

W. JEFFREY SCOTT, PSC

W. Jeffrey Scott
Brandon Michael Music
Will Jared Matthews*
**Admitted in Ohio*

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Grayson, Kentucky 41143

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e-mail - wjscott@windstream.net

August 23, 2013

Jeff R. Derouen
Executive Director
Public Service Commission
211 Sower Boulevard
P.O. Box 615
Frankfort, KY 40602-0615

RECEIVED

AUG 26 2013

PUBLIC SERVICE
COMMISSION

Re: Case No. 2012-00224

Dear Mr. Derouen:

Enclosed please find and accept for filing the original and ten copies of the Response to Commission Staff's August 6, 2013 Post Hearing Data Request of Grayson Rural Electric Cooperative.

Copies of this Response are being served upon the parties of record.

Yours truly,

W. Jeffrey Scott

WJS/sk
Enclosures

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

RECEIVED

AUG 9 6 2013

PUBLIC SERVICE
COMMISSION

In the Matter of:

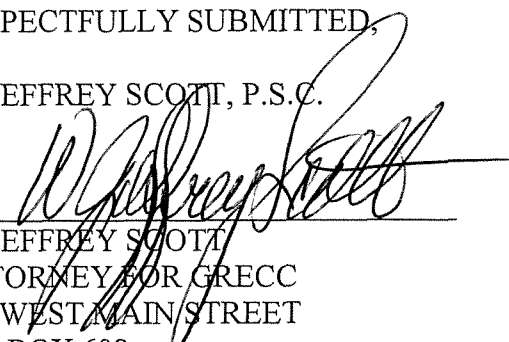
THE PETITION AND COMPLAINT OF KENTUCKY)
POWER COMPANY FOR A DECLARATION OF ITS)
EXCLUSIVE RIGHT PURSUANT TO KRS 278.018(1))
TO SERVE THOSE PORTIONS OF THE SAND GAP) CASE NO.
ESTATES IN GREENUP COUNTY, KENTUCKY) 2012-00224
LYING WITHIN ITS CERTIFIED TERRITORY IN)
LIEU OF GRAYSON RURAL ELECTRIC)
COOPERATIVE CORPORATION,)

GRAYSON RURAL ELECTRIC COOPERATIVE CORPORATION'S RESPONSES
TO COMMISSION STAFF'S AUGUST 6, 2013 POST HEARING DATA REQUESTS

RESPECTFULLY SUBMITTED,

W. JEFFREY SCOTT, P.S.C.

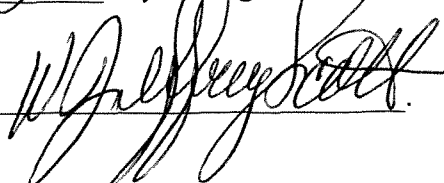
BY:


W. JEFFREY SCOTT
ATTORNEY FOR GRECC
311 WEST MAIN STREET
P.O. BOX 608
GRAYSON, KY 41143
(606) 474-5194

This is to certify that the foregoing document has been served upon the parties by mailing a true and correct copy of same to:

Hon. Mark Overstreet
Hon. R. Benjamin Crittenden
Stites & Harbison PLLC
421 West Main Street
P.O. Box 634
Frankfort, KY 40602-0634

This 23rd day of August, 2013.



VERIFICATION

The undersigned, Carol Ann Fraley, being duly sworn, deposes and says she is the President and CEO of Grayson Rural Electric Cooperative Corporation, that she has personal knowledge of the matters set forth in the foregoing data requests and the information contained herein is true and correct to the best of her information, knowledge, and belief.

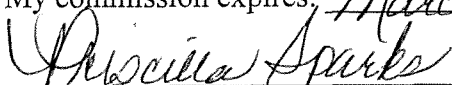


CAROL ANN FRALEY

STATE OF KENTUCKY

COUNTY OF CARTER

Subscribed and sworn to before me by **CAROL ANN FRALEY** this 23rd day of August, 2013.

