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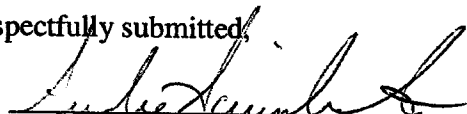
APPLICATION OF SHARYLAND § BEFORE THE STATE OFFICE
UTILITIES, L.P. TO AMEND ITS §
CERTIFICATE OF CONVENIENCE AND §
NECESSITY FOR THE HEREFORD TO §
WHITE DEER 345KV TRANSMISSION § OF
LINE (FORMERLY PANHANDLE AB TO §
PANHANDLE BA) IN ARMSTRONG, §
CARSON, DEAF SMITH, OLDHAM, §
POTTER AND RANDALL COUNTIES § ADMINISTRATIVE HEARINGS

**INTERVENOR'S FIRST SUPPLEMENTAL RESPONSE TO
STAFF'S FIRST REQUESTS FOR INFORMATION AND
FIRST REQUESTS FOR ADMISSION**

Johnson Land & Cattle, LLC, Intervenor in the above-styled proceeding (the "Intervenor"), files this First Supplemental Response to Commission Staff's First Requests for Information and First Requests for Admission, which was received on August 18, 2010.

Respectfully submitted,

By:

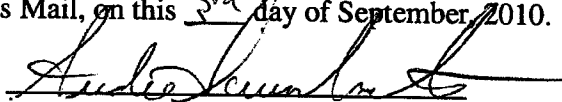

Audie Sciumbato, PhD
State Bar No. 24045069

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ATTORNEYS FOR INTERVENOR
JOHNSON LAND & CATTLE, LLC

CERTIFICATE OF SERVICE

I, Audie Sciumbato, certify that a copy of this document was served all parties of record by hand delivery, email, facsimile, and/or First Class Mail, on this 3rd day of September, 2010.



REQUESTS FOR INFORMATION

Staff-1-1 Do you have a habitable structure, as defined by P.U.C. SUBST. R. 25.101(a)(3), near one or more of the segments of the proposed transmission line? If so, describe the structure, identify the segment(s) and estimate how far the segments are from the habitable structure. P.U.C. SUBST. R. 25.101(a)(3) defines "habitable structures" as follows: "Structures normally inhabited by humans or intended to be inhabited by humans on a daily or regular basis. Habitable structures include, but are not limited to, single-family and multi-family dwellings and related structures, mobile homes, apartment buildings, commercial structures, industrial structures, business structures, churches, hospitals, nursing homes, and schools."

RESPONSE: This response was prepared by Audie Sciumbato under the direct supervision of Robert Leroy Johnson.

Yes. There are three (3) sets of houses and barns ("Homesteads") on Intervenor's property south of Highway 60. Two of the Homesteads are approximately one-half (½) of a mile from proposed Link A, one thousand (1000) feet from proposed Link F, and more than ½ of a mile from Link G. The third Homestead is more than ½ of a mile from Link A and Link G, and approximately six hundred (600) feet from the proposed Link F. The relation of the Homesteads to the preferred route of the proposed transmission line and other existing lines is demonstrated in Exhibit B.

Staff-1-2 Does one or more of the segments of the proposed transmission line cross your property? If so, identify the segments and any features including but not limited to a property line, pipeline, power line or road that the segments follow through your property.

RESPONSE: This response was prepared by Audie Sciumbato under the direct supervision of Robert Leroy Johnson.

Yes. Proposed Link A and proposed Link F appear to cross Intervenor's property south of Highway 60. Link A crosses irrigated land and does not seem to follow any features such as a property line, pipeline, power line, or road. Link F seems to follow an existing transmission line south of Highway 60. Link G crosses

Intervenor's property north of Highway 60 and appears to follow County Road DD.

Staff-1-3 Do any existing transmission or distribution lines cross your property? If so, please describe how and where they cross your property.

RESPONSE: This response was prepared by Audie Sciumbato under the direct supervision of Robert Leroy Johnson.

