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January 13, 2004

Honorable Vernon A. Williams
Secretary
Surface Transportation Board
1925 K Street, N.W.
Suite 700
Washington, DC 20423

RE: Finance Docket No. 34438, *Huron & Eastern Railway Company, Inc.—Acquisition and Operation Exemption—Central Michigan Railway Company*

Dear Secretary Williams:

The Huron & Eastern Railway Company, Inc. ("HESR") has become aware that there is a discrepancy between the mileposts for the incidental trackage rights over Grand Trunk Western Railroad Company over the Holly-Grand Rapids subdivision in the Notice of Exemption filed by HESR on January 5, 2004 in the above entitled proceeding (the "*HESR Notice*"), and the Notice of Exemption in *Central Michigan Railway Company—Acquisition and Operation Exemption—Certain Lines of Grand Trunk Western Railroad Company*, ICC Finance Docket No. 31059 (ICC served July 13, 1987) (the "*CMRY Notice*").

The Holly-Grand Rapids subdivision in the *CMRY Notice* was identified as being between milepost 65.70 and milepost 69.00, while in the *HESR Notice* the Holly-Grand Rapids subdivision was identified as being between milepost 65.50 and milepost 69.00. As part of its due diligence, HESR reviewed the trackage rights agreement and determined that the end point of the trackage rights was milepost 65.50, which is correctly reflected in the *HESR Notice*.

An original and ten copies of this letter and attachment are enclosed. Please time and date stamp the extra copy of this letter and return it with our messenger. If you have any questions, please call or email me.

Sincerely yours,

Louis E. Gitomer
Attorney for Huron & Eastern Railway
Company, Inc.