My commission expires: March 22, 2017


NOTARY PUBLIC, KENTUCKY STATE AT LARGE

Notary ID # 306930



GRAYSON RURAL ELECTRIC COOPERATIVE CORPORATION

REQUEST

The Commission Staff has requested the cost of extension of service from the last pole that Grayson Rural Electric had in the area to the Sand Gap subdivision.

ANSWER:

- (a) Nine (9) poles were installed with 5,850 feet of line at a cost of \$39,640.76.
- (b) From that point of extension of line to the Terry residence, one of the residences in question, and extension of line utilizing six (6) poles and 5,037 feet of line was utilized at a cost of \$28,879.04. \$633.08 was charged in addition for underground service.
- (c) The cost of extension of the line to the John Akers residence, the other residence in question is \$5,491.08. In addition \$427.50 was charged for underground service.



Kentucky PSC Case No. 2012-00224
Commission Staff's Post Hearing Data Request
Dated August 6, 2013
Item No. 2

GRAYSON RURAL ELECTRIC COOPERATIVE CORPORATION

REQUEST

What is the cost of retiring the service should same become necessary based upon a decision of the Commission that may require same?

ANSWER: The cost to retire the poles and wire would be \$37,639.60. In addition, the Co-op incurred an additional expense initially of \$4,098.99 because of a need to replace a bad pole from which the takeoff point originated.



GRAYSON RURAL ELECTRIC COOPERATIVE CORPORATION

REQUEST

Is there a plat from Addington Resources of the Sand Gap subdivision?

ANSWER: Attached hereto are copies of a Right-of-Way Easement from Addington Land Company to Grayson Rural Electric for the Sand Gap Subdivision, copies of a chain of title listing showing the derivation of the title from Franklin Real Estate Company, a company formerly owned by Kentucky Power, to Addington Enterprises, Inc., a Power of Attorney from Addington Land Company, Inc., to Doug Moore, a copy of a Plat of Sand Gap Estates Subdivision accompanying the Right-of-Way Grant to Grayson Rural Electric Cooperative Corporation, and a June 10, 2005, letter from Addington Land Company to Grayson Rural Electric Cooperative Corporation enclosing the maps for the right-of-way.

New York
Sand Gap Estates

Work Order Number _____

RIGHT OF WAY EASEMENT

KNOW ALL MEN BY THESE PRESENT That the undersigned _____
Addington Land Company LLC

(unmarried) (husband and wife) for a good and valuable consideration, the receipt whereof is hereby acknowledged, does hereby grant unto (GRAYSON RURAL ELECTRIC COOPERATIVE CORPORATION) whose post office address is 109 Bagby Park, Grayson, Kentucky 41143, and to its successors or assigns, the right to enter upon the lands of the undersigned situated in County of Greenup State of Kentucky, and more particularly described as follows:

A tract of land approximately 4.5 acres in area located 10 miles from the town of Aravillite and bounded by the lands owned by Paul Miller, Decker Sand Gap Church, and Addington Land Company LLC

Being the same (or part of the same) property conveyed by _____
Addington Enterprises Inc.

to Addington Land Company LLC

by deed dated 11-25-97 and recorded in Deed Book 457/156 page 186/208
in the office of the clerk of the Greenup County Court, Greenup

and to construct, maintain and extend on the above described lands an electric distribution line; to cut and trim trees and shrubbery to the extent necessary to safely and properly maintain a 40 foot right-of-way.

The undersigned agree that all poles, wires and other facilities, including any main service entrance equipment, installed on the above described lands, at the Cooperative's expense, shall remain, the property of the Cooperative, removable at the option of the Cooperative upon termination of service to or on said lands.

It is further understood that, whenever necessary, words used in this instrument in the singular shall be construed to read in the plural and the words used in the masculine gender shall be construed to read in the feminine.

SIGNED This 14th day of July, 2005
[Signature]

State of Kentucky,
County of Carter Sect:--
I, Percy Skyles, Notary Public in and for the county and state aforesaid, do hereby certify that the foregoing instrument of writing from Addington Land Company LLC

to (GRAYSON RURAL ELECTRIC COOPERATIVE CORPORATION) was on this day produced to me and signed and acknowledged by them to be them act and deed for the purposes therein contained and the same together with this certificate is hereby certified to the proper office for record.

