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Agarita Creek Farms LP

HERITAGE LIVESTOCK • SUSTAINABLE AGRICULTURE • FARM-STAY ACCOMMODATIONS



March 9, 2010

Chairman
Barry T. Smitherman
Public Utility Commission of Texas
1701 N. Congress Ave.
PO Box 13326
Austin, TX 78711-3326

Sara Morgenroth
Senior Regulatory Case Manager
Lower Colorado River Authority
P.O. Box 220-BTC151
Austin, Texas 78760-0220

Re: Case No. 37049; Kendall to Gillespie/Gillespie to Kendall

Dear Chairman Smitherman and Ms. Morgenroth:

Agarita Creek Farms LP maintains a website with the following url – <http://www.lcra-does-fbg.com>. The website launched in mid-February 2010, coincident with the LCRA open houses throughout the Hill Country.

Included within the website is an invitation to join in a petition with regard to route selection for the Kendall to Gillespie, Gillespie to Kendall routes, as well as with regard to certain global considerations. A copy of the text of the petition is attached as Exhibit A hereto. Neither the website, nor the petition were marketed via pay for click, advertisement, or any other means.

As of the close of business yesterday, twenty- three additional persons (not members of our household or related to us by blood or marriage) “signed” the petition through the website, indicating their agreement with the goals set forth in the petition. A true copy of the identifying information of those who have thus far joined in the petition is set forth in Exhibit B. The website and the petition are quite young, only recently became searchable through search engines, and have not been marketed. We believe that many more persons will indicate their agreement with the goals set forth in the petition in the coming weeks. In addition, we believe that many more persons who have not been exposed to the petition share in these core values.

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CLERK

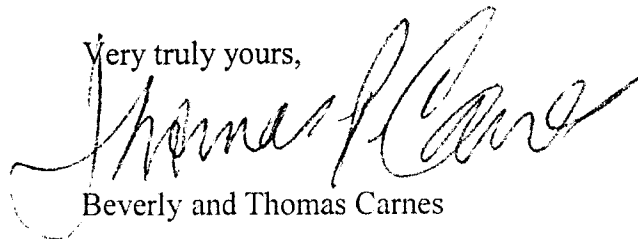
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Letter to Chairman Smitherman
and Ms. Morgenroth
March 9, 2010
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We hope that the LCRA and the PUC will consider the goals set forth in the petition. One of our hopes is that the LCRA and PUC will evaluate and consider the preferred routing of the Kendall to Gillespie and Gillespie to Kendall transmission utilizing A2 to c7 to b50b to b82 to p9 and beyond as an alternative to the other primary and preliminary routes between the Kendall and Gillespie stations.

As always, thank you for your consideration in this matter. Should you have any questions about this or any other matter, please do not hesitate to call me.

Very truly yours,

A handwritten signature in black ink, appearing to read "Thomas Carnes", written over the typed name.

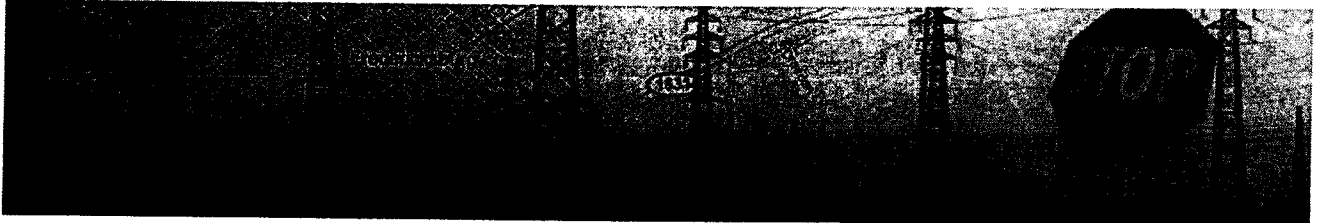
Beverly and Thomas Carnes

cc:

Public Utility Commission of Texas
Central Records

Lance Wenmohs
Corporate Services Siting & Certification Manager
Lower Colorado River Authority

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Petition

We urge the LCRA and the PUC to utilize the following approaches when evaluating routes and making other choices pertaining to the Kendall to Gillespie CREZ transmission line project:












With Regard to Routing:

1. Abandon the proposed A3/O4 routes, which would threaten scenic and as yet undeveloped portions of both Kendall and Gillespie Counties. Even though there are preexisting rights of way here, the size and scope of this project is incompatible with this area.
2. Abandon the proposed A5/O5 and A6/O2 routes through the Pedernales River Valley, with its historical farms, ranches, tourism based businesses, a planned school, and scenic routes utilized by residents and tourists alike.
3. Should an east-west route be needed south of Fredericksburg (due to other route choices), utilize existing rights of way north of the Pedernales River or Tivydale Rd./Friendship Ln. rather than the A5/O5 and A6/O2 routes through the Pedernales River Valley.
4. Embrace A2-to-c7-to-b50b-to-b82-to- P9 as the preferred route through Kendall and Gillespie Counties, as such routing will cause the least impact on Fredericksburg and Gillespie County overall.
5. Alternatively, utilize A2/O6 to A4/O3 route to move east to west, rather than A5/O5 and A6/O2.

With Regard to Impacts and Property Rights Generally:

1. Commit to impacting any landowner's land with only one directional route. Do not have lines traveling both predominantly north and south and east and west on the same property.
2. Commit to having only one (and not two or more) sets of transmission lines across any landowner's land.
3. Commit to moving across property at property lines of unrelated and divergent owners whenever possible.
4. Commit to utilizing monopoles rather than lattice structures universally or near universally, and burying power lines altogether when essential to protect scenic vistas.
5. Commit to avoid impacting scenic areas such as the Pedernales River, used by citizens and recreational tourist users alike, whenever possible.

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