COMMONWEALTH OF KENTUCKY

RECEIVED

BEFORE THE PUBLIC SERVICE COMMISSION

MAR 16 2007 PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF CUMBERLAND CELLULAR PARTNERSHIP FOR ISSUANCE OF A CERTIFICATE CASE NO. 2007-00017 OF PUBLIC CONVENIENCE AND NECESSITY TO CONSTRUCT A CELL SITE (IDA) IN RURAL SERVICE AREA #5 (CLINTON) OF THE COMMONWEALTH OF KENTUCKY

APPLICATION FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY (IDA)

Cumberland Cellular Partnership ("Cumberland Cellular"), through counsel, pursuant to KRS 278.020 and 278.040, hereby submits this application for a certificate of public convenience and necessity to construct a cell site to be known as the Ida cell site in and for rural service area ("RSA") #5 of the Commonwealth of Kentucky, namely the counties of Barren, Monroe, Metcalfe, Adair, Cumberland, Russell, Clinton, Wayne, McCreary and Hart, Kentucky.

1. As required by 807 KAR 5:001 Sections 8(1) and (3), and 807 KAR 5:063, Cumberland Cellular states that it is a Kentucky limited liability partnership whose full name and post office address are: Cumberland Cellular Partnership, 2902 Ring Road, Elizabethtown, Kentucky, 42701.

2. Pursuant to 807 KAR § 1 (1)(b), a copy of the applicant's applications to the Federal Aviation Administration and Kentucky Airport Zoning Commission are Exhibit "A". Written authorizations from these agencies will be supplied to the Commission upon their approval.

3. Pursuant to 807 KAR 5:063 §1(1)(d), applicant is submitting as Exhibit "B" a geotechnical investigation report, signed and sealed by a professional engineer registered in Kentucky, that includes boring logs, foundation design recommendations, and a finding as to the susceptibility of the area surrounding the proposed site to flood hazard.

4. Pursuant to 807 KAR 5:063 §1(1)(e), clear directions from the county seat to the proposed site, including highway numbers and street names, if applicable, with the telephone number of the person who prepared the directions are Exhibit "C".

5. Pursuant to 807 KAR 5:063 \$1(1)(f), a copy of the lease for the property on which the tower is proposed to be located, is Exhibit "D".

6. Pursuant to 807 KAR §1(1)(g), experienced personnel will manage and operate the Ida cell site. The President of Bluegrass Cellular Inc., Mr. Ron Smith, is ultimately responsible for all construction and operations of the cellular system of Cumberland Cellular, of which system the Ida cell site will be a part. Bluegrass Cellular Inc. provides management services to Cumberland Cellular under a management contract, just as it does with three (3) other wireless carriers in the Commonwealth. And, Bluegrass Cellular Inc. has been providing these management services to these other wireless carriers for well over a decade. This extensive management experience with Bluegrass Cellular demonstrates that Bluegrass Cellular Inc.'s management and technical ability to supervise the operations of a wireless carrier.

7. Pursuant to 807 KAR §1(1)(g), Eastpointe Engineering Group, LLC is responsible for the design specifications of the proposed tower (identified in Exhibit "B").

8. Pursuant to 807 KAR 5:063 §1(1)(h), a site development plan or survey, signed and sealed by a professional engineer registered in Kentucky, that shows the proposed location of the tower and all easements and existing structures within 500 feet of the proposed site on the property on which the tower will be located, and all easements and existing structures within 200 feet of the access drive, including the intersection with the public street system, is Exhibit "B".

9. Pursuant to 807 KAR 5:063 §1(1)(i), a vertical profile sketch of the tower, signed and sealed by a professional engineer registered in Kentucky, indicating the height of the tower and the placement of all antennas is Exhibit "B".

10. Pursuant to 807 KAR 5:063 §1(1)(j), the tower and foundation design plans and a description of the standard according to which the tower was designed, signed and sealed by a professional engineer registered in Kentucky, is Exhibit "B".

11. Pursuant to 807 KAR 5:063 § 1 (1)(k), a map, drawn to a scale no less than one (1) inch equals 200 feet, that identifies every structure and every owner of real estate within 500 feet of the proposed tower, is Exhibit "E".

