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**SOAH DOCKET NO. 473-10-5919  
PUC DOCKET NO. 38484**

<b>APPLICATION OF WIND ENERGY</b>	§	<b>BEFORE THE STATE OFFICE</b>
<b>TRANSMISSION TEXAS, LLC</b>	§	
<b>(WETT) FOR A CERTIFICATE OF</b>	§	
<b>CONVENIENCE AND NECESSITY</b>	§	
<b>(CCN) FOR THE SCURRY COUNTY</b>	§	
<b>SOUTH – LONG DRAW – GRELTON -</b>	§	OF
<b>ODESSA 345-KV CREZ</b>	§	
<b>TRANSMISSION LINES IN SCURRY,</b>	§	
<b>MITCHELL, BORDEN, HOWARD,</b>	§	
<b>DAWSON, MARTIN, MIDLAND, AND</b>	§	
<b>ECTOR COUNTIES</b>	§	<b>ADMINISTRATIVE HEARINGS</b>

13:01:10  
10/10/31

**OX BOW RANCH, LTD.’S RESPONSE TO  
OBJECTION OF WIND ENERGY TRANSMISSION TEXAS, LLC AND MOTION TO  
STRIKE PORTIONS OF CERTAIN INTERVENOR PREFILED DIRECT TESTIMONY**

TO THE HONORABLE ADMINISTRATIVE LAW JUDGE:

COMES NOW Ox Bow Ranch, Ltd., and submits the following Response to Wind Energy Transmission Texas, LLC’s (“WETT”) Objections to Certain Intervenor Prefiled Testimony. The Procedural Schedule in this docket specifies that Responses to Objections are due on November 4, 2010; this Response is timely filed.

**I. Responses to Objections to Craig Hubbard’s Direct Testimony**

WETT filed an objection to one portion of Craig Hubbard’s (“Hubbard”) Direct Testimony, filed on behalf of Ox Bow Ranch, Ltd. (hereinafter, “Ox Bow”), on the grounds that a portion of Hubbard’s testimony regarding the impact of the transmission line on the value of the property is irrelevant.

Craig Hubbard is a cattleman. Currently, he serves as the Manager of the Ox Bow Ranch. The portion of Hubbard’s testimony that WETT objects to is, in fact, simply stating Hubbard’s concerns, as the Manager of this large Borden County ranch. Hubbard’s statement was simply

couched in his explanation of his concerns about the impact that the proposed line could have on the commercial cow/calf operation that he manages on the Ox Bow.

As Hubbard stated in his direct testimony, the commercial cow/calf operation is critical to the Ox Bow. And, at the very core of a viable cow/calf operation is the importance of the real property – and its suitability for cattle ranching. Ox Bow is very concerned about the physical impact that construction, maintenance, and operation of the proposed transmission line will have on the land that is at issue in this proceeding – the same land that serves as the main resource and input for its commercial activities. Hubbard’s testimony simply indicates that he opposes construction of the proposed line because of his concerns about how the proposed line will impact the cow/calf operation – and the commercial activities that depend on the viability of the real property at issue.

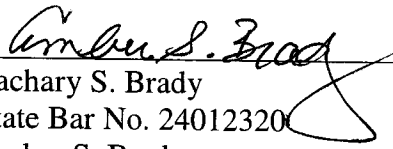
Therefore, because the portion of Craig Hubbard’s testimony that WETT has objected to was not offered in an attempt to address issues that are outside the scope of this proceeding, but rather, is offered to demonstrate the severe impact that the proposed transmission line could have on Ox Bow Ranch’s commercial activities that depend on the real estate at issue, WETT’s objections to Hubbard’s testimony should be overruled.

## **II. Prayer**

WHEREFORE, PREMISES CONSIDERED, Ox Bow Ranch, Ltd. requests that WETT’s objections to Craig Hubbard’s Testimony be overruled and that Ox Bow Ranch, Ltd. be granted all other relief to which it may show itself entitled.

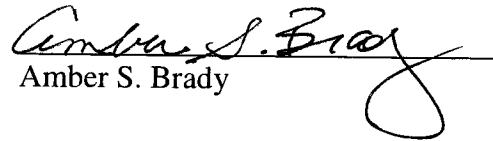
Respectfully submitted,

**ZS BRADY & CO.**

  
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**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing has been served on all parties of record, via facsimile, U.S. mail, or electronically on this 3rd day of November, 2010.

  
Amber S. Brady