



BUILDING AMERICA®

August 11, 2023

306951

Via Electronic Filing

Ms. Cynthia T. Brown
Chief, Section of Administration
Office of Proceedings
Surface Transportation Board
395 E Street, SW
Washington, D.C. 20024

ENTERED
Office of Proceedings
August 11, 2023
Part of
Public Record

Re: **Joint Notice of Interim Trail Use, STB Docket No. AB-33 (Sub-No. 351X)**
Union Pacific Railroad Company—Abandonment Exemption—in Weber and Davis Counties, Utah

Dear Ms. Brown:

This letter is to advise that, in accordance with 49 C.F.R. § 1152.29(d)(2) and (h), a joint notice of interim trail use agreement is attached.

Sincerely,

Whitney Larkin

cc:

Paul Egbert, State of Utah, Department of Transportation, pegbert@utah.gov
Parties of Record

August 3, 2023

VIA E-FILE

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

**JOINT NOTICE OF INTERIM TRAIL USE / RAIL BANKING AGREEMENT
BETWEEN UNION PACIFIC RAILROAD COMPANY AND
UDOTIN ACCORDANCE WITH 49 C.F.R. 1152.29(h)**

Re: Abandonment of and Discontinuance of Service on the Hill Field Industrial Lead
from Milepost 0.60 to Milepost 4.09 in Weber County, State of Utah; STB Docket
No. AB-33 (Sub-No. 351X)

Dear Ms. Brown:

Union Pacific Railroad Company ("Union Pacific") and State of Utah Department of Transportation ("UDOT") have entered into a trail use/rail banking agreement ("Trail Use Agreement") covering the rail line from Milepost 0.60 to Milepost 4.09 in Weber County, State of Utah on Union Pacific's former Hill Field Industrial Lead ("Line"). Attached to this Joint Notice as **Exhibit A** is a map depicting an accurate description of the Line, including mileposts, that is the subject of said Trail Use Agreement. In accordance with the requirements of 49 C.F.R. 1152.29(h), Union Pacific and UDOT hereby certify that the Trail Use Agreement includes provisions requiring the trail sponsor, UDOT, to fulfill the responsibilities described at 49 C.F.R. 1152.29(a)(3). A copy of UDOT'S Statement of Willingness to Assume Financial Responsibility under the Trail Use Agreement is attached hereto as **Exhibit B** and is hereby made a part hereof.

Sincerely,

UNION PACIFIC RAILROAD COMPANY

By: Chris Doble
Printed Name: Chris D. Goble
Title: Assistant Vice President – Real Estate