12. Pursuant to 807 KAR 5:063 § 1 (1)(l), applicant's legal counsel hereby affirms that every person who owns property within 500 feet of the proposed tower has been: (i) notified by certified mail, return receipt requested, of the proposed construction; (ii) given the commission docket number under which the application will be processed; and (iii) informed of his or her right to request intervention.

13. Pursuant to KRS 278.665(2), applicant's legal counsel hereby affirms that every person who, according to the records of the property valuation administrator, owns property contiguous to the property where the proposed cellular antenna tower will be located has been: (i) notified by certified mail, return receipt requested, of the proposed construction; (ii) given the commission docket number under which the application will be processed; and (iii) informed of his or her right to request intervention.

14. Pursuant to 807 KAR 5:063 §1(1)(m), a list of the property owners who received the notice together with copies of the certified letters sent to listed property owners, is Exhibit "F".

15. Pursuant to 807 KAR 5:063 § 1 (1)(n), applicant's legal counsel hereby affirms that the Office of the Clinton County Judge Executive has been: (i) notified by certified mail, return receipt requested, of the proposed construction; (ii) given the commission docket number under which the application will be processed; and (iii) informed of its right to request intervention.

Pursuant to 807 KAR 5:063 §1(1)(o), a copy of the notice sent to the Clinton County
 Judge Executive is Exhibit "G".

17. Pursuant to 807 KAR 5:063 § 1 (1)(p), applicant's legal counsel hereby affirms that (i) two written notices meeting subsection two (2) of this section have been posted, one in a visible location on the proposed site and one on the nearest public road; and (ii) the notices shall remain posted for at least two weeks after the application has been filed.

18. Pursuant to 807 KAR 5:063 § 1 (2)(a), applicant's legal counsel affirms that:

(a) A written notice, of durable material at least two (2) feet by four (4) feet in size, stating that "*Cumberland Cellular Partnership proposes to construct a telecommunications tower on this site,*" including the addresses and telephone numbers of the applicant and the Kentucky Public Service Commission, has been posted and shall remain in a visible location on the proposed site until final disposition of the application; and

(b) A written notice, of durable material at least two (2) feet by four (4) feet in size, stating that "*Cumberland Cellular Partnership proposes to construct a telecommunications tower near this site,*" including the addresses and telephone numbers of the applicant and the Kentucky Public Service Commission, has been posted on the public road nearest the site.

A copy of each sign is attached as Exhibit "H"

19. Pursuant to 807 KAR 5:063 § 1 (1)(q), a statement that notice of the location of the proposed construction has been published in a newspaper of general circulation in the county in which the construction is proposed.

20. Pursuant to 807 KAR 5:063 § 1(1)(r), the cell site, which has been selected, is in a relatively undeveloped area in Albany, Kentucky.

21. Pursuant to 807 KAR 5:063 §1(1)(s), Cumberland Cellular has considered the likely effects of the installation on nearby land uses and values and has concluded that there is no more suitable location reasonably available from which adequate service to the area can be provided, and that there is no reasonably available opportunity to co-locate. Cumberland Cellular has attempted to co-locate on towers designed to host multiple wireless service providers' facilities or existing structures, such as a telecommunications tower, or another suitable structure capable of supporting the utility's facilities.

22. Pursuant to 807 KAR 5:063 § 1(1)(t), a map of the area in which the tower is proposed to be located, that is drawn to scale and that clearly depicts the search area in which a site should, pursuant to radio frequency requirements, be located is Exhibit "J".

23. Pursuant to KRS 100.987(2)(a), a grid map, that is drawn to scale, that shows the location of all existing cellular antenna towers and that indicates the general position of proposed construction sites for new cellular antenna towers is Exhibit "K".

24. No reasonably available telecommunications tower, or other suitable structure capable of supporting the cellular facilities of Cumberland Cellular and which would provide adequate service to the

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area exists.

