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May 20, 2015

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**VIA ELECTRONIC FILING**

The Honorable Cynthia T. Brown  
Chief, Section of Administration  
Surface Transportation Board  
395 E Street, S.W.  
Washington, D.C. 20024

ENTERED  
Office of Proceedings  
May 20, 2015  
Part of  
Public Record

Re: STB Docket No. AB-33 (Sub-No. 156), *Union Pacific Railroad Company--  
Abandonment--in Harris, Fort Bend, Austin, Wharton, and Colorado Counties, Tx*

STB Docket No. AB-33 (Sub-No. 253X), *Union Pacific Railroad Company--  
Abandonment Exemption--in Colorado and Wharton Counties, Tx*

Dear Ms. Brown:

Enclosed please find an *errata* to the joint petition filed by Metropolitan Transit Authority of Harris County, Texas, and Fort Bend County Toll Road Authority in the above-referenced proceedings. The joint petition was originally filed July 29, 2014.

Very truly yours,

Thompson Coburn LLP

By   
Thomas Sean McGowan

Enclosure

cc: Union Pacific Railroad Company  
1400 Douglas Street  
Omaha, NE 68179  
Attn: Counsel's Office

Mack H. Shumate, Jr.  
Law Department  
Union Pacific Railroad Company  
101 North Wacker Drive  
Chicago, IL 60606

**BEFORE THE  
SURFACE TRANSPORTATION BOARD  
Washington, D.C.**

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**UNION PACIFIC RAILROAD COMPANY--  
ABANDONMENT--IN HARRIS, FORT BEND,  
AUSTIN, WHARTON, AND COLORADO  
COUNTIES, TX**

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**AB-33 (Sub-No. 156)**

**ERRATA TO  
JOINT PETITION TO VACATE AND REISSUE CITU**

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**UNION PACIFIC RAILROAD COMPANY--  
ABANDONMENT EXEMPTION--IN  
COLORADO AND WHARTON COUNTIES,  
TX**

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**AB-33 (Sub-No. 253X)**

**ERRATA TO  
JOINT PETITION TO VACATE AND REISSUE NITU**

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Attorneys for Metropolitan Transit  
Authority of Harris County,  
Houston, Texas and Fort Bend  
County Toll Road Authority

Dated: May 20, 2015

**BEFORE THE  
SURFACE TRANSPORTATION BOARD  
Washington, D.C.**

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**UNION PACIFIC RAILROAD COMPANY--  
ABANDONMENT--IN HARRIS, FORT BEND,  
AUSTIN, WHARTON, AND COLORADO  
COUNTIES, TX**

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**AB-33 (Sub-No. 156)**

**ERRATA TO  
JOINT PETITION TO VACATE AND REISSUE CITU**

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**UNION PACIFIC RAILROAD COMPANY--  
ABANDONMENT EXEMPTION--IN  
COLORADO AND WHARTON COUNTIES,  
TX**

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**AB-33 (Sub-No. 253X)**

**ERRATA TO  
JOINT PETITION TO VACATE AND REISSUE NITU**

The Metropolitan Transit Authority of Harris County, Texas (METRO) and the Fort Bend County Toll Road Authority (FBCTRA) jointly submit this Errata to their Joint Petition to Vacate and Reissue the CITU and NITU (Joint Petition), which was submitted on July 29, 2014 in the above-referenced dockets.

This Errata addresses two main issues involving the rail-banked right-of-way discussed in the Joint Petition (Subject ROW). First, as discussions for the transportation projects discussed in the Joint Petition have moved forward, FBCTRA has determined that acquisition of the restoration rights over the Subject ROW is not necessary for its purposes at this time, and

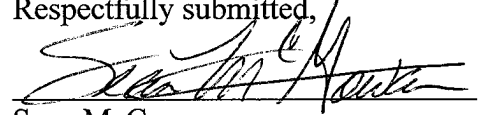
FBCTRA no longer seeks to obtain such restoration rights from METRO.<sup>1</sup> Second, the description of the Subject ROW inaccurately included an additional 0.42 miles, which are not actually part of the Subject ROW. Thus, METRO and FBCTRA submit the following corrections to the Joint Petition.

