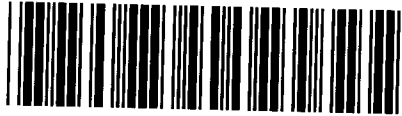


Control Number: 45624



Item Number: 287

Addendum StartPage: 0

SOAH DOCKET NO. 473-16-2751

PUC DOCKET NO. 45624 2016 MAY -2 AM 9:46

RECEIVED

PUBLIC UTILITY COMMISSION  
FILING CLERK

APPLICATION OF THE CITY OF	*	BEFORE THE STATE OFFICE
GARLAND TO AMEND A	*	
CERTIFICATE OF CONVENIENCE	*	
AND NECESSITY FOR THE RUSK TO	*	OF
PANOLA DOUBLE-CIRCUIT 345-KV	*	
TRANSMISSION LINE IN RUSK AND	*	
PANOLA COUNTIES	*	ADMINISTRATIVE HEARINGS

### REQUEST FOR REINSTATEMENT

Larry Fields, intervenor, and movant herein, pursuant to SOAH Order No. 5, would show the court the following:

#### I.

Attached hereto and incorporated for all purposes is Exhibit A, which is a photo copy of a file marked deed showing ownership of the property in the name of Larry W. Fields. Said deed being recorded at Vol. 1868 Page 747, Official Public Records of Panola County, Texas. Also attached hereto as Exhibit B, is a file marked copy of a deed recorded at Vol 933 page 573, Deed Records of Panola County, Texas, showing ownership as of August 18, 1994 to be in the name of Clive Wayne Fields. This land is part of the land in question on segment 30 of the proposed route. The attached deed marked Exhibit A specifically references the deed marked as Exhibit B.

#### II.

On April 20, 2016, Intervenor, Larry Fields provided the City of Garland through their attorney of record a filed marked copy of a deed showing ownership of the property in which the intervention was filed on to be in the name of Larry Fields.

COPY 287

III.

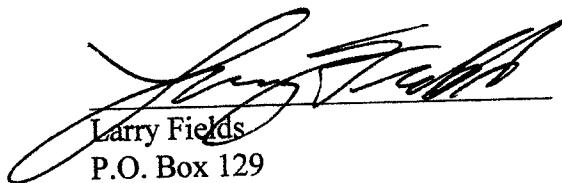
On April 21, 2016, Intervenor, Larry Fields received an email stating that additional information was needed. They needed a copy of the deed attached herein and marked as Exhibit B. See attached email from Kerry McGrath, attorney for City of Garland, which is attached herein as Exhibit C and incorporated herein for all purposes. Before movant was able to respond, the court entered SOAH Order No. 5.

IV.

Intervenor, Larry Fields, shows the court he is a directly affected landowner by the proposed transmission line project.

Larry Fields prays that this court grant this motion for Request for Reinstatement and for such other relief as Intervenor may be entitled.

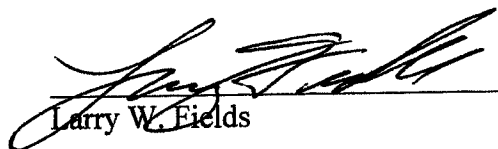
Respectively Submitted,

A handwritten signature in black ink, appearing to read "Larry Fields", is written over a horizontal line.

Larry Fields  
P.O. Box 129  
Carthage, Texas 75633  
Phone: 903-693-8888  
Fax: 903-693-9009

**CERTIFICATE OF SERVICE**

I certify that a true and correct copy of this document was served by electronic mail, facsimile, hand-delivery, overnight delivery, or First Class U.S. Mail on all required parties of record in this proceeding on April 29, 2016

  
Larry W. Fields

**General Warranty Gift Deed**

**Date:** January 5, 2016

**Grantor:** CLIVE WAYNE FIELDS; and LUCILLE FIELDS

**Grantor's Mailing Address:**

3299 FM 699  
Carthage, Texas 75633  
Panola County

**Grantee:** LARRY W. FIELDS

**Grantee's Mailing Address:**

P. O. Box 129  
Carthage, Texas 75633  
Panola County

**Consideration:**

Love of, and affection for, Grantee.