25. Correspondence and communication with regard to this application should be

addressed to:

John E. Selent Jane W. Prizant **DINSMORE & SHOHL LLP** 1400 PNC Plaza 500 West Jefferson Street Louisville, KY 40202 (502) 540-2300 *john.selent@dinslaw.com jane.prizant@dinslaw.com*

WHEREFORE, Cumberland Cellular Partnership requests the Commission to enter an order:

1. Granting a certificate of public convenience and necessity to construct the Ida cell site;

and

2. Granting all other relief as appropriate.

Respectfully submitted,

John F. Selem Jane W. Prizant **DINSMORE & SHOHL LLP** 1400 PNC Plaza 500 West Jefferson Street Louisville, KY 40202 (502) 540-2300 *john.selent@dinslaw.com jane.prizant@dinslaw.com*

LUKAS, NACE, GUTIERREZ & SACHS

CHARTERED

1650 Tysons Boulevard, Suite 1500 McLean, Virginia 22102 703 584 8678 • 703 584 8696 Fax

WWW.FCCLAW.COM

RUSSELL D. LUKAS DAVID L. NACE THOMAS GUTIERREZ* ELIZABETH R. SACHS* GEORGE L. LYON, JR. PAMELA L. GIST DAVID A. LAFURIA B. LYNN F. RATNAVALE* TODD SLAMOWITZ* STEVEN M. CHERNOFF*

ALI KUZEHKANAN I LEILA REZANAVAZ OF COUNSEL JOHN J. MCAVOY* J.K. HAGE III* LEONARD S. KOLSKY* HON. GERALD S. MCGOWAN* TAMARA DAVIS-BROWN*

CONSULTING ENGINEERS

*NOT ADMITTED IN VA

November 17, 2006

Telephone (703)584-8668 FACSIMILE (703) 584-8692

Via Federal Express

Mr. John Houlihan Kentucky Airport Zoning Commission 200 Mero Street Frankfort, Kentucky 40622

Dear Mr. Houlihan:

Enclosed please find two completed TC 56-50 forms, Application for Permit to Construct or Alter a Structure, for a new tower (Ida) near Albany, Kentucky. The Structure, including topmounted antennas will have an overall height of 255 feet Above Ground Level.

Enclosed Form TC 56-50 and the attached exhibit include all the pertinent information for this existing tower structure. Also enclosed are copies of the completed FAA Form 7460-1 for the proposed site, a non-reduced 7-1/2' U.S. Geological Survey map indicating the exact location of the site, and a copy of the 1A Certification survey.

Please do not hesitate to contact the undersigned if there are questions regarding this matter.

Sincerely, Leila Regenautz

Consulting Engineer

Enclosures

CC: Scott McCloud

Kentucky Transportation Cabinet, Kentucky Airport Zoning Commission, 125 H	olmes Street, Frankfort KY 40622 Kentucky Aeronautical Study Number
APPLICATION FOR PERMIT TO CONSTRUCT OR	ALTER A STRUCTURE
1. APPLICANT - Name, Address, Telephone, Fax, etc. Scott McCloud Bluegrass Cellular 2902 Ring Road Elizabethtown, KY 42702 Tel: 270-769-0339 Fax: 270-737-0580 2. Representative of Applicant - Name, Address, Telephone, Fax Leila Rezanavaz Lukas, Nace, Gutierrez & Sachs, Chartered 1650 Tysons Blvd., Suite 1500 McLean, VA 22102 T: 703-584-8668 3. Application for: A New Construction Alteration Existing 4. Duration: Permanent Temporary (Months) 5. Work Schedule: Start 12/20/06 End _12/24/06 6. Type: Antenna Tower Crane Building Power Line Landfill Water Tank Other 7. Marking/Painting and/or Lighting Preferred: Red Lights and Paint Dual - Red & Medium Intensity White White - High Intensity Dual - Red & High Intensity White	9. Latitude:36°45'305" 10. Longitude:85°'964" 11. Datum: ☑ NAD 83 □ NAD 27 □ Other 12. Nearest Kentucky City <u>Albany</u> County: <u>Clinton</u> 13. Nearest Kentucky Public use or Military airport: <u>Dale Hollow Regional Airport</u> 14. Distance from #13 to Structure:8.6 <u>Miles</u> 15. Direction from #13 to Structure:NNW 16. Site Elevation (AMSL):1005Feet 17. Total Structure Height (AGL):255Feet 18. Overall Height (#16 + #17) (AMSL):1260Feet 19. Previous FAA and/or Kentucky Aeronautical Study Number(s):
8. FAA Aeronautical Study Number 2006-ASO-6744-OE	
21. Description of Proposal: Structure: Tower with top-mounted anter Max. ERP: 200 Watts Frequency: Cellular Band B	mas for overall height of 255'.
 Has a "NOTICE OF CONSTRUCTION OR ALTERATION" (FAA Form 746 been filed with the Federal Aviation Administration? CERTIFICATION: I hereby certify that all the above statements made by me are to form the federal aviation of the federal aviation and the federal aviation of the federal aviation aviation of the federal aviation of the federal aviation aviation of the federal aviation aviation aviation aviation of the federal aviation a	True, complete and correct to the best of my knowledge and belief.
Leila Rezanavaz / Consulting Engineer L Printed Name Signature	ela Regardiez 11/17/2006 Date
PENALTIES: Persons failing to comply with Kentucky Revised Statutes (KRS 183.1 Series) are liable for fines and/or imprisonment as set forth in KRS 183.990(3). Non further penalties.	361 through 183.990) and Kentucky Administrative Regulations (602 KAR 050: -compliance with Federal Aviation Administration Regulations may result in
Commission Action:	C Administrator, KAZC
Disapproved	Date



