



Control Number: 38230



Item Number: 1193

Addendum StartPage: 0

**SOAH DOCKET NO. 473-10-4398
PUC DOCKET NO. 38230**

**APPLICATION OF LONE STAR
TRANSMISSION, LLC FOR A
CERTIFICATE OF CONVENIENCE
AND NECESSITY FOR THE CENTRAL
A TO CENTRAL C TO SAM SWITCH
TO NAVARRO PROPOSED 345 KV
CREZ TRANSMISSION LINE**

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BEFORE THE STATE OFFICE

OF

ADMINISTRATIVE HEARINGS

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**IONI CREEK CONSERVATION GROUP'S
RESPONSE TO LONE STAR TRANSMISSION, LLC'S
FIRST REQUEST FOR INFORMATION**

IONI Creek Conservation Group ("ICCG") hereby files their responses to Lone Star Transmission, LLC's ("Lone Star") First Request for Information ("RFIs") to ICCG. These responses are timely filed.

I. Written Responses.

ICCG's written responses to Lone Star's First RFIs are attached and incorporated by reference. Each response is stated on or attached to a separate page on which the request has been restated. ICCG's responses are made in the spirit of cooperation without waiving ICCG's right to contest the admissibility of any of these matters at hearing. Each response lists the person who provided information responsive to the question. When ICCG provides certain information sought by the request while objecting to the provision of information, they do so without prejudice to their objection in the interests of narrowing discovery disputes pursuant to P.U.C. PROC. R 22.144(d)(5). Pursuant to P.U.C. PROC. R 22.144(c)(2)(F), ICCG stipulates that their responses may be treated by all parties as if they were made under oath by the respective respondent.

II. Inspections.

If responsive documents are more than 100 pages but less than eight linear feet in length, the response will indicate that the attachment is VOLUMINOUS and, pursuant to P.U.C. PROC. R 22.144(h)(2), the attachment will be made available for inspection at Herrera & Boyle, PLLC, 816 Congress, Ste. 1250, Austin, Texas, 78701. If a response or the responsive documents are provided pursuant to the protective order in this docket, the response will indicate that it or the attachment is either CONFIDENTIAL or HIGHLY SENSITIVE as appropriate under the protective order. Highly sensitive responses will be made available for inspection at Herrera & Boyle, PLLC, 816 Congress, Ste. 1250, Austin, Texas, 78701, unless they form a part of a response that exceeds eight linear feet in length; then they will be available at their usual repository in accordance with the following paragraph. Please call in advance for an appointment to ensure that there is sufficient space to accommodate your inspection.

If responsive documents exceed eight linear feet in length, the response will indicate that the attachment is subject to the FREIGHT CAR DOCTRINE, and, pursuant to Commission Procedural Rule 22.144(h)(3), the attachment will be available for inspection at its usual repository, Herrera & Boyle, PLLC, 816 Congress, Ste. 1250, Austin, Texas, 78701, unless otherwise indicated. CCPC requests that parties wishing to inspect this material provide at least 48 hours' notice of their intent by contacting Herrera & Boyle, PLLC, 816 Congress, Ste. 1250, Austin, Texas, 78701; telephone number (512) 474-1492; fax number (512) 474-2507. Inspections will be scheduled to accommodate all requests with as little inconvenience to the requesting party and ICCG's operations as possible.

Respectfully submitted,

HERRERA & BOYLE, PLLC
816 Congress Avenue, Suite 1250
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(512) 474-1492
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By: 

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**ATTORNEYS FOR IONI CREEK
CONSERVATION GROUP**

CERTIFICATE OF SERVICE

I certify that I have served a copy of ICCG's Responses to Lone Star's First Set of Requests for Information upon Lone Star by fax and/or first class mail on this the 23rd day of August 2010.



