



Control Number: 37448



Item Number: 310

Addendum StartPage: 0

APPLICATION OF LCRA TRANSMISSION	§	BEFORE THE STATE OFFICE
SERVICES CORPORATION TO AMEND A	§	
CERTIFICATE OF CONVENIENCE AND	§	
NECESSITY FOR THE GILLESPIE TO NEWTON	§	OF
345-KV CREZ TRANSMISSION LINE IN	§	
GILLESPIE, LLANO, SAN SABA, BURNET, AND	§	
LAMPASAS COUNTIES, TEXAS	§	ADMINISTRATIVE HEARINGS

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DAVID AND SUSAN NANCE'S RESPONSE TO COMMISSION STAFF'S FIRST SET OF REQUESTS FOR INFORMATION TO ALL INTERVENORS

David and Susan Nance file this, their Response to Commission Staff's First Set of Requests for Information to all Intervenors. By agreement with counsel, these responses are due December 15, 2009. Therefore, these responses are timely filed.

Attached hereto and incorporated herein by reference are David and Susan Nance's written responses to the aforementioned requests for information. Each such response is set forth on or attached to a separate page upon which the request has been restated. Such responses are also made without waiver of David and Susan Nance's right to contest the admissibility of any such matters upon hearing. David and Susan Nance stipulate that their responses may be treated by all parties as exactly as if they were filed under oath.

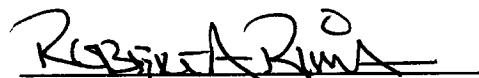
Respectfully submitted,



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CERTIFICATE OF SERVICE

I, Robert A. Rima, Attorney, certify that a copy of this document was served on all parties of record in this proceeding on December 15, 2009, by facsimile, e-mail, and/or first-class mail.


Robert A. Rima

BA-1-1 Do you have a habitable structure (According to Subst. Rule 25.101, a habitable structure is a structure that is normally inhabited by humans or intended to be inhabited by humans on a daily or regular basis) near one or more of the links of the proposed transmission line? If so, describe the structure, identify the link(s) and estimate how far the proposed line is from the habitable structure?

Response: The following response was prepared by or under the direct supervision of David Nance, the sponsoring witness for this response.

Yes. We have a home on segment C-8 (route GN4). Our home is located approximately 2,000 feet from the centerline of the proposed transmission line on the property identified as CO-008 on LCRA TSC's maps, sheet 10 of 12.

BA-1-2 Will one or more of the links of the proposed transmission line cross your property? If so, identify the links and any features like a property line, pipeline, power line or road that the proposed transmission line will follow through your property.

Response: The following response was prepared by or under the direct supervision of David Nance, the sponsoring witness for this response.

Link C-8 (route GN4) crosses our land twice. Our land is identified as CO-008 on LCRA TSC's maps, sheet 10 of 12. The proposed line parallels a natural gas pipeline as it crosses our property. The proposed transmission line would also be adjacent to the highest and most scenic feature on our land which is approximately 2 miles from Enchanted Rock. The line would adversely affect the visual zone from that feature. In addition, the proposed line would cross Kenner Creek and dedicated cropland that includes an irrigation well.

BA-1-3 Have you discussed any modifications to the proposed transmission line route on your property with a representative of LCRA TSC? If so, what were the modifications to the proposed route that you suggested and what was the response of LCRA TSC?

Response: The following response was prepared by or under the direct supervision of David Nance, the sponsoring witness for this response.

No.

BA-1-4 What are your specific concerns about the proposed transmission line?

Response: The following response was prepared by or under the direct supervision of David Nance, the sponsoring witness for this response.

If the proposed transmission line is constructed along segment C-8 (route GN4), more newly affected habitable structures would be within 500 feet of the ROW, and it would cost about 28 percent more than LCRA TSC's preferred route. Because segment C-8 is in such close proximity to Enchanted Rock SNA, the line would adversely affect community values, recreational and park areas, historical and aesthetic values and the environmental integrity of the area more than the alternatives filed by LCRA TSC. Our specific concerns about the proposed transmission line crossing our ranch are: (1) the line would literally be next to the highest feature on our land and would therefore critically affect the visual zone from that feature; (2) the line would seriously fragment the dedicated conservation area of our ranch; and, (3) the presence of line would impair our ability to continue our plan for the ongoing controlled burns that are necessary to maintain and improve the wildlife area because dense smoke is a significant danger around high voltage lines.

BA-1-5 Did you attend any open houses presented by the utility concerning this proposed transmission line? If so, when and where? Did you provide written comments to LCRA TSC at or after the open house?

Response: The following response was prepared by or under the direct supervision of David Nance the sponsoring witness for this response.

No. We do not believe we were notified of the open houses.

No.

BA-1-6 Are your property boundaries represented accurately on the maps provided by the utility? If not, please explain any discrepancies and provide a modified LCRA TSC map or drawing to indicate the discrepancies.

Response: The following response was prepared by or under the direct supervision of David Nance the sponsoring witness for this response.

Yes.

BA-1-7 What is the primary use for your property and, in your opinion, will this use be impacted by the proposed transmission line?

Response: The following response was prepared by or under the direct supervision of David Nance the sponsoring witness for this response.

The property is a ranch and our homestead. The ranch is to the east of Enchanted Rock State Natural Area and within the Enchanted Rock visual zone. The proposed transmission line will adversely affect our land, including the highest feature on the land. That feature is only slightly shorter than Enchanted Rock. The proposed line will go through our preserved wildlife area. The proposed line will adversely affect our ability to have controlled burns in the vicinity of the line because of the danger associated with dense smoke around high voltage lines.

BA-1-9 In your opinion, is there any feature about your land that you believe should be considered when routing a transmission line on your property? If so, please explain.

Response: The following response was prepared by or under the direct supervision of David Nance the sponsoring witness for this response.

Yes. The proposed line, if constructed along segment C-8 (route GN4), would: (1) be within the Enchanted Rock visual zone; (2) severely impair the view from the highest and most scenic feature on our land; (3) displace a portion of our land that is dedicated for wildlife use; and, (4) result in a 200 -250 foot cleared easement fragmenting our wildlife area when the existing adjacent natural gas pipeline is considered.