Landmark Surveying Co., Inc.

Darren L. Helms, R.L.S., PRESIDENT Dennis N. Helms, R.L.S., VICE PRESIDENT



15 N.E. 3rd Street Washington, Indiana 47501 Phone: 812-257-0950 Fax: 812-257-0953 E-mail: landmark@dmrtc.net

1A Certification

November 10, 2006

Designation:IdaSite ID No.:Not AvailableTower Type:Proposed Self-Support TowerLocation:Route 5 Box 473AA, Albany, Kentucky 42602

I certify that the latitude, longitude, ground elevation and height of the proposed self-support tower are as follows:

Latitude:	36 degrees 45 minutes 30.50 seconds North	(NAD 1983)
Longitude:	85 degrees 12 minutes 09.64 seconds West	(NAD 1983)
Ground Elevation:	1,005.2 feet or 306.4 meters	(NAVD 1988)
Proposed Structure Height:	240 feet or 73.2 meters	(above ground level)
Proposed Overall Structure Height:	not available	(above ground level)

The accuracy of the latitude and longitude of the proposed self-support tower is ± 15 feet or ± 5 meters. The ground elevation and structure height are accurate to within ± 3 feet or ± 1 meter.

The information shown above is based upon field observations made on October 31, 2006 using the National Geodetic Survey monument "FBN RUSTY" and the Kentucky State Plane Coordinate System, South Zone, NAD 1983 (1993). The field observations were completed using Sokkia GPS receivers and a Topcon GPT-8005A robotic total station. Geodetic computations were completed using Sokkia's Locus software and Autodesk Land Desktop 3 software.

Landmark Surveying Co., Inc.

Darren L. Helms, Kentucky Professional Land Surveyor No. 3386

SME SKENANG SME SKENAKY COSTON

Notice of Proposed Construction or Alteration (7460-1)

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Notice of Proposed Construction or Alteration (7460-1)

Project Name: BLUGR-0	000054191-06 Spc	onsor: Blugrass Cellul	ar, Inc.	a X. N. The Barransie Montenan Contra Derry Barransie	nija komputer on en index del	50000115150000000000000000000000000000
	Details for Ca	ise : Ida				
	Show Project S	ummary				
Case Status	та у на манадилия Лами Талика. То му со су су со се прогото с по се на прекото талика на су су учира и се	ar wer geweine, is the Mire Wein Miller, is die Mille, weingelijker for als is a	a	t Nari – K. – synk somet pragos poziseno, sin	P. F. Berne VI. F. Barn	· · · · · · · · · · · · · · · · · · ·
ASN: 2006-ASO-6744-	·OE	Date Accepted:	11/1	7/2006		
Status: Accepted		Date Determined	:			
		Letters:	None	e		
Construction / Alterat	tion Information	Structure Summ	nary			
Notice Of:	Construction	Structure Name:	Ida			-
Duration:	Permanent	Structure Type:	Anten	ina Tower		
if Temporary :	Months: Days:	Other :				
Work Schedule - Start:	12/20/2006	FCC Number:				
Work Schedule - End:	12/24/2006	Prior ASN:				
State Filing:	Filed with State					
Structure Details		Common Frequ	ency E	Bands		
Latitude:	36° 45' 30.5" N	Low Freq Higl 824	h Freq 849	Freq Unit E MHz 5		RP Unit W
Longitude:	85° 12' 9.64" W	851 %	866	MHz 5	500	W I
Horizontal Datum:	NAD83	869	894	MHz 5	00	W
Site Elevation (SE):	1005 (nearest foot)	Specific Freque	ncies			
Structure Height (AGL):	255 (nearest foot)	···* , , ,				· ·
Marking/Lighting:	Dual-red and medium intensity					
Other :						
Nearest City:	Albany					
Nearest State:	Kentucky					
Traverseway:	No Traverseway					
Description of Location:	The site is located at: Route 5 Box 473AA Albany, KY 42602					
Description of Proposal:	The tower including top- mounted antennas will have an overall height of 255' AGL.					

