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October 13, 2005

BY HAND DELIVERY

The Honorable Vernon A. Williams
Secretary
Surface Transportation Board – Case Control Unit
1925 K Street, N.W.
Washington, D.C. 20423



Re: Docket No. 42088, Western Fuels Association, Inc. and Basin
Electric Power Cooperative, Inc. v. BNSF Railway Company

Dear Secretary Williams:

Enclosed for filing in the above-referenced proceeding are an original and 20 copies of the Errata to the Rebuttal Evidence of Complainants Western Fuels Association, Inc. and Basin Electric Power Cooperative, Inc. This filing also includes three duplicates of a CD-ROM containing corrected electronic workpapers for Complainants' Rebuttal Evidence.

Kindly acknowledge receipt and filing of these materials by date-stamping the extra copy of this filing and returning it to our messenger.

Sincerely,

Christopher A. Mills

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Enclosures

cc: Counsel for Defendants

**BEFORE THE
SURFACE TRANSPORTATION BOARD**



WESTERN FUELS ASSOCIATION, INC.
and BASIN ELECTRIC POWER
COOPERATIVE, INC.

Complainants,

v.

BNSF RAILWAY COMPANY

Defendant.

Docket No. 41191 (Sub-No. 1)

**ERRATA TO REBUTTAL EVIDENCE OF COMPLAINANTS
WESTERN FUELS ASSOCIATION, INC. and
BASIN ELECTRIC POWER COOPERATIVE, INC.**

Complainants Western Fuels Association, Inc. and Basin Electric Power Cooperative, Inc. ("WFA/Basin") submit the following errata to their Rebuttal Evidence filed in this proceeding on September 30, 2005.

Narrative

Page I-3, fn. 4, last two lines: "(prescribing 21.5 mill rates); WFA/Basin Rebuttal Exhibit III-H-1" should read "(prescribing 20.2 mill rates); WFA/Basin Rebuttal Exhibit IV-A-5".

Page I-4, line 2: "their" should read "its".

Page I-47, line 2: "Part III. WFA/Basin" should read "Part III, WFA/Basin".

Page I-48, line 14: "\$337" should read "\$3.37".

Page III-A-1, line 9: "75" should read "76".

Page III-A-13, line 3: “III-A-2-d” should read “III-A-3-d”.

Page III-A-25, line 7: “Rply” should read “Reply”.

Page III-A-29, lines 17-18: “Block Methodology” should read “MMP methodology”.

Page III-A-38, line 1: “Nevada Power” should read “Nevada Power II”.

Page III-A-49, fn. 139: Replace footnote with the following: “See WFA/Basin Rebuttal electronic workpaper ‘Orin Density Ranking.xls;’ see also WFA/Basin Reply electronic workpaper ‘Freight Rail report.pdf’ (reproducing American Association of State Highway and Transportation Officials, ‘Transportation – Invest in America, Freight – Rail Bottom Line Report’ (July 2003) at 117 (‘AASHTO Study’)).”.

Page III-A-49, fn. 143, line 1: “PSCo” should read “the Xcel appeal”.

Page III-D-2, line 5: “more” should read “less”.

Page III-D-10, line 7: “agreement Unlike” should read “agreement. Unlike”.

Page III-D-12, fn. 6, line 2: “wok” should read “work”.

Page III-D-21, line 10: Delete “fuel consumption by”.

Page III-D-44, line 12: “”\$3,485” should read “\$4,485”.

Page III-D-51, line 10: “11” should read “12”.

Page III-D-62, fn. 33, line 1: “has a total of 74 utility customers (73” should read “serves a total of 37 utility customers and originates coal movements to a total of 76 destinations (75”.

Page III-D-74, line 13: “26” should read “11”.

Page III-D-176, line 7: “\$102,303” should read “\$94,980”.

Page III-D-176, fn. 85: Replace footnote with the following: “Initial (Rebuttal) LRR capital investment for ballast, including mobilization and contingencies costs,

equals \$64.257 million (rounded). Dividing this amount by the 28.1-year useful life produces an annual capital expenditure of \$2.287 million (rounded). 4.134% of this amount equals \$94,980.”