CARRIE R. TOURNILLON

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Response of ICCG
To Lone Star Transmission, LLC's
First Request for Information

- 1. If you contend that Lone Star Transmission Project will affect seeps being used for domestic water supply, please answer the following questions:**
 - a. Provide your definition of "seeps" as used in this context.**
 - b. Provide a map that depicts the exact location of all "seeps" on all properties of all members of your group.**
 - c. Identify the domestic water supply source that the aforementioned seeps flow into or contribute too [sic].**
 - d. Produce a map depicting the location of the domestic water supply serving each of your members.**
 - e. Please describe fully all impacts you contend that the Lone Star Transmission Project will have on contamination of a domestic water supply, whether on your property or otherwise. Please produce all authorities, documents, analyses or studies relied upon in reaching such conclusions.**

Response:

The ICCG members are not contending that the proposed transmission line will definitely have a direct impact on their water supply. However, the Link Ranch's only domestic water is supplied by the Mountain Springs, and the Stuart Ranch's livestock water is supplied by seeps. The owners of these ranches have concerns over the possible impacts of the line on the seeps and springs, including but not limited to the water supply, aesthetics, and values and characteristics of the ranches.

- a. The ICCG members, as non-experts, have at times used the terms seeps and springs interchangeably and consider each to be water that travels under ground to either trickle out of the ground into a pool (seep) or collect underground and eventually emerge from below the surface at particular point (spring). Regarding the definition of springs, see also ICCG's response to Lone Star RFI 1-1(c) in which the Mountain Springs on the Link Ranch are described.

- b. Please see the attached map that marks with a red dot on the Link Ranch ("L") the general location of the Mountain Springs.

The seeps and springs on the Stuart Ranch are in the general area where the link HH of the proposed line crosses a steep limestone cliff that is about 80 feet above the surface of Ioni Creek. [There are about 30 seeps and springs on the Stuart Ranch of varying sizes.] An "X" on the attached map marks the general location of these seeps and springs.

- c. Mountain Springs is the name of the spring that provides the only domestic water supply source for the Link Ranch. Mountain Springs is located on the side of a hill at a mapped estimated elevation of 1470 feet above sea level. It is the collection point of a broad subsurface area flowing fresh water through subsurface formations or channels from an even or slightly higher elevation from the upper caprock area, being generally the areas north and west of the spring. The collection point itself is a hand dug, rock lined well that was built around the 1940's. It is only a few feet deep, and from this collection point, water is piped to the ranch housing and improvements for drinking and other domestic use. The Link Ranch has studied and geologically mapped this spring and watershed or source area since 1960, specifically for protection purposes. The proposed transmission line crosses this watershed or source area.

On the Stuart Ranch, the seeps and springs are a collection point in themselves for the livestock on the ranch.

- d. Please see the attached map for the location of the well on the Link Ranch. The red dot on the Link Ranch ("L") marks the location of the well and the general location of the Mountain Springs.
- e. Again, the ICCG members are not contending that the proposed transmission line will definitely impact their water supplies but have concerns over possible impacts of the line on the seeps and springs, including but not limited to the water supply, aesthetics, and values and characteristics of the ranches.

Information Provided by: ICCG members, with subparts b, c and d provided by only the Link Ranch and Stuart Ranch members of the ICCG

Response Prepared by: ICCG members, with subparts b, c and d prepared by only the Link Ranch and the Stuart Ranch members of the ICCG

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Response of ICCG
To Lone Star Transmission, LLC's
First Request for Information

- 2. For all direct testimony you file in this proceeding, please produce in their native format all attachments, exhibits and other documents appended to or filed in support of the direct testimony. This request includes but is not limited to all photographs, spreadsheets, diagrams, maps and graphs filed with or in support of the direct testimony.**

Response:

The only attachment is the map that was attached at MT-4. The pdf will be emailed to Lone Star and any other party so requests by emailing kmusgrove@herreraboylelaw.com.

Sponsoring witness: Mark Turnbough

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Response of ICCG
To Lone Star Transmission, LLC's
First Request for Information

3. **Please produce all workpapers of each witness filing direct testimony on your behalf in this proceeding. This includes, but is not limited to, all documents, tangible things, reports, models, or data compilations that have been provided to, reviewed by, or prepared by or for the witness in anticipation of testifying in this docket.**

Response:

None other than the map attached as MT-4. *See also*, ICCG's Response to Lone Star RFI 1-2.

Sponsoring witness: Mark Turnbough

Response prepared by: Mark Turnbough