Page 1 of 2

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DESIGNED APPURTENANCE LOADING

TYPE	ELEVATION	TYPE	ELEVATION	
(6) D100-0042-0041	240	(6) RWB 80014/120 (Future)	180	
Lightning Rod 1"x10' (Initial)	240	(3) T frame sector Mount (Future	180	
Flash Beacon Lighting (Initial)	240	Carrier 3)		
(3) T frame sector Mount (initial)	240	(6) RWB 80014/120 (Future)	160	
(6) RWB 80014/120 (Future)	220	(3) T frame sector Mount (Future	160	
(3) T frame sector Mount (Future	220	Carrier 4)		
Carrier 1)		HP6-122	140	
(6) RWB 80014/120 (Future)	200			
(3) T frame sector Mount (Future Carrier 2)	200			

MATERIAL STRENGTH

GRADE	Fy	Fu	GRADE	Fy	Fu
A572-50	50 ksi	65 ksl	A38	30 KSI	58 ksi

TOWER DESIGN NOTES

- Tower is located in Clinton County, Kentucky.
 Tower designed for Exposure B to the TIA-222-G Standard. 2.
- Tower designed for a 90 mph basic wind in accordance with the TIA-222-G Standard. 3.

4. Deflections are based upon a 60 mph wind.

Tower designed as Structure Class I 5.

a. Tower designed as Studius Class I
c. Tower designed as Topo Category 3 w/ Crest Height of 100 ft
c. In no case shall more than (6) lines be exposed to wind. Feedlines may be stacked in up to (2) rows on the inside and outside face of the tower.
8. Final Design 09/07/06. JLR



MAX. CORNER REACTIONS AT BASE:



REACTIONS - 90 mph WIND



Eastpointe Engineering Group, LLC	^{lob:} El	ll Job #2381id	da	
4020 Tull Ave.	Project	240' SST/Clinton	County, KY	
Muskogee, OK 74403	Client;	Bluegrass Cellular	Drawn by: Johnny L. Rhodes, P.E.	App'd:
Phone: 918.683.2169	Code:	TIA-222-G	Date: 09/07/06	Scale: NT
	Path; zs	Drafilino/Drawines/Jobsi2300-2399/23	8 Winst Tower Design/Z/Ossil.ett	Dwg No. E



CAISSON DESIGN

0.5

Vertical Bars(12) #9 bars, 38' longTies#5 bars @ 6" c/c for the first 6.5' then 12" c/c thereafter



1. Concrete shall be placed in accordance with ACI318-02, latest revision.

2. Concrete shall have a minimum 28 day compressive strength of 4000 PSI.

- 3. Rebar to conform to ASTM A615 grade 60.
- 4. Rebar used for ties may be A615 grade 40.
- 5. All rebar to have a minimum of 3" clear cover.
- 6. All exposed concrete corners to have 3/4" chamfer.
- 7. Bottom and side surfaces to rest on undisturbed soil.
- 8. Contractor shall be responsible to review and follow all

recommendations of the geotechnical report.





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3'

Supplemental Notes

Soil values obtained from Terracon soils report #57067406G Dated 08/18/06 Use (6) 1 1/2" Grade 50 Anchor bolts with 60" embedment.

