



Control Number: 38354



Item Number: 2034

Addendum StartPage: 0

SOAH DOCKET NO. 473-10-5546
PUC DOCKET NO. 38354

APPLICATION OF LCRA	§	BEFORE THE STATE OFFICE
TRANSMISSION SERVICES	§	
CORPORATION TO AMEND A	§	
CERTIFICATE OF CONVENIENCE	§	
AND NECESSITY FOR THE	§	
MCCAMEY D TO KENDALL TO	§	OF
GILLESPIE 345-KV CREZ	§	
TRANSMISSIONS LINE IN	§	
SCHLEICHER, SUTTON, MENARD,	§	
KIMBLE, MASON, GILLESPIE, KERR,	§	
AND KENDALL COUNTIES	§	ADMINISTRATIVE HEARINGS

**INTERVENOR VIRGINIA TALBOT'S ANSWERS TO COMMISSION STAFF'S
FIRST SET OF REQUESTS FOR INFORMATION
AND FIRST SET OF REQUESTS FOR ADMISSION TO INTERVENORS**

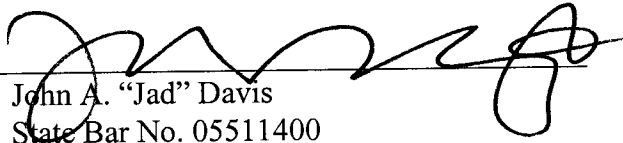
To: Public Utility Commission of Texas, by and through its counsel of record, Scottie C. Aplin,
1701 N. Congress Ave., P.O. Box 13326, Austin, Texas 78711-3326.

Pursuant to P. U. C. Proc. R. 22.144, Intervenor Virginia Talbot ("Talbot") makes and files these Answers to Commission Staff's First Set of Requests for Information and First Set of Requests for Admissions to Intervenor. These answers are necessarily based upon and limited to information that is currently known or reasonably obtainable and documents that could be located by a reasonable search. Investigation is continuing. Therefore, Talbot reserves the right to supplement or amend her answers, if appropriate.

Respectfully submitted,

DAVIS, GERALD & CREMER
A Professional Corporation
400 W. Illinois, Ste. 1400 (79701)
P.O. Box 2796
Midland, Texas 79702
(432) 687-0011
FAX (432) 687-1735

By: _____


John A. "Jad" Davis
State Bar No. 05511400

Jill C. Pennington
State Bar No. 24007825

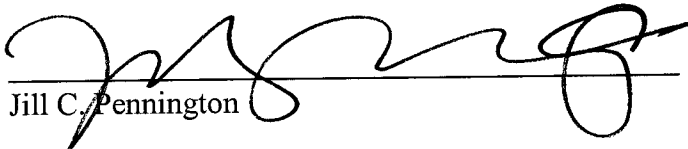
**ATTORNEYS FOR INTERVENOR VIRGINIA
TALBOT**

CERTIFICATE OF SERVICE

I certify that on this 9th day of September, 2010, a true and correct copy of the foregoing was delivered as follows:

VIA CERTIFIED MAIL, RRR

Mr. Scottie C. Aplin
Public Utility Commission of Texas
1701 N. Congress Ave.
PO Box 13326
Austin, TX 78711-3326


Jill C. Pennington

REQUESTS FOR INFORMATION

Staff-1-1 Do you have a habitable structure, as defined by P.U.C. SUBST. R. 2.101(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.B. 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 school".

ANSWER: Yes. I own a single-family dwelling on Hwy 16 S in Gillespie County. The proposed Alternative Route A11 would cross my property and appears to go over or near my home. This would destroy the value of my home.

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.

ANSWER: Yes. Alternative Route A11 crosses the center of my property. Preferred Route A9 appears to be on the west side of Nasse Lane. However, if the Preferred Route A9 is proposed for the east side of Nasse Lane, it will cross my property and destroy the driveway to my home.

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

ANSWER: No. We had the electrical distribution lines to our home buried for aesthetic reasons.

Staff-1-4 Are any existing transmission lines 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.

ANSWER: No.

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.

ANSWER: No.

Staff-1-6 Are you aware of any directly affected landowner that did not receive notice of the proposed transmission line project from LCRA TSC? 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 LCRA TSC 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.