Page III-D-185, line 10: Insert the following footnote after “III-D-195 to 196.”: “The 21-year life referred to by BNSF is found in WFA/Basin’s electronic workpaper “spot maint.xls” and was used to estimate normalized maintenance costs which are not used in WFA/Basin’s calculations. The service lives used by WFA/Basin are located in the DCF Model. WFA/Basin used a useful life for ties of 19 years on Opening, which reflected BNSF’s average useful life for wood and concrete ties. On Rebuttal, WFA/Basin have calculated a BNSF system-average useful life for wood ties of 18 years, and use that life in their Rebuttal DCF calculations. See pp. III-G-35 to 36 below.”.

Page III-D-186, line 3: “The 21-year” should read “Even a 21-year”.

Page III-F-5, line 15: “2003” should read “2004”.

Page III-F-106, line 5: “WFA/Basin’s” should read “WFA/Basin”.

Page III-G-3, line 3: “factor in to” should read “factored in for purposes of”.

Page III-G-3, line 22: “WPL” should read WPL I”.

Page III-G-5, line 6: “Issuance” should read “issuances”.

Page III-G-14, line 21: “genuine” should read “germane”.

Page III-G-18, fn. 51, line 3: “single” should read “such”.

Page III-G-31, line 16: “WPL” should read “WPL I” in two places.

Page III-G-43, line 1: “”bases” should read “basis”.

Page III-G-44, fn. 121, line 2: “III-D-174 to 75” should read “III-D-181 to 82”.

Page III-H-5, line 12: “”such the actions” should read “such actions”.

Page III-H-8, line 3: “system-average rates” should read “system-average coal rate”.

Page III-H-39, lines 1 and 2: delete the sentence beginning “For example, . . .”.

Page III-H-39, fn. 91, line 2: add “and WFA/Basin Rebuttal exhibit III-H-1, p. 27” at the end of the footnote.

Page III-H-41, line 6: “calculating” should read “calculated”.

Exhibits

Exhibit II-A-1, p. 2, line 15: “used transport” should read “used to transport”.

Exhibit II-A-2, p. 7, line 16: “Study (1) the” should read “Study for (1) the”

Electronic Workpapers

Two electronic workpapers submitted with WFA/Basin’s Rebuttal Evidence require minor modification.

1. First, the Rebuttal spreadsheet “spot maint.xls” does not include the \$94,980 in annual operating expense related to ballast (see WFA/Basin Rebuttal Narr. at III-D-176, as corrected by the above-referenced errata for that page). A corrected version of this Rebuttal electronic workpaper is included on the enclosed CD.

2. Second, the Rebuttal spreadsheet “Culvert Quantities and Costs.XLS” had one 60-inch pipe that should have been converted to a 5x7 box culvert. In addition, unneeded culvert pipe straps were inadvertently included for several box culverts. A corrected version of this Rebuttal electronic workpaper is also included on the enclosed CD.

WFA/Basin are not correcting the Rebuttal DCF spreadsheets as a result of these two corrections because the impact on the DCF results is de minimus.

Respectfully submitted,

WESTERN FUELS ASSOCIATION, INC.
and BASIN ELECTRIC POWER
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Dated: October 13, 2005

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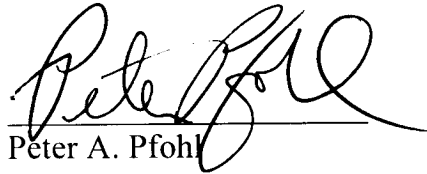
A handwritten signature in black ink, appearing to read "Chris Mills", is written over the printed name of Christopher A. Mills.

Attorneys for Complainants

CERTIFICATE OF SERVICE

I hereby certify that on this 13th day of October, 2005, I caused a copy of the foregoing Errata to Opening Evidence of Complainants Western Fuels Association, Inc. and Basin Electric Power Cooperative, Inc. to be served by hand delivery on counsel for Defendant BNSF Railway Company, as follows:

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