



Control Number: 38597



Item Number: 2377

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**SOAH DOCKET NO. 473-11-0072  
PUC DOCKET NO. 38597**

**APPLICATION OF ONCOR ELECTRIC §  
DELIVERY COMPANY LLC TO §  
AMEND A CERTIFICATE OF §  
CONVENIENCE AND NECESSITY FOR §  
THE KRUM WEST TO ANNA 345-KV §  
CREZ TRANSMISSION LINE IN §  
COLLIN, COOKE, DENTON, AND §  
GRAYSON COUNTIES §**

**STATE OFFICE OF  
ADMINISTRATIVE HEARINGS**

2010 NOV 24 PM 2:47  
1001 11th St  
Austin, TX 78701

**FIRST REQUESTS FOR INFORMATION OF  
VENABLE ROYALTY, LTD. AND VENABLE ESTATE, LTD.  
TO WALTON ENTITIES**

Venable Royalty, Ltd. and Venable Estate, Ltd. ("Venable") request that you provide the following information and answer the following question(s) under oath. The question(s) should be answered in sufficient detail to fully present all of the relevant facts, within 10 days of receipt of these requests.

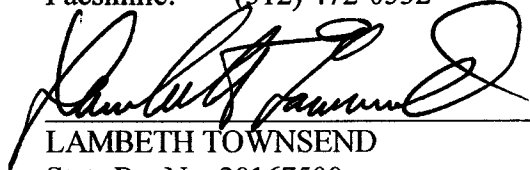
The Commission's Procedural Rules provide that these question(s) are continuing in nature, and if there is a relevant change in your answer after you submit it such that it is no longer complete or accurate, submit an amended answer, under oath, as a supplement to your original answer within five (5) working days of your discovery that such amendment is appropriate. The Commission's Procedural Rules require that you state the name of the witness or witnesses in this cause who will sponsor the answer to the question at the hearing and can vouch for the truth of the answer.

Provide your response to the undersigned counsel at the e-mail address listed below and submit an original and five copies of your answers to the questions to the Filing Clerk, Public Utility Commission of Texas, 1701 North Congress Avenue, Suite 8-110D, Austin, Texas 78701.

2377

Respectfully submitted,

LLOYD GOSSELINK  
ROCHELLE & TOWNSEND, P.C.  
816 Congress Avenue, Suite 1900  
Austin, Texas 78701  
Telephone: (512) 322-5800  
Facsimile: (512) 472-0532

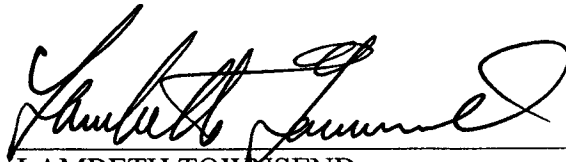
  
\_\_\_\_\_  
LAMBETH TOWNSEND  
State Bar No. 20167500

EILEEN MCPHEE  
State Bar No. 24060273

ATTORNEYS FOR VENABLE ROYALTY, LTD.  
AND VENABLE ESTATE, LTD.

**CERTIFICATE OF SERVICE**

I, Lambeth Townsend, attorney, certify that a true and correct copy of the foregoing document is being served in accordance with the orders of the Administrative Law Judge relating to service.

  
\_\_\_\_\_  
LAMBETH TOWNSEND

## **DEFINITIONS**

As used in the Requests for Information, the terms listed below have the following meanings:

“You” and “your” refers to Walton Entities (“Walton”), all members of Walton, all its directors, officers, employees, consultants, agents, and attorneys.

“Document” and “documents” as used herein in their broadest sense as set forth in Tex. R. Civ. P. 192.3(b), and specifically includes electronic or magnetic data as described in Rule 196.4. These words mean and include all written, printed, typed, recorded, or graphic matter of every kind and description, both original and copies, and all attachments and appendices. Without limiting the foregoing, the terms “Document” and “Documents” shall include all agreements, contracts, communications, correspondence, letters, opinion letters, telegrams, telexes, telefaxes, messages, memoranda, records, reports, books, summaries or other records of telephone conversations or interviews, summaries or other records of personal conversations or interviews, minutes, summaries, or other records of meetings and conferences, statements obtained from witnesses, summaries or other records of negotiations, other summaries, diaries, diary entries, calendars, appointment books, time records, instructions, work assignments, forecasts, progress reports, statistical data, statistical statements, financial statements, work sheets, work papers, drafts, graphs, charts, tables, accounts, analytical records, consultants’ and experts’ reports, appraisals, bulletins, notes, notices, marginal notations, notebooks, telephone records, bills, statements, records of obligation and expenditure, invoices, lists, journals, printouts, compilations, tabulations, analyses, studies, surveys, expense reports, microfilm, microfiche, tape or disc recordings, sound recordings, video recordings, film, tape, photographs, programs and data compilations from which information can be obtained (including matter used in data processing), and other printed, written, handwritten, typewritten, recorded, stenographic,

