



Control Number: 38825



Item Number: 221

Addendum StartPage: 0

SOAH DOCKET NO. 473-11-1266
PUC DOCKET NO. 38825

APPLICATION OF WIND ENERGY § BEFORE THE STATE OFFICE
TRANSMISSION TEXAS, LLC TO AMEND ITS §
CERTIFICATE OF CONVENIENCE AND §
AND NECESSITY FOR THE LONG DRAW TO § OF
SAND BLUFF, SAND BLUFF TO DIVIDE, AND §
SAND BLUFF TO BEARKAT 345-KV CREZ §
TRANSMISSION LINE IN BORDEN, COKE, §
GLASSCOCK, HOWARD, MITCHELL AND §
STERLING COUNTIES § ADMINISTRATIVE HEARINGS

2016-07-01 AM 11:01
PUC

**RESPONSE OF J.Q. FOSTER ESTATE TO COMMISSION STAFF' FIRST SET OF
REQUESTS FOR INFORMATION AND FIRST SET OF REQUESTS FOR
ADMISSIONS TO INTERVENORS**

TO: The Staff of the Public Utility Commission, by and through their attorney of record,
Scottie C. Aplin Public Utility Commission of Texas, 1701 N. Congress Avenue, P.O.
Box 13326, Austin, Texas 78711-3326; Facsimile Number (512) 936-7268.

_____ J.Q. Foster Estate _____ files his Responses to Commission Staff's
("Staffs") First Set of Requests for Information and First Set of Requests for Admissions. These
responses may be treated by all parties as if they were filed under oath.

Respectfully submitted,
J.Q. Foster Estate
101 U.S. Hwy 87 South
Sterling City, Texas 76951
Phone: 325-378-3981

CERTIFICATE OF SERVICE

This is to certify that on this 27th day of December 2010, a true and correct copy of the foregoing was served on Commission Staff, Scottie C. Aplin via regular mail.

Oneta Foster

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. 25101(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 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:

Yes, a house about .5 miles south of segment H7 and .6 miles west of segment J7.

Prepared by: J.Q. Foster Estate

Title: Intervenor

Compiled by: Gary Foster

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:

Yes, segments- F7, G7, H7, CV7, L7, M7, N7, O7, W7, V7, U7 and D7.

F7- along east side of the property line, G7- goes east & west through middle of pasture, H7- goes east & west through the middle of two pastures, J7- along east side of property line, CV7- goes along the south side of property line, L7- goes along the south side of property line, M7- goes along the south side of property line for 1 mile and 1 mile along a fence between two pastures, N7- goes 1 mile along a fence between two pastures, O7- goes north & south through middle of pasture along a private road, W7- goes through the middle of pasture, V7- goes south for .5 miles through middle of pasture then turns west for .25 mile through middle of pasture then for .75 miles along property line, D7- goes west along property line and Targa gas line for 2.75 miles, then turns south for .75 miles through middle of pasture, then turns southwest for 1.25 miles through middle of pasture and a 36" gas line.

Prepared by: J.Q. Foster Estate

Title: Intervenor

Compiled by: Gary Foster

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:

Yes, a distribution line running north and south for 3 miles, 1 mile west of segment J7. A transmission line on the south end of the property running east and west for 4 miles along segments CV7, L7, M7 and N7. A transmission line in the northwest section of the property running from the southwest corner to near the northeast corner.

Prepared by: J.Q. Foster Estate

Title: Intervenor

Compiled by: Gary Foster

Staff 1-4:

Are any existing transmission or distributions 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:

Yes, All the lines described above. No direct effect to the property but will explain the main effect in Staff-1-8.

Prepared by: J.Q. Foster Estate

Title: Intervenor

Compiled by: Gary Foster

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:

Yes, 5 windmills and 3 solar pumps. Two windmills are on segment H7, two windmills are 1 mile north of segment M7, one solar pump is on segment M7, one solar pump is .25 miles north of segment H7, one solar pump is .25 miles south of segment W7.

Prepared by: J.Q. Foster Estate

Title: Intervenor

Compiled by: Gary Foster

Staff 1-6:

Are you aware of any directly affected landowner that did not receive notice of the proposed transmission line project from WETT? 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 WETT 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:

No

Prepared by: J.Q. Foster Estate

Title: Intervenor

Compiled by: Gary Foster

Staff 1-7:

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

RESPONSE:

Yes, my son talked with Mr. Dennis Donley. He proposed to change the route as follows: going south on segment F7, farther south on segment J7, turning west on segment CV7, farther west on segment L7, farther west on segment M7, farther west on segment N7. He told him he knew that the line was going through me and told him that all the lines could stay on my property. I also proposed mono poles on this route. The response was very favorable. Mr. Donley said this proposal was doable.

Prepared by: J.Q. Foster Estate

Title: Intervenor

Compiled by: Gary Foster

Staff 1-8:

What are our specific concerns about the proposed transmission line?

RESPONSE:

I need the lines to follow property and fence lines because my brother flies a helicopter to gather livestock. It is very hazardous to fly in pastures that have a power line crossing the middle of the pasture. Livestock don't just travel the same direction of the line. When power lines are on the perimeter of the pasture, it is a lot safer. I would like to have mono poles because flying around them would be safer and because I raise sheep, they don't attract birds of prey like the lattice towers do. I beg you to consider this in your decision.

Prepared by: J.Q. Foster Estate

Title: Intervenor

Compiled by: Gary Foster

Staff 1-9:

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

RESPONSE:

No

Prepared by: J.Q. Foster Estate

Title: Intervenor

Compiled by: Gary Foster

Staff 1-10:

Are your property boundaries for the property you own represented accurately on the maps provided by WETT in its Application at Attachment No. 3 (Sheets 1-28)? If not, please explain any discrepancies and provide a modified Oncor map or drawing to indicate the discrepancies.

RESPONSE:

No, the maps I got from WETT did not have property lines on it. I did get a map off their web site.

Prepared by: J.Q. Foster Estate

Title: Intervenor

Compiled by: Gary Foster

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:

Agricultural, raise sheep and cattle. It will mainly be impacted by the answer given in Staff-1-8.

Prepared by: J.Q. Foster Estate

Title: Intervenor

Compiled by: Gary Foster

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:

Yes, the way the pastures are laid out, the lines should follow property and fence lines. Not through the middle of a pasture.

Prepared by: J.Q. Foster Estate

Title: Intervenor

Compiled by: Gary Foster

Staff 1-13:

Please identify all persons with an ownership interest in your property.

RESPONSE:

Gary Foster

Michael Foster

Pat Foster

J.Q. Foster Estate

Prepared by: J.Q. Foster Estate

Title: Intervenor

Compiled by: Gary Foster

Staff 1-14:

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

RESPONSE:

Along segments F7, J7, CV7, L7, M7 and N7.

Prepared by: J.Q. Foster Estate

Title: Intervenor

Compiled by: Gary Foster

**COMMISSION STAFF'S SECOND SET OF
REQUESTS FOR ADMISSIONS TO INTERVENORS**

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:

I admit that I do not.

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 WETT in its Application at Attachment No. 3, Sheets 1-28).

RESPONSE:

I will admit because the maps I found on their web site did show property lines.

