹

The Union Pacific is willing to continue negotiating with Nebraska Trails Foundation, Inc. concerning the acquisition of the subject property for trail use and supports the Council’s request for an additional 180-day extension in which to negotiate. A copy of the Nebraska Trails Foundation’s request is attached hereto as Exhibit “A” and hereby made a part hereof.

Sincerely yours,



Attachment

cc: Nebraska Trails Foundation, Inc.

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¹ Although the board authorized UP to abandon the Line from Milepost 19.4 to Milepost 22.85, to date Union Pacific only consummated abandonment of the Line from M.P. 22.10 to M.P. 22.81, a distance of 0.61 miles by notice filed July 14, 2009. The Line segment from M.P. 19.4 to M.P. 22.10 remains subject to the ongoing trail use negotiations, while the portion of the Line from M.P. 22.81 to M.P. 22.85 remains an active rail line, subject to Board jurisdiction.



Nebraska Trails Foundation, Inc.

1644 Woodsvew • Lincoln, NE • 68502-4649 • 402-420-5885

October 11, 2010

Ann K. Quinlan, Secretary
Surface Transportation Board
395 E Street SW
Washington, D C 20423

RE: Surface Transportation Docket No. AB-33 (Sub. No. 260X) Union Pacific Railroad
Company abandonment in Douglas and Sarpy Counties, Nebraska

Dear Ms. Quinlan:

On April 27, 2010, the Board issued a decision in the above-referenced proceeding imposing a Notice of Interim Use (NITU) condition. The time period is to expire on Oct. 12, 2010. The Nebraska Trails Foundation, Inc., and the Papio-Missouri River Natural Resources District are requesting an additional 180-day extension.

The Union Pacific has agreed with this request for extension.

Thank you for your consideration.

Yours truly,

Ross Greathouse
For the Foundation
3901 South 27th St., Ste 29
Lincoln, NE 68502

RG:cg

CC: David Schmidt, Pres. NTF
Mack Shumate, UP
Alissa Hackle, UP
Gabriel Meyer, UP
Gerry Bowen, Papio-Missouri River NRD