computer-generated, computer-stored, magnetically-stored, optically-stored, or electronically stored matter, however and by produced, prepared, reproduced, disseminated, or made. The words "Document" and "Documents" also include all copies of documents by whatever means made, except that where a document is produced, identical copies of it that do not contain any markings, additions, or deletions that are different from the original do not have to be separately produced.

The terms "identify" and "describe," when used in reference to facts, an event, or an allegation, means to include: (1) a detailed description of the facts, events, or allegation at issue; (2) the date or dates on which the facts or event occurred, or the time period involved in the events giving rise or relating to the allegation; and (3) the name, address, telephone number, and affiliation of all persons involved in the facts, event, or allegation.

"Oncor Project" shall refer to the proposed Krum West to Anna 345-kV Transmission Line Project as set forth in its Application to Amend a Certificate of Convenience and Necessity, filed in this docket on September 8, 2010 and as subsequently amended and supplemented.

"Walton" means the same as that term is used by Mr. Tim Terrill in his Direct Testimony.

### **INSTRUCTIONS**

Electronic or magnetic data shall be produced in its native computer readable format with an identification of its associated software application and computer system on CD-ROM's readable by PC computers. The data produced must contain an exact and complete image copy of the source hard drives, or other electronic or magnetic media or storage device containing the original data and include not only active files, but all deleted, erased or discarded copies, and prior versions or drafts of the data.

All duplicates or copies of documents are to be provided to the extent they have handwriting, additions, or deletions of any kind different from the original document being produced.

Please comply with PUC PROC. R. 22.72 (g)(2)(B), which per subsection (a) specifically applies to discovery responses, and which provides that: “All pages of the copy filed pursuant to this paragraph, starting with the first page of the table of contents, shall be consecutively numbered through the last page of the document, including attachments, if any.”

**FIRST REQUESTS FOR INFORMATION OF  
VENABLE ROYALTY, LTD. AND VENABLE ESTATE, LTD.  
TO WALTON ENTITIES**

- Venable-RFI 1-1**      Please refer to the Direct Testimony of Tim Terrill at p. 22, lines 23-26 to p. 23, lines 1-5. Provide a copy of the agreements that Walton entered into with owners and/or investors for each of the referenced "projects" that make each investor an owner of an undivided interest in fee.
- Venable-RFI 1-2**      Please refer to the Direct Testimony of Tim Terrill at p. 22, lines 23-26 to p. 23, lines 1-5. Given Walton's structure of each owner having an undivided interest in fee, describe in detail:
- a.      How Walton grants easements to provide utility services such as gas, water, and wastewater services within its developments.
  - b.      How Walton closes a land purchase without each owner in fee being present for each of the parcels shown on Exhibits B and D that indicate an anticipated closing date in November and December 2010?
  - c.      How Walton represents or acts on the behalf of the other fee owners to execute the contracts to purchase the land shown on Exhibits A, B, C, and D.
- Venable-RFI 1-3**      Has any prior, existing, or planned development or project in Canada or the United States in which Walton participated in any way been crossed by a transmission line (i.e., a line rated at 60-kV or higher)? If so, for each such development or project please provide:
- a.      a map depicting the development or project;
  - b.      the location of the transmission line(s) on the development or project maps;
  - c.      information identifying the owner of the transmission line(s); and
  - d.      whether the transmission line(s) was in place before or after Walton purchased, or became involved in, the development or project.
- Venable-RFI 1-3**      Please refer to the Direct Testimony of Tim Terrill at p. 20, line 1 to p. 21, line 2. Provide copies of the investment offering documents for the Grayson-Howe, Grayson-Collinsville, Elm Creek Ranch, and Kimberlin Heights projects.