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April 15, 2004



VIA U.P.S. OVERNIGHT DELIVERY

Mr. Vernon Williams, Secretary
Surface Transportation Board
Section of Environmental Analysis
1925 "K" St., N.W., Room 504
Washington, DC 20423-0001

RE: Notice of Consummation of Abandonment of a portion of the Milpitas Subdivision from M.P. 0.0 near Clark Drive at Niles Junction to M.P. 5.38 (the "Milpitas Subdivision") near Washington Boulevard in and near Fremont, Alameda County, California; STB Docket No. AB-33 (Sub-No. 211X)

Dear Mr. Williams:

This is to advise that as of April 15, 2004, the Union Pacific Railroad Company ("UP"), with regard to the subject Notice of Exemption has consummated the abandonment and discontinued service, trackage rights and UP's freight easement for that portion of the Milpitas Subdivision between Milepost 2.61 and Milepost 5.38, pursuant to authority granted in the Surface Transportation Board's ("Board") Decision of December 10, 2003 and served December 11, 2003. This portion of the Milpitas Subdivision will not be salvaged by UP in that this portion of the Milpitas Subdivision is owned and operated by the Santa Clara Transportation Authority for future extension of the Bay Area Rapid Transit ("BART") system.

An additional ten (10) copies of this letter are enclosed for the Board's further use and distribution.

Sincerely yours,

A handwritten signature in black ink, appearing to be "M. H. Shumate, Jr.".

Enclosures

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

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