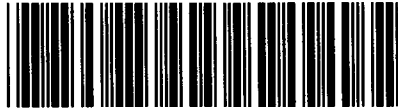




Control Number: 41606



Item Number: 1096

Addendum StartPage: 0

**CURTIS & BOSWELL, L.L.P.**  
ATTORNEYS AT LAW  
515 EAST HARRISON - SUITE A  
HARLINGEN, TEXAS 78550

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\*Board Certified-Civil Trial Law  
Texas Board of Legal Specialization

2013 NOV -8 AM 9:15  
PUBLIC UTILITY COMMISSION  
FILING CLERK  
P.O. BOX 2644  
HARLINGEN, TEXAS 78551  
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FAX (956) 428-9283  
E-MAIL tcurtis@southtexlaw.com  
cboswell@southtexlaw.com

November 7, 2013

Public Utility Commission of Texas  
Central Records  
Attn: Filing Clerk  
1701 N. Congress Avenue  
P.O. Box 13326  
Austin, TX 78711-3326

Via: FedEx

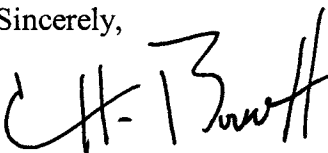
RE: SOAH Docket No. 473-13-5207  
PUC Docket No. 41606  
Direct Testimony for:  
Margarito & Maria Martinez

Dear Sirs:

Enclosed are thirteen (13) copies of Margarito & Maria Martinez' Direct Testimony regarding the docket numbers referenced above pursuant to Public Utility Commission procedural Rules § 22.71. Please file these documents with the others of this matter.

Thank you for your assistance in having these filed before 3 p.m. on November 8, 2013.

Sincerely,

  
Chris Boswell

CB/pm  
Enclosures

SOAH DOCKET NO. 473-13-5207  
PUC DOCKET NO. 41606

JOINT APPLICATION OF	§	BEFORE THE STATE OFFICE
ELECTRIC TRANSMISSION TEXAS,	§	
LLC AND SHARYLAND UTILITIES,	§	
L.P. TO AMEND THEIR	§	
CERTIFICATES OF CONVENIENCE	§	OF
AND NECESSITY FOR THE	§	
PROPOSED NORTH EDINBURG TO	§	
LOMA ALTA DOUBLE-CIRCUIT 345	§	
KV TRANSMISSION LINE IN	§	
HIDALGO AND CAMERON	§	
COUNTIES, TEXAS	§	ADMINISTRATIVE HEARINGS

---

DIRECT TESTIMONY

*of*

MARGARITO & MARIA MARTINEZ

**SOAH DOCKET NO. 473-13-5207  
PUC DOCKET NO. 41606**

<b>JOINT APPLICATION OF</b>	§	<b>BEFORE THE STATE OFFICE</b>
<b>ELECTRIC TRANSMISSION TEXAS,</b>	§	
<b>LLC AND SHARYLAND UTILITIES,</b>	§	
<b>L.P. TO AMEND THEIR</b>	§	
<b>CERTIFICATES OF CONVENIENCE</b>	§	<b>OF</b>
<b>AND NECESSITY FOR THE</b>	§	
<b>PROPOSED NORTH EDINBURG TO</b>	§	
<b>LOMA ALTA DOUBLE-CIRCUIT 345</b>	§	
<b>KV TRANSMISSION LINE IN</b>	§	
<b>HIDALGO AND CAMERON</b>	§	
<b>COUNTIES, TEXAS</b>	§	<b>ADMINISTRATIVE HEARINGS</b>

**DIRECT TESTIMONY OF INTERVENORS**  
**MARGARITO AND MARIA MARTINEZ**

Intervenors, Margarito and Maria Martinez file this Direct Testimony, which is attached.

Margarito and Maria Martinez stipulate that this Direct Testimony can be treated by all parties as if the answers were filed under oath.