EASTPOINTE ENGINEERING GROUP, LLC	Client:	Bluegrass Cellular		
4020 Tull Ave. Muskogee, OK 74403Phone 918.683.2169Fax:918.682.7618	Site:	Ida		
	Job:	2381	Drawn by:	JLR
	Scale:	NTS	Date:	09/07/06

GEOTECHNICAL ENGINEERING REPORT

IDA TELECOMMUNICATION TOWER KENTUCKY HIGHWAY 1590 ALBANY, KENTUCKY

TERRACON PROJECT NO. 57067406G August 18, 2006

Prepared For:

BLUEGRASS CELLULAR Elizabethtown, Kentucky

Prepared by:

Terracon

Louisville, Kentucky

August 18, 2006

Terrecon Consulting Engineers & Scientists

4545 Bishop Lane, Suite 101

Louisville, Kentucky 40218

Phone 502.456.1256 Fax 502.456.1278 www.terracon.com

Bluegrass Cellular 2902 Ring Road Elizabethtown, Kentucky 42702

Attention: Mr. Doug Updegraff

Re: Geotechnical Engineering Report Ida Telecommunication Tower Kentucky Highway 1590 Albany, Kentucky Terracon Project No. 57067406G

Dear Mr. Updegraff:

The results of our subsurface exploration are attached. The purpose of this exploration was to obtain information on subsurface conditions at the proposed project site and, based on this information, to provide recommendations regarding the design and construction of the foundation for the proposed tower.

The design parameters and recommendations within this report apply to the existing planned tower height and adjustments up to 20% increase or decrease in tower height, as long as the type of tower does not change. If changes in the height of the tower dictate a change in tower type (i.e. – monopole to a self-support, self-support to a guyed tower), Terracon should be contacted to evaluate our recommendations with respect to these changes.

We appreciate the opportunity to be of service to you on this project. If you have any questions concerning this report, or if we may be of further service to you in any way, please feel free to contact us.

Sincerely, Terracon Autil

Timothy M. Hitchcock, E.I.T. Staff Engineer

Timothy G. LaGrow, P.1 Regional Manager Erich J. Hoehler, P.E. Kentucky No. 24553 24513

Attachments: Geotechnical Engineering Report

Copies: (4) Addressee

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Boring Location Plan Boring Log General Notes General Notes – Description of Rock Properties Unified Soil Classification System

650.04

GEOTECHNICAL ENGINEERING REPORT

IDA TELECOMMUNICATION TOWER KENTUCKY HIGHWAY 1590 ALBANY, KENTUCKY TERRACON PROJECT NO. 57067406G August 18, 2006

1.0 INTRODUCTION

The purpose of this report is to describe the subsurface conditions encountered in the boring, analyze and evaluate the test data, and provide recommendations regarding the design and construction of the foundations and earthwork for the proposed tower. One boring extending to a depth of about 40 feet below the existing ground surface was drilled at the site. An individual boring log and a boring location plan are included with this report.

2.0 PROJECT DESCRIPTION

Terracon understands the proposed project will consist of the construction of a 240-foot self supporting lattice tower. Exact tower loads are not available, but based on our past experience are anticipated to be as follows:

Vertical Load:	600 kips
Horizontal Shear:	80 kips
Uplift:	500 kips

A small, lightly loaded equipment building will also be constructed. Wall and floor loads for this building are not anticipated to exceed 1 kip per linear foot and 100 pounds per square foot, respectively. At the time of the site visit, the property was an approximate 100- by 100-foot parcel located in a hayfield on the west side of Kentucky State Road 1590. The site is bound by hayfields in all directions with a fence line and Kentucky State Road 1590 beyond to the east and wooded areas beyond to the north, south, and west. The site is relatively flat with less than two feet of elevation relief within the tower compound. Based on the proposed tower construction and the relatively flat site, minimal grading operations are anticipated.

3.0 EXPLORATION PROCEDURES

3.1 Field Exploration

The subsurface exploration consisted of drilling and sampling one boring at the site to a depth of about 40 feet below existing grade. The boring was advanced at the center of the tower, staked by the project surveyor. The ground elevation was reportedly about 1,010 at the time of the exploration. The location of the boring should be considered accurate only to the degree implied by the means and methods used to define them.

