



Control Number: 41606



Item Number: 1097

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2013 NOV -8 AM 9:14  
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November 7, 2013

Public Utility Commission of Texas  
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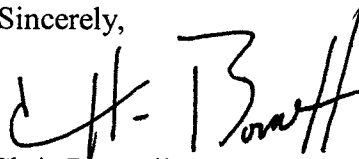
RE: SOAH Docket No. 473-13-5207  
PUC Docket No. 41606  
Direct Testimony for:  
Thomas E. & Martha McLemore

Dear Sirs:

Enclosed are thirteen (13) copies of Thomas E. & Martha McLemore's Direct Testimony on the docket numbers referenced above pursuant to Public Utility Commission procedural Rules § 22.71. Please file these documents with 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

1097

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

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DIRECT TESTIMONY

*of*

THOMAS E. & MARTHA McLEMORE

**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  
THOMAS E. and MARTHA McLEMORE**

Intervenors, **THOMAS E. and MARTHA McLEMORE** file this Direct Testimony, which is attached. **THOMAS E. and MARTHA McLEMORE** 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:** Thomas E. and Martha McLemore  
16268 Jimenez Road  
San Benito, Texas 78586

**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, we are testifying for us and our family's behalf.

**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: Project Manager at Harlingen Irrigation District, farmer in Harlingen, graduated high school and trained in electronics in the Navy prior to beginning farming. Raise hay and livestock on present location.

QUESTION: WHERE IS YOUR PROPERTY LOCATED?

ANSWER: The property is on Jimenez Road and has a legal description of Joahn A. Hill, Part Blk 26 and 27.

QUESTION: HOW LONG HAVE YOU OWNED THE PROPERTY?

ANSWER: Less than one year.

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

ANSWER: Yes, we were raised in the Valley, raised our families here and farmed this area. We have deep family farming roots.

## **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, ( c) voice our opposition to certain links and routes.

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

QUESTION: ARE THERE ANY HABITABLE STRUCTURES ON THE PROPERTY?

ANSWER: Yes  
1 house  
2 workshop buildings

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

ANSWER: The property has many different varieties of mature trees and wildlife including owls, chachalacas, rabbits, hummingbirds and other bird species and is also used for the production of hay and livestock.

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

ANSWER: The property is being developed as a bed and breakfast. The area is widely known throughout the United States for its birding and many out door recreational opportunities. Our site is perfect for hosting the many eco-tourists and special events for which people would like to use nature as a backdrop. We also produce quality hay for the horse market and livestock.

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

ANSWER: Yes.

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

ANSWER: It would absolutely ruin the use of our property as a bed and breakfast and eco-tourism destination. We have made a lifetime investment in the property.

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

ANSWER: Yes, to access the property.

QUESTION: IF THE TRANSMISSION LINE IS BUILT ON YOUR PROPERTY, DO YOU HAVE ANY OTHER CONCERNS?

ANSWER: We would be concerned about our safety and health since this is our primary residence.

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

ANSWER: Link 244 is too close to the heavily populated areas of the City of Harlingen and especially its medical centers and hospitals.

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

ANSWER: We oppose ETT/SHARYLAND's proposed routes using Link 244.

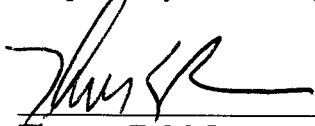
QUESTION: HOW WOULD YOU SUMMARIZE YOUR POSITION IN THIS PROCEEDING REGARDING ETT/SHARYLAND'S RECOMMENDED ROUTE 32 AND THE PROPOSED ALTERNATIVE ROUTES?

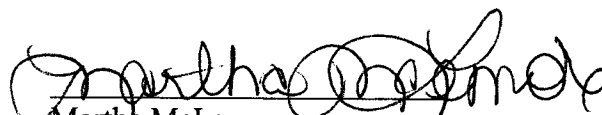
ANSWER: There is no route on our properties that would not significantly degrade its overall value to the community. We oppose any route going west from the North Edinburg Substation, including 32. We Support the "Rhodes Alliance Route" or a "Modified Supplemental Alternative Route 3S" going east from 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,

  
Thomas E. McLemore

  
Martha McLemore

# AFFIDAVIT OF THOMAS E. McLEMORE

STATE OF TEXAS

§

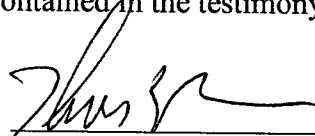
COUNTY OF CAMERON

§

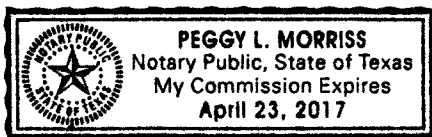
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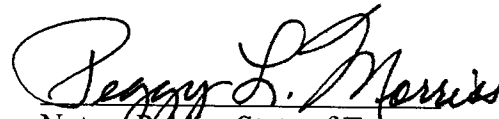
Before me, the undersigned authority, on this day personally appeared the person know by me to be Thomas E. McLemore, who, after being sworn by me, stated as follows:

1. My name is Thomas E. McLemore, 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 Thomas E. And Martha McLemore. 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.

  
Thomas E. McLemore

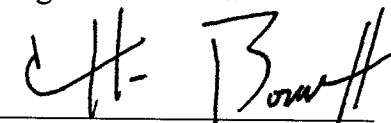
SUBSCRIBED AND SWORN to before me on this the 7th day of November, 2013 to certify which witness my hand and seal of office.



  
Notary Public- State of Texas

## 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



## AFFIDAVIT OF MARTHA McLEMORE

STATE OF TEXAS

§

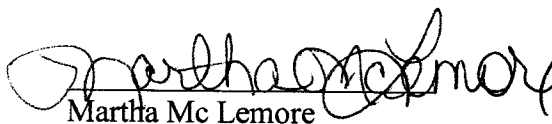
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COUNTY OF CAMERON

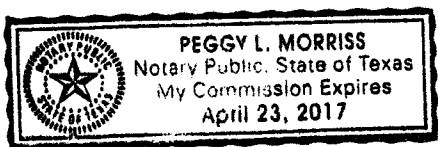
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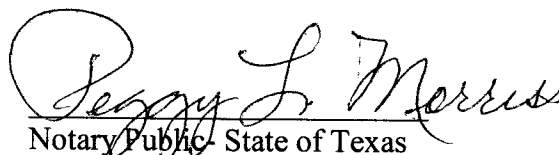
Before me, the undersigned authority, on this day personally appeared the person know by me to be Martha McLemore, who, after being sworn by me, stated as follows:

1. My name is Martha McLemore, 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 Martha McLemore. 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.

  
Martha Mc Lemore

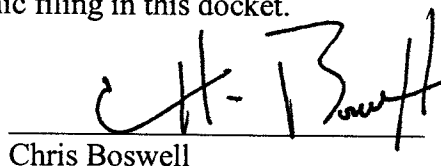
SUBSCRIBED AND SWORN to before me on this the 7<sup>th</sup> day of November, 2013 to certify which witness my hand and seal of office.



  
Notary Public, State of Texas

## CERTIFICATE OF SERVICE

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Chris Boswell