Yes. Various distribution lines exist south of Highway 60 and north of the proposed Link F to service the Homesteads (as defined in the Response to Staff-1-1 above). A transmission line currently exists along the route for proposed Link F and runs in a northeast/southwest fashion. A distribution line servicing three (3) irrigation wells exists on the north end of that portion of the property lying north of Highway 60. Another distribution line servicing two (2) wells and a nearby sprinkler runs along the west side of that portion of the property lying north of Highway 60. Please refer to the attached Exhibit B for the position of existing transmission lines. Link F evidently follows Existing Line A.

Staff-1-4 Are any existing transmission or distribution lines visible from your property? If so, please describe from where the lines are visible, approximately how far away the lines are located and how the current lines affect your property, if at all.

RESPONSE: This response was prepared by Audie Sciumbato under the direct supervision of Robert Leroy Johnson.

Yes. Existing transmission lines are visible south of Highway 60 and south of the Homesteads (as defined in the Response to Staff-1-1 above). The Existing Line A (which Link F purports to follow) is approximately one thousand (1,000) feet from two of the Homesteads. This line causes difficulties with common agricultural activities such as irrigation and weed control. Existing Line A is also problematic as an obstruction to implements and other equipment. Existing Line B, located approximately one and one-half (1 ½) miles south of the Homesteads, is visible from the property and runs in a northeast/southwest fashion. Lines also exist north of Highway 60, but are less problematic because they follow boundaries such as county roads.

Staff-1-5 Do you currently have any windmills located on your property? If so, please describe the location of the windmills and how many are located on your property.

RESPONSE: This response was prepared by Audie Sciumbato under the direct supervision of Robert Leroy Johnson.

No. There are no windmills located on the property.

Staff-1-6 Are you aware of any directly affected landowner that did not receive notice of the proposed transmission line project from Sharyland? If so, please identify the landowner and describe as best possible the location of the property affected. A directly affected landowner is any landowner from which Sharyland would need to obtain an easement or other property interest if it built the transmission line using one or more of the segments of the proposed transmission line, or whose land contains a habitable structure that is within 500 feet of the centerline of one or more of the segments of the proposed transmission line.

RESPONSE: This response was prepared by Audie Sciumbato under the direct supervision of Robert Leroy Johnson.

No. Intervenor is not aware of any directly affected landowner that did not receive notice of the proposed transmission line project.

Staff-1-7 Have you discussed any modifications to the proposed transmission line route on your property with a representative of Sharyland? If so, what were the modifications to the proposed route that you suggested and what was the response of Sharyland?

RESPONSE: This response was prepared by Audie Sciumbato under the direct supervision of Robert Leroy Johnson.

No. Intervenor has not discussed any modifications to the proposed transmission line route with Sharyland.

Staff-1-8 What are your specific concerns about the proposed transmission line?

RESPONSE: This response was prepared by Audie Sciumbato under the direct supervision of Robert Leroy Johnson.

Intervenor's specific concerns regarding the proposed transmission line center on that portion of the property that is south of Highway 60 and include the following:

- a) Encroachment onto and division of Intervenor's property, including irrigated farmland (*see Exhibit B*);
- b) Interference with placement and operation of existing and proposed center-pivot irrigation systems (*see Exhibit B*);
- c) Interference with installation and maintenance operations necessary for irrigation wells (*see Exhibit B*);
- d) Interference with weed-control operations and the aerial application of agrochemicals (*see Exhibit B*);
- e) Damages, disruption, and interference with livestock operations (*see Exhibit B*);
- f) Damages caused by the construction process, including but not limited to soil compaction, erosion, and disturbance of the soil profile; and
- g) Visual pollution/loss of aesthetic appeal and value.

Staff-1-9 Did you attend any open houses presented by Sharyland concerning this proposed transmission line? If so, when and where? Did you provide written comments to Sharyland at or after the open house? If so, please provide them.

RESPONSE: This response was prepared by Audie Sciumbato under the direct supervision of Robert Leroy Johnson.

Yes. Representatives of Intervenor attended an open house presented by Sharyland in Amarillo, Texas. Intervenor did not provide written comments to Sharyland at or after the open house, although a Sharyland representative noted

the representatives' oral comments regarding property boundaries and line locations.