My commission expires 12th day of Nov., 2007
Witness my hand and official seal this 14th day of June, 2005

[Signature]
Notary Public in and for Carter Co., KY.
State of Ky

Addington Land Company LLC
Chain of Title
Franklin Realty Land
Greenup County

| <u>Item</u> | <u>Date</u> | <u>DB</u> | <u>Page</u> |
|---|-------------------------|------------|-------------|
| Franklin Real Estate Company conveyed to Armm Land Company | 6/7/84 | 342 | 208 |
| Armm Land Company Merged into Highland Leasing Inc. Name change to Addington Inc. | 10/31/85 | | |
| Addington Inc. Conveyed to Addwest Mining Inc. | 1/13/94 | | |
| Addwest Mining Inc. Merged into Addington Enterprises Inc. | 11/2/95 | | |
| Addington Enterprises Inc. Conveyed to Addington Land Company LLC Corrective deed | 11/7/1997 11/25/1997 | 455 456 | 286 208 |

SandGap Grayson RECC Right of Way includes only portions of Parcels K6-19(Elmer Rayburn tract), K6-18(W.H. Miller tract), K6-17 & 18(Ted Wright tract), L6-16(Minnie E. Thompson tract 2), L6-1, K6-14, K6-13(Earl Jarvis tract), L5-132(Kelly C. Oliver tract) as shown on SandGap Estates Subdivision Exhibit "A" Map.

My
copy
500 Ashland
Dr.
Ash 41101

BOOK 0066 PAGE 489
POWER OF ATTORNEY

BOOK D648

PAGE 084

ADDINGTON LAND CO., LLC

RECEIVED

TO

2001 NOV 13 P 3 18

DOUG MOORE

HUGH R. McDAVID
CLERK

DATED: 3/21/00

BY *[Signature]* D.C.

EXPIRES: INDEFINITE

KNOW ALL MEN BY THESE PRESENTS: That Addington Land Co., LLC, a limited liability company organized and existing under the laws of the Commonwealth of Kentucky (the "Company"), acting by and through Larry Addington, its duly authorized President, has and does hereby appoint Doug Moore its true and lawful Attorney-in-Fact with power and authority for, on behalf of, and in the name of the Company during the period hereinafter specified, and subject to the restrictions and limitations set forth in this Power to execute and deliver in the ordinary and regular course of the Company's business, deeds, leases, easements, renewals thereof, or amendments or supplements thereto, certificates or other instruments directly related to such deeds, leases, easements, renewals, amendments or supplements required to be filed with any local, state or federal government agency directly related to the Company's coal mining operations, road building, or land business functions.

The Attorney herein appointed shall be authorized to act hereunder from the date hereof only so long as such Attorney shall remain an employee of Addington Land Co., LLC, or until such earlier time as this instrument has been revoked, annulled, rescinded or set aside by an instrument of revocation filed with the Secretary of the Company, whichever first occurs.

IN WITNESS WHEREOF, the Company has caused this Power of Attorney to be executed on its behalf, and its seal to be hereunto affixed and attested in the County of Boyd, Commonwealth of Kentucky, as of the day and year first above written, by the undersigned, Larry Addington, duly authorized President of the Company.

ADDINGTON LAND CO., LLC

BY: *[Signature]*
Larry Addington, President

DOCUMENT NO: 507070
RECORDED ON: NOVEMBER 01, 2001 11:30 AM
TOTAL FEES: \$12.00
COUNTY CLERK: MARLINE SELINE
DEPUTY CLERK: TERESA CHAMILL
BOOK D648 PAGES 84 - 84

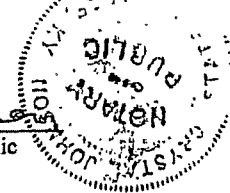
Commonwealth of Kentucky
County of Boyd

Subscribed and sworn to before me by Larry Addington, President of Addington Land Co., LLC this 21st day of March, 2000.

My commission expires 6/10/02.

