

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF KENTUCKY RSA #11, INC. )  
FOR A CERTIFICATE OF PUBLIC CONVENIENCE )  
AND NECESSITY TO CONSTRUCT A CELL SITE )  
ON THE SOUTH SIDE OF HOG JOWL MOUNTAIN, ) CASE NO.  
WEST OF PLEASANT VIEW AND I-75, AND ) 97-006  
NORTH OF WOLF CREEK ROAD (HIGHWAY 628) )  
IN SOUTHERN WHITLEY COUNTY, KENTUCKY )  
(SAXTON CELL SITE) )

O R D E R

The Commission has received the attached letter from Wesley R. Tipton on behalf of his client, Joe Patrick, regarding the proposed cellular telecommunications facility to be located approximately one mile north of Highway 628 (Wolf Creek Road), west of the community of Pleasant View and I-75 and northwest of the community of Saxton in southern Whitley County, Kentucky.

IT IS THEREFORE ORDERED that:

1. Kentucky RSA #11, Inc. ("Kentucky RSA #11") shall respond to Mr. Patrick's concerns by certified letter, within 10 days of the date of this Order.
2. Kentucky RSA #11 shall file a copy of the certified letter and dated receipt, within 7 days of the date on the receipt.

Done at Frankfort, Kentucky, this 29th day of January, 1997.

ATTEST:

PUBLIC SERVICE COMMISSION

  
\_\_\_\_\_  
Executive Director

  
\_\_\_\_\_  
For the Commission

TIPTON AND TIPTON RECEIVED

Attorneys At Law

P.O. BOX 1284  
404 EAST CENTER STREET  
CORBIN, KENTUCKY 40702

JAN 24 1997

WESLEY R. TIPTON  
JEFFERY R. TIPTON

PUBLIC SERVICE COMMISSION (606) 528-1166  
FAX (606) 528-1184

January 23, 1997

*Dotson*

Executive Director's Office  
Public Service Commission of Kentucky  
730 Schenkel Lane  
P.O. Box 615  
Frankfort, KY 40602

RE: My Client: Joe Patrick  
Proposed Tower Owner: United  
States Cellular  
Case No. 97-006  
Whitley County, Kentucky

To Whom It May Concern:

The undersigned attorney represents Joe Patrick and has been asked by Mr. Patrick to lodge this objection to construction of the radio tower on the property owned by Fate and Melinda Cox on Wolfe Creek Road in Whitley County, Kentucky. The undersigned owns adjoining property the value of which will be diminished if the radio tower is constructed. Also, the tower will significantly interfere with mining operations Mr. Patrick conducts on his property.

Please be advised that the above Joe Patrick, an adjoining landowner, strenuously objects to the erection of the proposed tower next to his property.

Sincerely,

*Wesley R. Tipton*  
Wesley R. Tipton

WRT/ln  
cc: Joe Patrick