**1. INTRODUCTION**

**QUESTION: PLEASE STATE YOUR NAME AND CURRENT ADDRESS FOR THE RECORD**

**ANSWER:** Margarito and Maria Martinez  
3573 State Highway 186 West  
Raymondville, Texas 78580

**QUESTION: ARE YOU AN INTERVENOR IN SOAH DOCKET NO. 473-13-5207 AND PUC DOCKET NO. 41606 AND ON WHOSE BEHALF ARE YOU TESTIFYING?**

**ANSWER:** Yes.

**QUESTION: HAVE YOU EVER TESTIFIED IN A PUBLIC UTILITY COMMISSION OF TEXAS ("PUC" OR "COMMISSION" )PROCEEDING?**

**ANSWER:** No, we have not.

QUESTION: BRIEFLY DESCRIBE YOUR OCCUPATION EDUCATIONAL AND WORK HISTORIES.

ANSWER: Supervisor of farm labor workers since 1962.

QUESTION: WHERE IS YOUR PROPERTY LOCATED?

ANSWER: Our property is located along Highway 509 near Hudson Road in Cameron County. The legal description is San Benito Land and Water Company Blk 155, SW Acres.

QUESTION: HOW LONG HAVE YOU OWNED THE PROPERTY?

ANSWER: 1985 to present.

QUESTION: ARE YOU FAMILIAR WITH THIS AREA OF SOUTH TEXAS?

ANSWER: Yes, we were raised in the Valley and lived in the Valley most of our adult lives.

## **II. PURPOSE AND SCOPE OF TESTIMONY**

QUESTION: WHAT IS THE PURPOSE AND SCOPE OF YOUR TESTIMONY?

ANSWER: The purpose of my testimony is to (a) describe our property, (b) describe the impact of the proposed transmission line on our property, and ( c) voice my opposition to certain links and routes.

QUESTION: IS THE INFORMATION CONTAINED IN YOUR TESTIMONY TRUE AND CORRECT AND BASED UPON YOUR KNOWLEDGE.

ANSWER: Yes

## **III. DESCRIPTION OF PROPERTY AND THE LINE'S IMPACT**

QUESTION: ARE THERE ANY HABITABLE STRUCTURES ON THE PROPERTY?

ANSWER: No.

QUESTION: PLEASE DESCRIBE YOUR PROPERTY'S TERRAIN AND ITS ECOLOGICAL OR BIOLOGICAL FEATURES.

ANSWER:  
It is farmland.

QUESTION: PLEASE DESCRIBE YOUR PROPERTY'S CURRENT USES, INCLUDING BRIEFLY DESCRIBING ANY RANCH OPERATIONS.

ANSWER: The acreage is being farmed with various crops.

QUESTION: WOULD THE LINKS THAT MIGHT IMPACT YOUR PROPERTY RUN ALONG ANY BOUNDARY LINES OF YOUR PROPERTY?

ANSWER: Yes, Link 259 and 260 would cut through the property along Hwy 509.

QUESTION: HOW WOULD A 345 KV ELECTRIC TRANSMISSION LINE IMPACT YOUR PROPERTY AND ITS OPERATIONS?

ANSWER: The property will be practically unusable as either farmland or future development after the construction of such a transmission line. The line would hamper aerial spraying for raising crops and reduce property values.

QUESTION: WOULD YOU HAVE TO REGULARLY DRIVE UNDER THE TRANSMISSION LINE IF INSTALLED ON YOUR PROPERTY?

ANSWER: Yes.

QUESTION: IS THERE ANYTHING ELSE YOU WOULD LIKE THE ADMINISTRATIVE LAW JUDGE AND THE PUBLIC UTILITY COMMISSION TO CONSIDER IN THIS PROCEEDING?

ANSWER: Links 259 and 260 are too close to the heavily populated areas of Harlingen and San Benito and in particular to Harlingen's hospitals and growing medical center.

QUESTION: HOW WOULD YOU SUMMARIZE YOUR POSITION IN THIS PROCEEDING?

ANSWER: We oppose ETT/SHARYLAND's Links 259 and 260.

QUESTION: HOW WOULD YOU SUMMARIZE YOUR POSITION IN THIS PROCEEDING REGARDING ETT/SHARYLAND'S RECOMMENDED ROUTE 32 AND THE PROPOSED ALTERNATIVE ROUTES?