| <b>Location in Joint Petition</b>                                                                               | <b>Original Text</b>                                                                                                                                                                                                                                                                                                                                                           | <b>Correct Text</b>                                                                                                                                                                                                   |
|-----------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Cover Sheet, Text Box                                                                                           | “Note: The relief requested herein is contingent upon the Surface Transportation Board’s issuance of an acquisition exemption to Metropolitan Transit Authority of Harris County, Texas in Finance Docket No. 35846 and an acquisition exemption to Fort Bend County Toll Road Authority in Finance Docket No. 35847, which requests are being filed simultaneously herewith.” | “Note: The relief requested herein is contingent upon the Surface Transportation Board’s issuance of an acquisition exemption to Metropolitan Transit Authority of Harris County, Texas in Finance Docket No. 35846.” |
| Page 1, Text Box                                                                                                | “Note: The relief requested herein is contingent upon the Surface Transportation Board’s issuance of an acquisition exemption to Metropolitan Transit Authority of Harris County, Texas in Finance Docket No. 35846 and an acquisition exemption to Fort Bend County Toll Road Authority in Finance Docket No. 35847, which requests are being filed simultaneously herewith.” | “Note: The relief requested herein is contingent upon the Surface Transportation Board’s issuance of an acquisition exemption to Metropolitan Transit Authority of Harris County, Texas in Finance Docket No. 35846.” |
| Page 4, (1) in the Second Sentence in First Paragraph below “ <u>The Transaction Between METRO and FBCTRA</u> ” | “(1) a portion of the Sub-No. 156 ROW, between milepost 20, approximately 2,020 feet east of the Harris-Fort Bend County line, and milepost 52.9, near Chesterville, a distance of 32.9 miles”                                                                                                                                                                                 | “(1) a portion of the Sub-No. 156 ROW, between milepost 20.42, at the Harris-Fort Bend County line, and milepost 52.9, near Chesterville, a distance of 32.48 miles”                                                  |
| Pages 4-5, (1) in the Sentence Bridging the Two Pages                                                           | “for the ROW milepost 20, approximately 2,020 feet east of the Harris-Fort Bend County line, and milepost 52.9, near Chesterville, and”                                                                                                                                                                                                                                        | “for the ROW milepost 20.42 at the Harris-Fort Bend County line, and milepost 52.9, near Chesterville, and”                                                                                                           |

<sup>1</sup> **Note:** On May 19, 2015, FBCTRA filed a Motion to Withdraw its Verified Notice of Exemption to Acquire METRO’s Right to Restore Service Over Railbanked Right of Way in Harris, Fort Bend, Austin, Wharton and Colorado Counties, Texas, filed in STB Finance Docket No. 35847 on July 29, 2014.

| <b>Location in Joint Petition</b>                                                             | <b>Original Text</b>                                                                                                                                                                                    | <b>Correct Text</b>                                                                                                                                                 |
|-----------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Page 5, the First Sentence in the First Full Paragraph That Begins on the Page                | “a 13-mile stretch beginning at milepost 20, approximately 2,020 feet east of the Harris-Fort Bend County border.”                                                                                      | “a 13-mile stretch beginning at milepost 20.42 at the Harris-Fort Bend County line.”                                                                                |
| Page 5, Footnote 2’s Final, Bolded Sentence                                                   | “FBCTRA’s request for an exemption is contingent upon the Board’s issuance of an exemption to METRO in Finance Docket No. 35846.”                                                                       | <i>Strike entire text</i>                                                                                                                                           |
| Statement of Willingness to Assume Financial Responsibility, First Paragraph, Second Sentence | “extending from milepost 20, approximately 2,020 feet east of the Harris-Fort Bend County line to milepost 61.2, near Eagle Lake, in Harris, Fort Bend, Austin, Colorado, and Wharton Counties, Texas.” | “extending from milepost 20.42 at the Harris-Fort Bend County line to milepost 61.2, near Eagle Lake, in Fort Bend, Austin, Colorado, and Wharton Counties, Texas.” |

Respectfully submitted,



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Authority of Harris County,  
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County Toll Road Authority

Dated: May 20, 2015

**Certificate of Service**

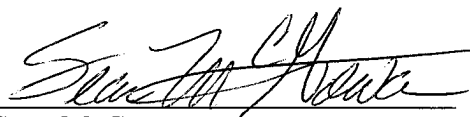
I hereby certify that on May 20, 2015, I served a copy of the foregoing *Errata* on the following:

**By first class mail, postage pre-paid**

Union Pacific Railroad Company  
1400 Douglas Street  
Omaha, NE 68179  
Attn: Counsel's Office

**By first class mail, postage pre-paid and electronic mail**

Mack H. Shumate, Jr.  
Law Department  
Union Pacific Railroad Company  
101 North Wacker Drive  
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