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McLEOD, WATKINSON & MILLER

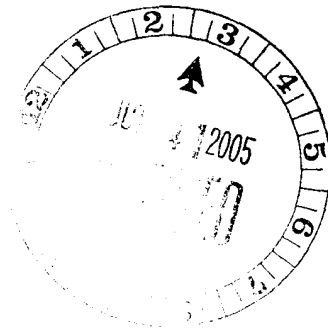
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GOVERNMENT RELATIONS

October 4, 2005



Honorable Vernon A. Williams
Secretary
Surface Transportation Board
1925 K Street, N.W.
Washington, D.C. 20423-0001

Re: Finance Docket No. 34747, Central Puget Sound Regional Transit Authority - -
Acquisition Exemption - - The Burlington Northern And Santa Fe Railway
Company In Pierce County, Washington

Dear Sir:

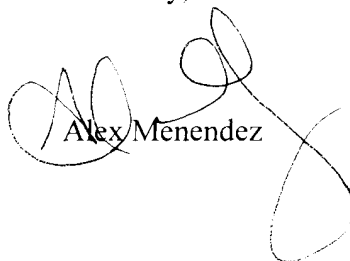
I am enclosing an original and ten (10) copies of the following document for filing in the
above-referenced matter:

Verified Correction to Notice of Exemption and Motion to Dismiss

An extra copy is enclosed for date stamp and return to our messenger. In addition, we are
enclosing a diskette that includes the text of the document.

No filing fee is included for this document pursuant to 49 C.F.R. § 1002.2(e)(1). The
Central Puget Sound Regional Transit Authority is a local government entity, and is not a quasi-
governmental corporation or government subsidized transportation company.

Sincerely,

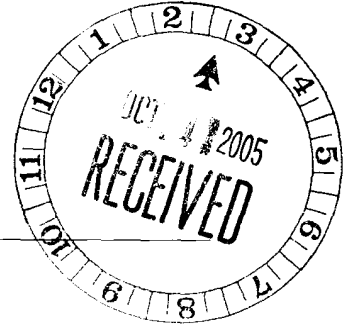

Alex Menendez

Enclosure

ENTERED
Office of Proceedings
OCT 4 2005
Part of
Public Record

214 805

Before the
Surface Transportation Board



Finance Docket No. 34747

**CENTRAL PUGET SOUND REGIONAL TRANSIT AUTHORITY --
ACQUISITION EXEMPTION --
BNSF RAILWAY COMPANY**

**VERIFIED CORRECTION TO
NOTICE OF EXEMPTION
AND
MOTION TO DISMISS**

ENTERED
Office of Proceedings
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Part of
Public Record

On August 29, 2005, the Central Puget Sound Regional Transportation Authority ("Sound Transit"), filed a Verified Notice of Exemption (the "Notice") describing the acquisition of two line segments, and a Motion to Dismiss that Notice of Exemption (the "Motion to Dismiss"). Sound Transit hereby submits this Correction to the description of one of the two line segments described in that Notice and the Motion to Dismiss.

The description of the line referred to as the "Lakeview North Segment" included an error. It is a line of railroad between Milepost 2.15 in Tacoma and Milepost 9.34 (not 8.9) in Lakeview, on the Lakeview Subdivision located in Pierce County, Washington, and includes as well a .44 mile segment of a connecting track, the so-called Lakeview Spur ("Spur") from Milepost 0.0 to Milepost 0.44. (A track chart showing the alignment of this segment of the Lakeview Subdivision is attached at Exhibit 1.) At Milepost 8.9 on the Lakeview Subdivision (Milepost 0.0 of the Spur), the segment becomes a double track line. The segment of the first track (the Lakeview Subdivision), from Milepost 8.9 to 9.34 and the segment of the second track

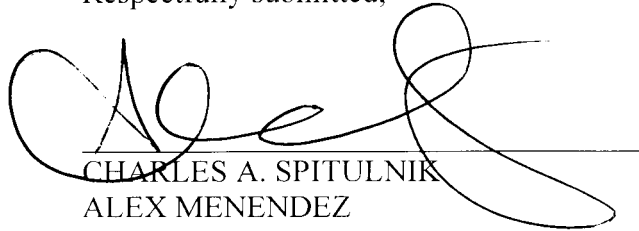
(the Spur), from Milepost 0.00 to 0.44 was acquired at the time of the Lakeview North Segment acquisition. The end of the section of the second track purchased in the Lakeview North Segment acquisition (the Spur at Milepost 0.44) is the beginning of the line that becomes the "Lakeview South Segment."

Consequently, the description of the line referred to as the Lakeview South Segment also included an error. The Lakeview South Segment is the portion of the so-called Spur from Milepost 0.44 that extends to Milepost 10.98 in Nisqually (a track chart showing the alignment of the Lakeview South segment is attached at Exhibit 2).¹

The descriptions of both Segments that appear in the Motion to Dismiss on pages 1 – 2 are also hereby corrected accordingly.