Staff-1-10 Are your property boundaries for the property you own represented accurately on the maps provided by the Sharyland in its Application? If not, please explain any discrepancies and provide a modified Sharyland map or drawing to indicate the discrepancies. Online versions of the maps can be viewed at http://www.sharylandutilities.com/hereford_whitedeer.asp. In addition, Sharyland will provide hard copies of these maps at each location where its Application is available for public review (such locations are listed in Sharyland's notice) and will provide a hard copy to any upon request.

RESPONSE: This response was prepared by Audie Sciumbato under the direct supervision of Robert Leroy Johnson.

The Property boundaries appear to be represented accurately.

Staff-1-11 What is the primary use for your property and, in your opinion, will this use be impacted by the proposed transmission line?

RESPONSE: This response was prepared by Audie Sciumbato under the direct supervision of Robert Leroy Johnson.

Intervenor's primary use for the property is agronomic and livestock (stocker cattle) production. In Intervenor's opinion, the agronomic and livestock operations will be impacted by the proposed transmission line. (See response to Staff 1-8 above).

Staff-1-12 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: This response was prepared by Audie Sciumbato under the direct supervision of Robert Leroy Johnson.

Yes. This is productive farmland that has been improved through the addition of irrigation infrastructure including pipelines and center-pivot irrigation systems (see Exhibit B). Considerable amounts of time, labor, and money have been invested in the property.

Staff-1-13 Please identify all persons with an ownership interest in your property and describe the nature and amount of their interest.

RESPONSE: This response was prepared by Audie Sciumbato under the direct supervision of Robert Leroy Johnson.

Robert Leroy Johnson – 25% Owner

Ronald Wayne Johnson - 25% Owner

Gerald Lynn Johnson - 25% Owner

Ada Doris Johnson, - 25% Owner

Staff-1-14 If the transmission line is routed on your property, please identify specifically the location that you would prefer for the right-of-way of the line. Use a map to show the location. Online versions of the maps can be viewed at http://www.sharylandutilities.com/hereford_whitedeer.asp. In addition, Sharyland has provided hard copies of these maps at each location where its Application is available for public review (such locations are listed in Sharyland's notice) and will provide a hard copy to any upon request.

RESPONSE: This response was prepared by Audie Sciumbato under the direct supervision of Robert Leroy Johnson.

It is the position of Intervenor that the transmission line should not be located on Intervenor's property. However, if the line were located on Intervenor's property, Intervenor would prefer the location shown on the attached Exhibit A and Exhibit B. This answer is not intended to waive or otherwise concede Intervenor's original position in any way.

REQUESTS FOR ADMISSIONS

Staff RFA 1-1: Admit or deny that you do not own or reside in a habitable structure within 500 feet of the centerline of any proposed transmission line route in this docket.

RESPONSE: Admitted. Intervenor will supplement this Response if necessary.

Staff RFA 1-2: Admit or deny that the property boundaries for the property(ies) you own are accurately represented on the maps provided by the Sharyland.

RESPONSE: Admitted. Intervenor will supplement this Response if necessary.

Exhibit A

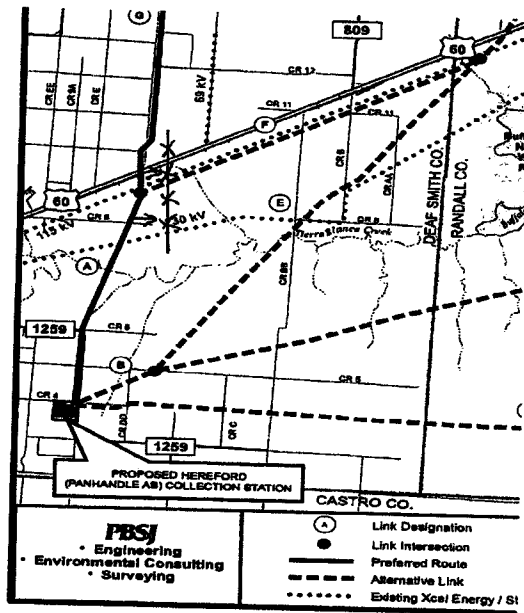


Exhibit B