**Property (including any improvements):**

All that tract or parcel of land situated in Panola County, Texas, originally a part of the C. O. Baldwin called 300 acre tract of land, and more particularly described in a deed from Rosina Elizabeth Baldwin, Individually; as Independent Executrix of the Estate of Clarence Oswald Baldwin, Jr.; and as Trustee of the Baldwin Revocable Living Trust, to Clive Wayne Fields, dated August 18, 1994, and recorded at Volume 993, Page 753, Deed Records, Panola County, Texas.

**Reservations from Conveyance:**

None

**Exceptions to Conveyance and Warranty:**

Validly existing easements, rights-of-way, and prescriptive rights, whether of record or not; all presently recorded and validly existing instruments, other than conveyances of the surface fee estate, that affect the Property; and taxes for 2016, which Grantee assumes and

Exhibit A

agrees to pay, and subsequent assessments for that and prior years due to change in land usage, ownership, or both, the payment of which Grantee assumes.

Grantor, for the Consideration and subject to the Reservations from Conveyance and the Exceptions to Conveyance and Warranty, grants, gives, and conveys to Grantee the Property, together with all and singular the rights and appurtenances thereto in any way belonging, to have and to hold it to Grantee and Grantee's heirs, successors, and assigns forever. Grantor binds Grantor and Grantor's heirs and successors to warrant and forever defend all and singular the Property to Grantee and Grantee's heirs, successors, and assigns against every person whomsoever lawfully claiming or to claim the same or any part thereof, except as to the Reservations from Conveyance and the Exceptions to Conveyance and Warranty.

Grantor grants and conveys the Property to Grantee as separate property.

When the context requires, singular nouns and pronouns include the plural.

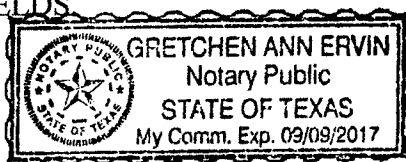
Clive Wayne Fields  
CLIVE WAYNE FIELDS

Lucille Fields  
LUCILLE FIELDS

STATE OF TEXAS )

COUNTY OF PANOLA )

This instrument was acknowledged before me on January 5, 2016, by CLIVE WAYNE FIELDS

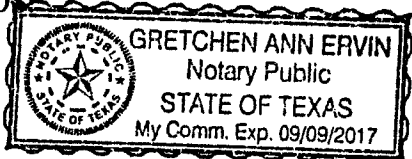


Gretchen Ervin  
Notary Public, State of Texas  
My commission expires: 09-09-2017

STATE OF TEXAS )

COUNTY OF PANOLA )

This instrument was acknowledged before me on January 5, 2016, by LUCILLE FIELDS



Gretchen Ervin  
Notary Public, State of Texas  
My commission expires: 09-09-2017

AFTER RECORDING RETURN TO:  
LARRY W. FIELDS  
P. O. Box 129  
Carthage, Texas 75633

Doc Bk Vol Pg  
195845 OR 1868 749

STATE OF TEXAS COUNTY OF PANOLA  
I hereby certify that this instrument was filed on  
the date and time stamped hereon by me and  
was duly recorded in the volume and page of the  
named records of PANOLA County, Texas as stamped  
hereon by me. OFFICIAL PUBLIC RECORDS

FILED FOR RECORD

Apr 20, 2016 03:01P

Bobbie Davis, COUNTY CLERK  
PANOLA COUNTY, TEXAS

Apr 20, 2016 03:01P

Bobbie Davis, COUNTY CLERK  
BY: Teresa Endsley, Deputy  
PANOLA COUNTY, TEXAS

**DEED RECORDS 573**  
**VOL 933, PAGE, \_\_\_\_\_**

CASH WARRANTY DEED

23171

Date: August 18, 1994

Grantor: ROSINA ELIZABETH BALDWIN, Individually, as Independent  
Executrix of the Estate of Clarence Oswald Baldwin, Jr.  
and as Trustee of the Baldwin Revocable Living Trust

Grantor's Mailing Address (including county):

ROSINA ELIZABETH BALDWIN  
Rt. 2  
Tenaha, Texas 75974  
Panola County

Grantee: CLIVE WAYNE FIELDS

Grantee's Mailing Address (including County):

CLIVE WAYNE FIELDS  
Rt. 2 Box 186  
Carthage, Texas 75633  
Panola County

Consideration: TEN AND NO/100 DOLLARS and other good and valuable  
consideration.

