



John J. Brennan
Senior Counsel-Commerce

June 18, 2010

Via Electronic Filing and UPS Next Day Delivery

Ms. Rachel D. Campbell, Director
Office of Proceedings
Surface Transportation Board
395 E Street SW
Washington, DC 20024

**Re: STB Docket No. AB-281X
Union Pacific Company Abandonment Exemption in Orange County, Cal.**

Dear Ms. Campbell:

In accordance with the Surface Transportation Board's order in the above referenced matter decided on May 20, 2010, with service date of the same, please be advised that the Union Pacific Railroad Company ("Union Pacific") has completed the Section 106 process of the National Historic Preservation Act with regard to the subject abandonment. Attached to this letter as Exhibit A and hereby made a part hereof is a letter dated June 14, 2010 from the Office of Historic Preservation Department of Parks and Recreation indicating that no historic properties would be affected by the abandonment. This letter indicates Union Pacific's compliance with Section 106 of the National History Preservation Act of 1966, as amended.

In addition and per the SEA's recommendation, attached as Exhibit B is a letter dated June 1, 2010, from the California Coastal Commission indicating that the abandonment will not affect the California coastal zone.

Union Pacific respectfully requests that the Board issue a revised decision in this matter removing the Section 106 condition.

We respectfully request expedited handling of this matter. Sale of this line to the City of Brea, California is currently pending.

An original and ten copies of this letter are enclosed for the Board's use and further distribution.

Respectfully Submitted,

A handwritten signature in cursive script, reading "John J. Brennan" with a stylized flourish at the end.

cc: Ray E. Allamong, Jr.
Harold D. Caldwell

**OFFICE OF HISTORIC PRESERVATION
DEPARTMENT OF PARKS AND RECREATION**

P.O. BOX 942896
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(916) 653-6624 Fax: (916) 653-9824
calshpo@ohp.parks.ca.gov
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14 June 2010

Reply To: STB100226A

Colleen Graham
Law Department
Union Pacific Railroad
1400 Douglas Street, Stop 1580
Omaha, NE 68179-1580

Re: Abandonment Exemption of the Brea Chemical Industrial from M. P. 507.5 to M.P. 508.65, near the City of Brea, Orange County, CA

Dear Mr. Shumate:

Mr. Fritz Kahn initiated consultation on behalf of the STB regarding the above referenced undertaking. STB is requesting my assistance in assessing any potential effects of the abandonment action in accordance with 36 CFR 800, regulations and implementing Section 106 of the National Historic Preservation Act.

As I presently understand it, the undertaking consists of abandonment of a portion of rail line between Milepost 507.5 to Milepost 508.65 near the City of Brea in Orange County.

After reviewing the Historic Report included in the consultation package, I am able to concur with the STB overall effort to determine and document the APE is satisfactory pursuant to 36 CFR 800.4(a)(1). Likewise, STB's effort to document historic properties in the APE is satisfactory pursuant to 36 CFR 800.4(b). I presently understand it there are not historic properties within the APE.

Because there are no historic properties present in the APE, I am able to concur with the "No Historic Properties Affected" for the undertaking.

Thank you for considering historic properties in your planning process. If you have any questions, please contact Amanda Blosser of my staff at (916) 654-7372 or e-mail at ablosser@parks.ca.gov.

Sincerely,

A handwritten signature in cursive script that reads "Susan K. Stratton for".

Milford Wayne Donaldson, FAIA
State Historic Preservation Officer

MWD:ab



CALIFORNIA COASTAL COMMISSION

45 FREMONT, SUITE 2000
SAN FRANCISCO, CA 94105-2219
VOICE (415) 904-5200
FAX (415) 904-5400
TDD (415) 597-5885



June 1, 2010

Don Caldwell
Director Special Properties
Union Pacific Railroad Co.
9431 Haven Ave., Suite 203
Rancho Cucamonga, CA 91730

Re: Union Pacific Railroad Company, Proposed Railroad Abandonment, Brea Chemical Industrial Lead,
Orange County

Dear Mr. Caldwell:

The Coastal Commission staff has no concerns over above-referenced proposed railroad abandonment. We agree that this abandonment will not affect the California coastal zone. If you have any questions about this letter, please feel free to contact me at (415) 904-5289.

Sincerely,

A handwritten signature in black ink, appearing to read "Mark Delaplaine".

MARK DELAPLAINE
Manager, Energy, Ocean Resources
and Federal Consistency Division

cc: Long Beach District (Karl Schwing)
Surface Transportation Board
Section of Environmental Analysis
Victoria Rutson, Chief
395 E Street, S.W.
Washington, DC 20423-0001

PLAINTIFF'S
EXHIBIT

B