Dated: October 4, 2005

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Charles A. Spitulnik", is written over a horizontal line. The signature is fluid and cursive.

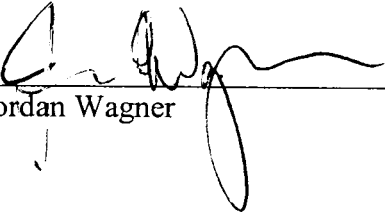
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Counsel for the Central Puget Sound Regional
Transit Authority

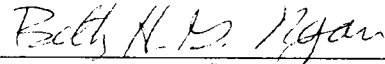
¹ This is one of the same segments referred to in the Notice published by the Board in STB F.D. No. 34555, *City of Tacoma, Department of Public Utilities, Beltline Division, d/b/a Tacoma Rail or Tacoma Municipal Beltline or TMBL—Acquisition and Operation Exemption—Lakeview Subdivision, Quadlok-St. Clair and Belmore-Olympia Rail Lines in Pierce and Thurston Counties, WA* (Service Date Oct. 19, 2004). That Notice describes three lines over which Tacoma Rail acquired a freight easement from BNSF. In the description of the first line, the Board refers to the line "from milepost 0.0 at West Lakeview to milepost 10.98 at Nisqually" This is the same line referred to herein as the Spur.

VERIFICATION

I, Jordan Wagner, Legal Counsel of Central Puget Sound Regional Transportation Authority, verify under penalty of perjury that the facts recited in the foregoing CORRECTION TO NOTICE OF EXEMPTION AND MOTION TO DISMISS are true and correct. Further, I certify that I have personal knowledge of the facts stated therein and that I am authorized to verify these facts.


Jordan Wagner

SUBSCRIBED AND SWORN TO
BEFORE ME THIS 30 DAY OF
September, 2005.


Notary Public BETTY H.G. NGAN

My Commission Expires: Mar 6, 2006

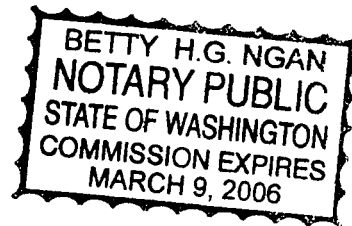


Exhibit 1

Yelm, WA

Line Segment 400

11th Street (Tacoma), WA

5

10

9

8

7

6

5

327+37 474+78 422+09 369+29 316+43 263+66

TWC
F25

C-8
1'00'

C-7 CBAND
0'24' 1'00'

SPEED
SPEED
CURVES

GRADE

298.90
1.03
0.09
309.64
0.54
0.00
0.30
301.68
0.32
0.04
0.14
0.11
0.21
0.33
295.92
0.06
297.29
0.18
297.49
0.09
0.00
0.25
0.51
277.61
0.64
0.32
0.04
0.10
0.25
270.59
0.83
0.25
0.32
278.17
0.06
0.13
276.66
0.08
0.01
0.07
0.05
0.13
271.95

.59 BR 91 TPG 218'
PUB UP XING, 085406U
I-5
L-S 401
LAKEVIEW SPUR
TO MISCELLANEOUS

.42 BR 9 TPG 106'
PUB UP XING, 085405M
PACIFIC HWY S

.09 PUB GR XING, F/G, 085404F
108TH ST SW

.92 NO. 9 T.O.

.92 NO. 9 T.O.

.70 NO. 9 T.O.

.59 PUB GR XING, FL, 085402S
100TH ST SW

.57 NO. 9 T.O.

.50 NO. 9 T.O.

.38 36" X 54' CMP

.18 4' X 5' X 28' WB

.92 NO. 9 T.O.

.89 PUB GR XING, F/G, 085400D
STEILLACOOM BLVD SW

.76 NO. 9 T.O.

.49 NO. 9 T.O.

.91 PUB GR XING, F/G, 085396R
S 74TH ST

.84 NO. 9 T.O.

.42 BR 6 WF, DPG 83'
PUB UP XING, 085395J
66TH ST

.11 NO. 11 T.O.

.04 PUB GR XING, XBUCKS, 085394C
S 60TH ST

.94 PUB GR XING, XBUCKS, 085393V
S 58TH ST

.90 NO. 11 T.O.

.81 PUB GR XING, FL, 085392N
S 56TH ST

.60 NO. 9 T.O.

.47 PUB GR XING, XBUCKS, 085391G
S 50TH ST

.27 NO. 8 T.O.

LAKEVIEW
MP 8.9

SOUTH TACOMA
MP 5.5

90-40 90-35 90-35 85-08 85-08 90-40 90-22 90-22 90-21 90-21

94-3201

80-23149

RAILS
RAILS
TIES
TIES
SBC
UC
SBC
UC

Burlington Northern and Santa Fe Railway Company

LAK005.DGN

Revised: 03/12/1999

Lakeview Subdivision

Exhibit 2