Sincerely,

**STATE OF UTAH DEPARTMENT OF
TRANSPORTATION**

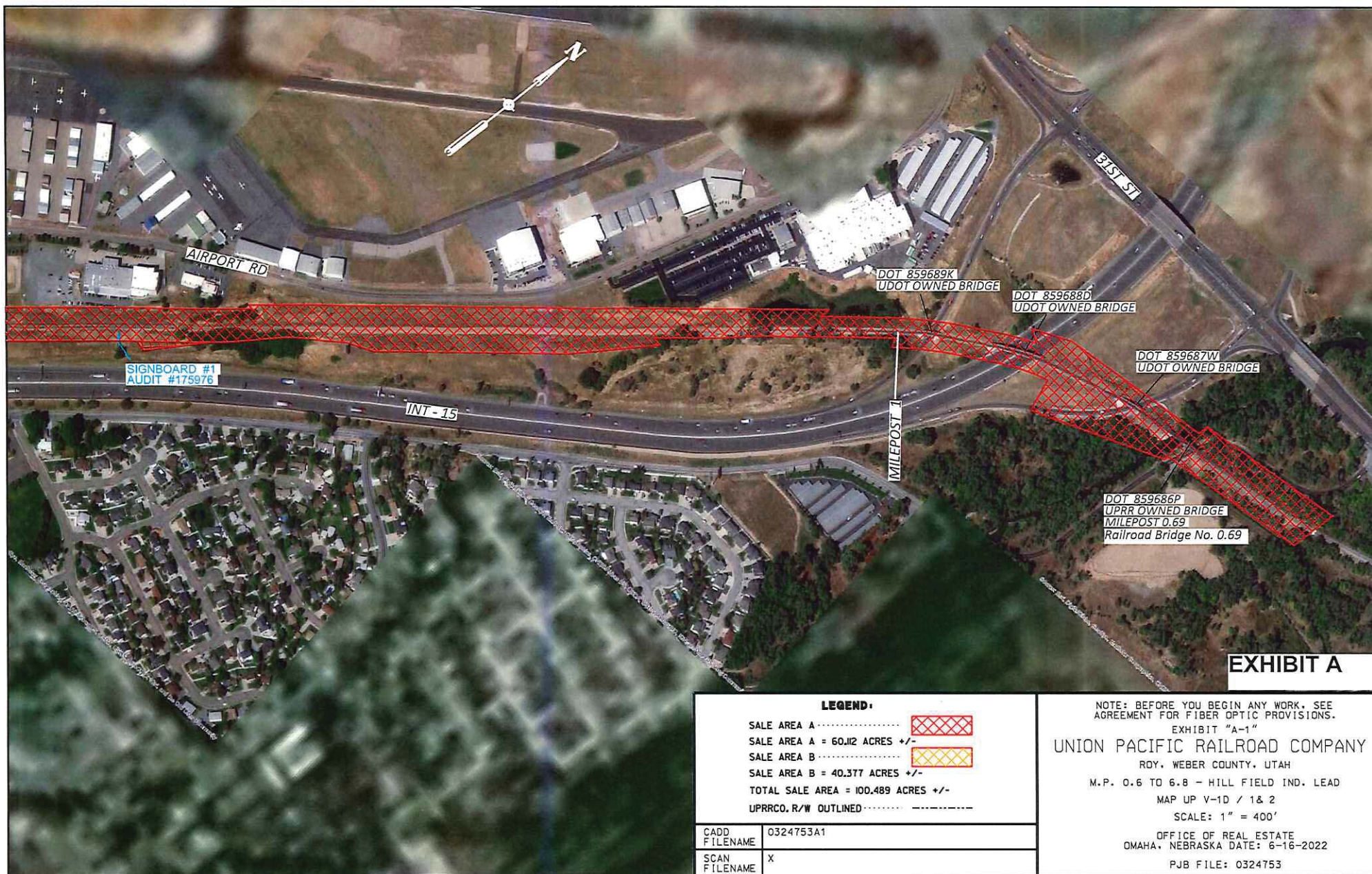
By: _____

Printed Name: Rob Wight

Title: UDOT Region One Director

Enclosures

cc: Whitney Larkin (for Union Pacific via e-mail to wclarkin@up.com)





LEGEND:

SALE AREA A 
SALE AREA A = 60.112 ACRES +/-
SALE AREA B 
SALE AREA B = 40.377 ACRES +/-
TOTAL SALE AREA = 100.489 ACRES +/-
UPRRCO. R/W OUTLINED 

CADD FILENAME	0324753A2
SCAN FILENAME	X

NOTE: BEFORE YOU BEGIN ANY WORK, SEE
AGREEMENT FOR FIBER OPTIC PROVISIONS.

EXHIBIT "A-2"

UNION PACIFIC RAILROAD COMPANY

ROY, WEBER COUNTY, UTAH

M.P. 0.6 TO 6.8 - HILL FIELD IND. LEAD

MAP UP V-1D / 1 & 2

SCALE: 1" = 400'

OFFICE OF REAL ESTATE
OMAHA, NEBRASKA DATE: 6-166-2022

PJB FILE: 0324753



EXHIBIT B

**UTAH DEPARTMENT OF TRANSPORTATION
STATEMENT OF WILLINGNESS TO ASSUME FINANCIAL RESPONSIBILITY
UNDER THE TRAIL USE AGREEMENT**

State of Utah Department of Transportation ("UDOT") acquired the Line as defined below on August 2, 2023 under a Purchase and Sale Agreement between Union Pacific Railroad Company ("UPRR") and UDOT dated January 5, 2023.

In order to establish interim trail use and rail banking under 16 U.S.C. 1247(d) and 49 CFR 1152.29 with respect to the right-of-way owned by UPRR [see Discontinuance of Service AB-33 (Sub-No. 351X)], UDOT hereby represents to the Surface Transportation Board and UPRR that UDOT assumes responsibility for (1) managing the right-of-way, (2) any legal liability arising out of the transfer or use of the right-of-way (unless the sponsor is immune from liability, in which case it need only indemnify UPRR against any potential liability), and (3) the payment of any and all taxes that may be levied or assessed against the right of way. The right of way is known as UPRR'S former Hill Field Industrial Lead from Milepost 0.60 to Milepost 4.09 in Weber County, State of Utah ("Line"). The right-of-way is part of a line of railroad proposed for abandonment by UPRR in Docket No. AB-33 (Sub-No. 351X). A map of the property depicting the right-of-way is attached hereto as **Exhibit A** and is hereby made a part hereof.

UDOT acknowledges that use of the right-of-way is subject to UDOT's continuing to meet its responsibilities described above and subject to possible future reconstruction and reactivation of the right-of-way for rail service. A copy of this statement is being served on the railroad on the same date it is being served on the Surface Transportation Board.

**STATE OF UTAH DEPARTMENT OF
TRANSPORTATION**

By: _____
Printed Name: _____
Title: _____

Agreed to and acknowledged by UPRR this 2nd day of August, 2023.

By:  _____
Printed Name: Chris D. Goble
Title: Assistant Vice President – Real Estate

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**STATE OF UTAH DEPARTMENT OF
TRANSPORTATION**

By: 

Printed Name: Rob Wight

Title: UDOT Region One Director

Agreed to and acknowledged by UPRR this 2nd day of August, 2023.

By: _____

Printed Name: Chris D. Goble

Title: Assistant Vice President – Real Estate