DOCUMENT NO: 137815
RECORDED ON: OCTOBER 02, 2001 09:49:52AM
TOTAL FEES: \$12.00
COUNTY CLERK: DONALD L. DAVIDSON
DEPUTY CLERK: JOAN BURNETT
BOOK 489 PAGES 682 - 682

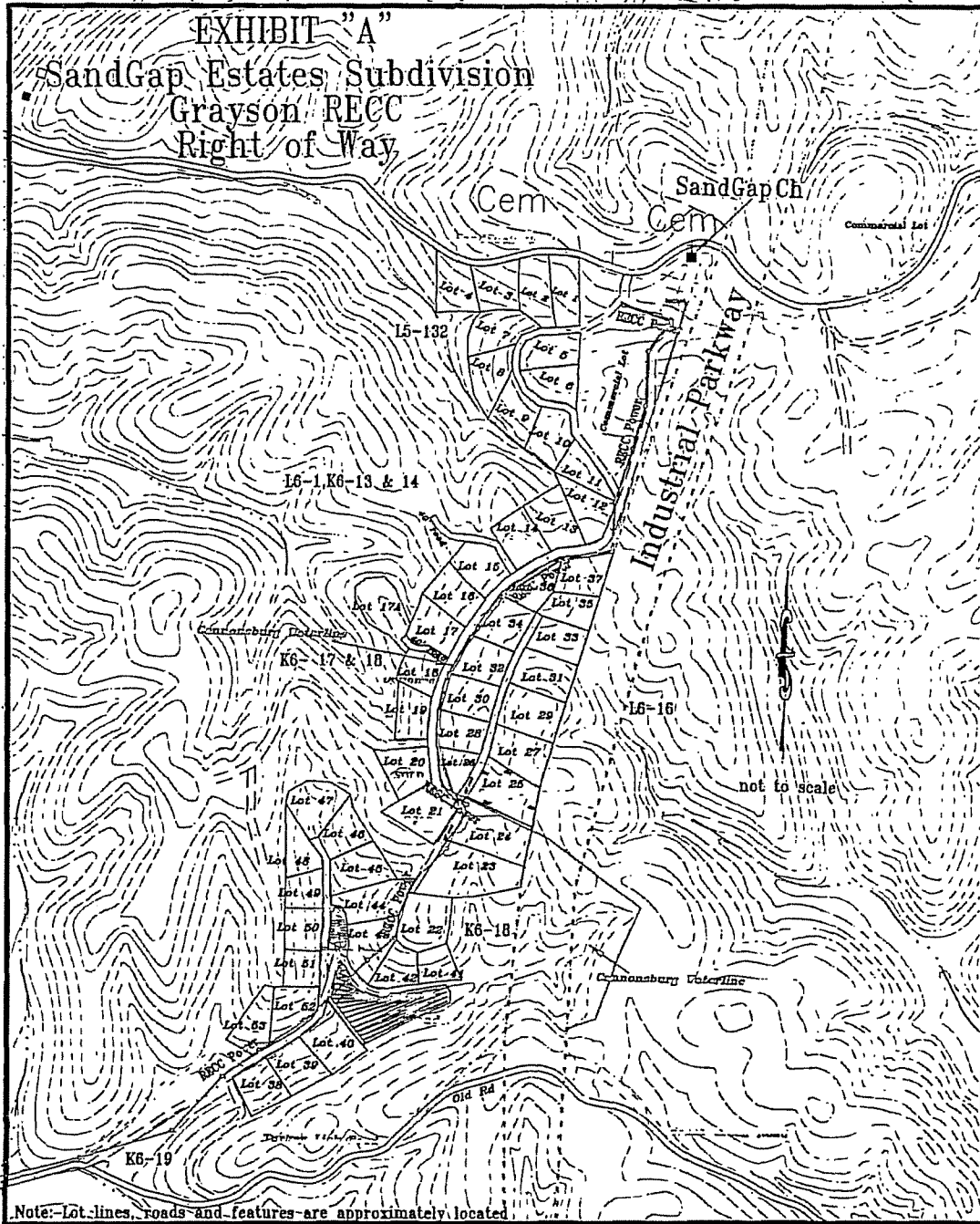
[Signature]
Crystal Johnson, Notary Public