ANSWER: No.

Staff-1-7 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?

ANSWER: No. I plan to contact the LCRA TSC representative to confirm that Preferred Route A9 is proposed for the west side of Nasse Lane.

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

ANSWER:

- 1. There is an unmarked grave located near Alternate Route A11 line.**
- 2. The Usener family cemetery is located near the proposed Preferred Route A9 (northwest corner of my property).**
- 3. Any transmission line will inhibit and/or destroy the Hill Country scenic views and diminish the aesthetics of the property.**
- 4. Property values of home and land would greatly decrease.**
- 5. The buzzing sound from Alternative Route A11 would greatly interfere with use and enjoyment of my home.**
- 6. Alternative Route A11 would diagonally split my home destroying market value.**
- 7. Possible health concerns caused by electromagnetic fields, etc.**

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

ANSWER: No.

Staff-1-10 Are your property boundaries for the property you own represented accurately on the maps provided by LCRA TSC in its Application at Attachment No. 3 (Sheets 1-28)? If not, please explain any discrepancies and provide a modified LCRA TSC map of drawing to indicate the discrepancies. (If you do not have a copy of the maps from the application, we would be happy to provide a copy of a portion of the map showing your property. If you wish for such a copy, please contact Bernice Cox directly at 512-93y-7271 (*sic*) or call 1-800-936-700 (*sic*) and ask for Bernice Cox at extension 6-7271.)

ANSWER: I did not receive a map from LCRA TSC which accurately reflects my property boundaries. I requested that Bernice Cox (LCRA TSC) send me an accurate map but have not received it as of the date of this response.

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? If so, please explain.

ANSWER: This primary use of my land is, of course, farming and grazing. The house and surrounding land are for family gatherings, celebrations, and reunions – a place to enjoy the beautiful view and tranquil county living. The proposed Alternate Route A11 slices through the center of my acreage, which would be visually intrusive and destroy the ambiance and scenic views from my home and property.

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.

ANSWER: Yes. For all the reasons I have previously stated in my answers to 1-8 and 1-11. The driveway to my home is located on the east side of Nasse Lane which will be encroached upon and/or destroyed depending on the location of the proposed transmission lines.

Staff-1-13 Please identify all persons with an ownership interest in your property.

ANSWER: Talbot Living Trust - Trustee, Virginia Talbot.

Staff-1-14 If the transmission line is routed on your property, please identify specifically the location that you would prefer to the right-of-way of the line. Use a map to show the location.

ANSWER: My preference is that no transmission line be routed on my property. Once I receive an accurate map from LCRA TSC, I will attempt to determine a preferred location, if any.

REQUESTS FOR ADMISSION

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.

ANSWER: Deny.

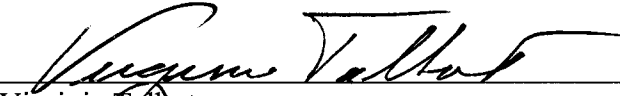
Staff RFA 1-2: Admit or deny that the property boundaries for the property(ies) you own are accurately represented on the maps provided by LCRA TSC in its Application at Attachment No. 3, Sheets 1-28.

ANSWER: Deny.

VERIFICATION

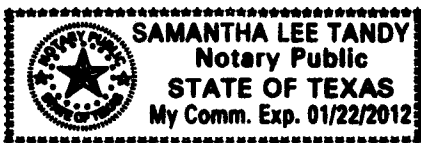
THE STATE OF TEXAS §
 §
COUNTY OF MIDLAND §

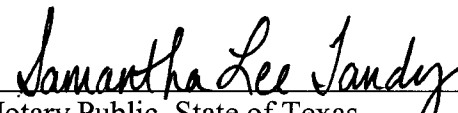
BEFORE ME, the undersigned authority, personally appeared Virginia Talbot, who, after first being duly sworn, stated that each and all of the foregoing answers to Intervenor Virginia Talbot's Answers to Commission Staff's Requests for Information are true and correct to her knowledge, information and belief.



Virginia Talbot

SUBSCRIBED AND SWORN TO BEFORE ME on this 9th day of September, 2010.





Notary Public, State of Texas