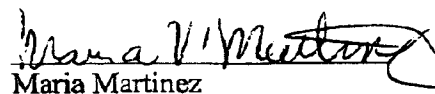
ANSWER: There is no route on our properties that would not significantly degrade its overall value to the community. We oppose any route going west from the North Edinburg Substation, including 32. We Support the "Rhodes Alliance Route" or a "Modified Supplemental Alternative Route 3S" going east from the North Edinburg Substation, although we would prefer a Route that would avoid Link 308. Alternative Route 3S includes the following links which we do not oppose and can support: 219, 226, 233, 235, 256, 258, 265, 286, 285, 272, 269, 268, 267, 273, 308, 321, 322, 327, 328, 335, 340, 341.

QUESTION: DOES THIS CONCLUDE YOUR TESTIMONY?

ANSWER: Yes.

Respectfully submitted,

  
Margarito Martinez

  
Maria Martinez

# AFFIDAVIT OF MARIA MARTINEZ

STATE OF FLORIDA

§

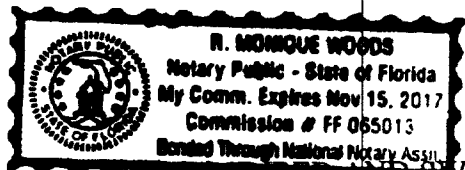
COUNTY OF Dade

§

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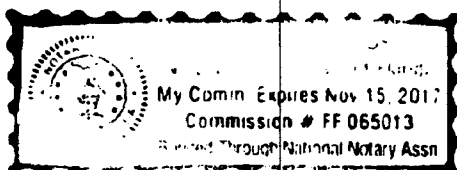
Before me, the undersigned authority, on this day personally appeared the person know by me to be Maria Martinez, who, after being sworn by me, stated as follows:

1. My name is Maria Martinez, I am over eighteen years of age, am of sound mind and competent to make this Affidavit. I have personal knowledge of every statement contained in this Affidavit, and every statement contained herein is true and correct and based on my own personal knowledge.
2. I make this Affidavit in support of my testimony on behalf of Margarito and Maria Martinez. Attached hereto and made a part hereof for all purposes is my Direct Testimony, which has been prepared in written form in SOAH Docket No. 473-13-5207, Docket No. 41606.
3. I hereby swear and affirm that my answers contained in the testimony are true and correct.



Maria V. Martinez  
Maria Martinez

SUBSCRIBED AND SWORN to before me on this the 7<sup>th</sup> day of November, 2013 to certify which witness my hand and seal of office.



R. Monique Woods  
Notary Public

## CERTIFICATE OF SERVICE

This is to certify that on the 7<sup>th</sup> day of November, 2013 a true and correct copy of the foregoing document was sent to be filed with the Public Utility Commission of Texas. This document will not be served on other parties except by electronic filing in this docket.

Chris Boswell  
Chris Boswell



**AFFIDAVIT OF MARGARITO MARTINEZ****STATE OF FLORIDA**

§

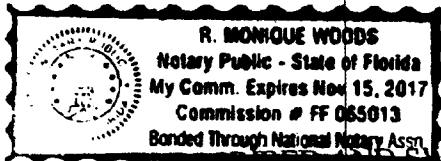
**COUNTY OF**Dade

§

§

Before me, the undersigned authority, on this day personally appeared the person know by me to be Margarito Martinez, who, after being sworn by me, stated as follows:

1. My name is Margarito Martinez, I am over eighteen years of age, am of sound mind and competent to make this Affidavit. I have personal knowledge of every statement contained in this Affidavit, and every statement contained herein is true and correct and based on my own personal knowledge.
2. I make this Affidavit in support of my testimony on behalf of Margarito and Maria Martinez. Attached hereto and made a part hereof for all purposes is my Direct Testimony, which has been prepared in written form in SOAH Docket No. 473-13-5207, Docket No. 41606.
3. I hereby swear and affirm that my answers contained in the testimony are true and correct.

Margarito Martinez  
Margarito Martinez

SUBSCRIBED AND SWORN to before me on this the 7th day of November, 2013 to certify which witness my hand and seal of office.

R Monique Woods  
Notary Public**CERTIFICATE OF SERVICE**

This is to certify that on the 7th day of November, 2013 a true and correct copy of the foregoing document was sent to be filed with the Public Utility Commission of Texas. This document will not be served on other parties except by electronic filing in this docket.

Chris Boswell  
Chris Boswell