Property (including any improvements):

All that certain tract or parcel of land situated in Panola  
County, Texas, a part of the C. O. Baldwin, called 300 acre  
tract of land described in a deed from LOUISE H. SHOLMIRE  
and husband, E. D. SHOLMIRE; ALLIECE H. SMITH and husband,  
SETH SMITH; DAN HOOKER; FLOY H. BOUSMAN and husband, L. C.  
BOUSMAN; and CHARLES HOOKER; being described as follows:  
BEGINNING at the South West corner of the George Gillaspie  
Survey and on the James Tippet Survey East line; Thence  
North 65 degrees, East to the edge of the State Farm to  
Market road 699 right of way, a distance of approximately  
430 feet; THENCE, along said right of way in a North  
Westerly direction, a distance of approximately 625 vrs. to  
a point in the South West line of the C. O. Baldwin, called  
300 acre tract; Thence, South, 65 degrees, West,  
approximately 30 feet to corner; Thence, South 30 degrees,  
625 vrs. to the place of beginning, containing  
approximately 6 acres of land, more or less.

Reservations From and Exceptions to Conveyance and Warranty:

Easements, rights-of-way, and prescriptive rights, whether of  
record or not; all presently recorded instruments, other than liens

CASH WARRANTY DEED - PAGE 1

Exhibit B



and conveyances, that affect the property; taxes for the current year, the payment of which Grantee assumes.

Grantor, for the consideration, receipt of which is acknowledged, and subject to the reservations from and exceptions to conveyance and warranty, grants, sells and conveys to Grantee the property, together with all and singular the rights and appurtenances thereto in any wise belonging, to have and hold it to Grantee, Grantee's heirs, executor, administrators, successors or assigns forever. Grantor's heirs, executors, administrators and successors are hereby bound to warrant and forever defend all and singular the property to Grantee and Grantee's heirs, executors, administrators, successors and assigns against every person whomsoever lawfully claiming or to claim the same or any part thereof, except as to the reservations from and exceptions to conveyance and warranty.

The purpose and intent of this Deed is to convey all of that portion land located on the Westerly side of State Farm to Market road 699 and being a part of the C. O. Baldwin tract of land recorded in volume 458, page 128 of the Real Property Records of Panola County, Texas.

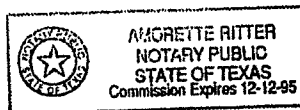
When the context requires, singular nouns and pronouns include the plural.

Rosina Elizabeth Baldwin  
ROSINA ELIZABETH BALDWIN

## ACKNOWLEDGMENT

## STATE OF TEXAS

This instrument was acknowledged before me on August 18, 1994, by ROSINA ELIZABETH BALDWIN.



Annette Ritter  
Notary Public, State of Texas  
Notary's Printed Name: Annette Ritter  
My Commission Expires: 12-12-95

## AFTER RECORDING RETURN TO:

CLIVE W. FIELDS  
Rt. 2 Box 186  
Carthage, Texas 75633

✓ FILED FOR RECORD  
IN MY OFFICE

AT 9:30 O'CLOCK 9 M.

CASH WARRANTY DEED - PAGE 2

AUG 23 1994

5.00

5.00

1.00

11.00

SUE GRAFTON  
COUNTY CLERK, PANOLA COUNTY, TEXAS  
BY Clara Jones DEPUTY

RECORDED \_\_\_\_\_ O'CLOCK \_\_\_\_\_ M. ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_ 1994

SUE GRAFTON, COUNTY CLERK, P. C. T. Sue Grafton

## Larry Fields

---

**From:** Kerry McGrath <kmcgrath@dwmrlaw.com>  
**Sent:** Friday, April 22, 2016 10:29 AM  
**To:** Larry Fields  
**Subject:** General Warranty Gift Deed  
**Attachments:** Larry Fields deed.pdf

Larry,

I ran the deed you provided to me (copy attached) past people who understand this better than I do, and got the following response:

The deed that was provided does not provide any information as to where the property is located so I don't think we have the information necessary to withdraw the objection. In order to verify if he is an affected land owner we would need to see the deed referenced in this deed that describes the location of the property (Volume 993, Page 753).

Sorry to be difficult. Do you have anything else that ties you to the property on Garland's proposed route? Please feel free to call if you would like to discuss.

Thanks,  
Kerry McGrath  
512/495-8836

Exhibit C