STATE OF KENTUCKY, COUNTY OF BOYD
I, Hugh R. McDavid, Clerk of the County and State aforesaid, certify that the foregoing PA was on the 13 day of Nov 2001 logged for record, whereupon the same with the foregoing and this certificate have been duly recorded in my office in Book 489 Page 489 Given under my hand, this 13 day of Nov 2001

BOOK 489

PAGE 682





*Addington Land Company LLC
1500 North Big Run Road
Ashland, Kentucky 41102*

Grayson Rural Electric Coop Corp.
109 Bagby Park
Grayson, Kentucky 41143
ATTN: Ron Evans

June 10, 2005

RE: SandGap Estates
Electric Line Right of Way

Dear Ron;

Enclosed you will find two (2) Exhibit Maps that could be used for the power line right of way for the SandGap Estates Subdivision. You could add this map to a standard right of way agreement and it should be ready to sign.

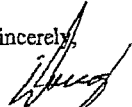
You can also reference Addington Parcel numbers K6-19, K6-18, K6-17, K6-16, K6-15, K6-14, L6-1, L6-132 and L6-132A. Your line will traverse through portions of each of these parcels.

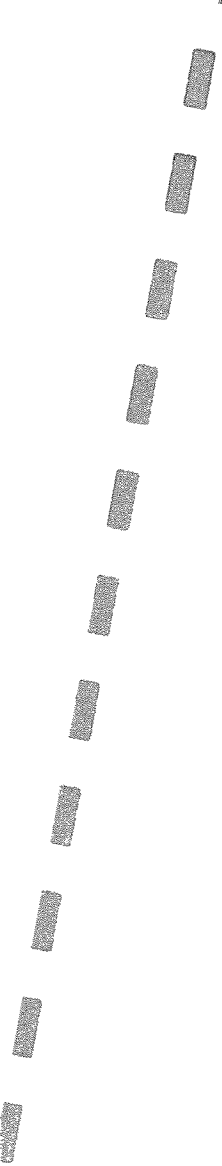
Let me know when the Right of Way Agreement is ready to sign and I'll run by.

If you have any questions please call my cell 606-923-3649.

Thanks

Sincerely,


Doug D. Moore, P.E./L.S.
Addington Land Company LLC
Property Manager



GRAYSON RURAL ELECTRIC COOPERATIVE CORPORATION

REQUEST

Is there a map on file with the Kentucky Department of Revenue relating to the Utility Gross Receipts License Tax with respect to the disputed area?

ANSWER: Grayson Rural Electric Cooperative Corporation has no knowledge of any filing of maps relating to this Gross Receipts License Tax for this particular area.

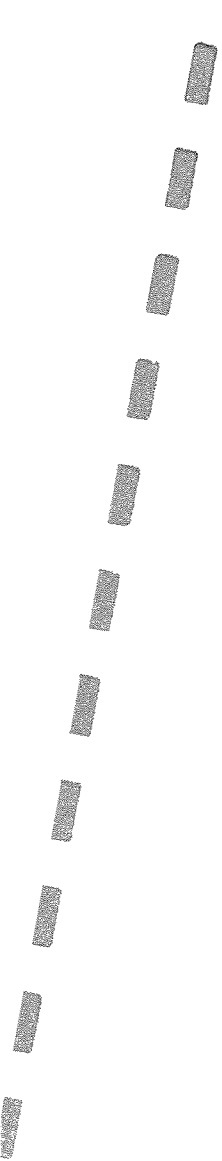


GRAYSON RURAL ELECTRIC COOPERATIVE CORPORATION

REQUEST

Is there a Rural Utility Service requirement concerning the sale of co-op assets that would affect these facilities in the instant case?

ANSWER: Grayson Rural Electric Cooperative Corporation believes that it would have to notify RUS, however, there is non-restriction against retiring these assets and receiving payment.



GRAYSON RURAL ELECTRIC COOPERATIVE CORPORATION

REQUEST

Are there any GPS maps of the disputed area?

ANSWER: None that Grayson Rural Electric has in their possession.