Terracon

Ida Telecommunication Tower Albany, Kentucky Terracon Project No.: 57067406G August 18, 2006

The boring was drilled with an ATV-mounted rotary drill rig using hollow stem augers to advance the borehole. Representative soil samples were obtained by the split-barrel sampling procedure in general accordance with the appropriate ASTM standard. In the split-barrel sampling procedure, the number of blows required to advance a standard 2-inch O.D. split-barrel sampler the last 12 inches of the typical total 18-inch penetration by means of a 140-pound hammer with a free fall of 30 inches, is the standard penetration resistance (SPT) value (N-Value). This value is used to estimate the in-situ relative density of cohesionless soils and the consistency of cohesive soils. The sampling depths, penetration distance, and SPT N-Values are shown on the boring log. The samples were sealed and delivered to the laboratory for testing and classification.

Auger refusal was encountered at a depth of about 27 feet below the existing ground surface. The boring was extended into the refusal materials using a diamond bit attached to the outer barrel of a double core barrel. The inner barrel collected the cored material as the outer barrel was rotated at high speeds to cut the rock. The barrel was retrieved to the surface upon completion of each drill run. Once the core samples were retrieved, they were placed in a box and logged. The rock was later classified by an engineer and the "percent recovery" and rock quality designation (RQD) were determined.

The "percent recovery" is the ratio of the sample length retrieved to the drilled length, expressed as a percent. An indication of the actual in-situ rock quality is provided by calculating the sample's RQD. The RQD is the percentage of the length of broken cores retrieved which have core segments at least 4 inches in length compared to each drilled length. The RQD is related to rock soundness and quality as illustrated below:

Relation of RQD a	nd In-situ Rock Quality
RQD (%)	Rock Quality
90 - 100	Excellent
75 - 90	Good
50 - 75	Fair
25 - 50	Poor
0 -25	Very Poor

Table 1 – Rock Quality Designation (RQD)

A field log of the boring was prepared by a subcontract driller. This log included visual classifications of the materials encountered during drilling as well as the driller's interpretation of the subsurface conditions between samples. The final boring log included with this report represents an interpretation of the driller's field log and a visual classification of the soil samples made by the Geotechnical Engineer.

3.2 Laboratory Testing

The samples were classified in the laboratory based on visual observation, texture and plasticity. The descriptions of the soils indicated on the boring log are in accordance with the enclosed General Notes and the Unified Soil Classification System. Estimated group symbols according to the Unified Soil Classification System are given on the boring log. A brief description of this classification system is attached to this report.

The laboratory testing program consisted of performing water content tests and an Atterberg Limits test on representative soil samples. Information from these tests was used in conjunction with field penetration test data to evaluate soil strength in-situ, volume change potential, and soil classification. Results of these tests are provided on the boring log.

Classification and descriptions of rock core samples are in accordance with the enclosed General Notes, and are based on visual and tactile observations. Petrographic analysis of thin sections may indicate other rock types. Percent recovery and rock quality designation (RQD) were calculated for these samples and are noted at their depths of occurrence on the boring log.

4.0 EXPLORATORY FINDINGS

4.1 Subsurface Conditions

Conditions encountered at the boring location are indicated on the boring log. Stratification boundaries on the boring log represent the approximate location of changes in soil types and the transition between materials may be gradual. Water levels shown on the boring log represent the conditions only at the time of our exploration. Based on the results of the boring, subsurface conditions on the project site can be generalized as follows.

Underlying approximately 4 inches of topsoil, our boring encountered fat clay (CH) to a depth of about 18½ feet below existing grade. The fat clay exhibited a stiff consistency based on SPT N-values of 8 to 14 blows per foot (bpf). Silty clay (CL/ML) was encountered below the fat clay to an auger refusal depth of about 27 feet below existing grade. The silty clay exhibited a soft consistency based on an SPT N-value of 2 bpf. An SPT N-value in excess of 50 bpf was observed at a depth of 23½ feet. This elevated SPT N-value is likely due to rock fragments suspended in the soil matrix.

Below a depth of about 27 feet rock coring techniques were used to advance the borehole. The core samples recovered consisted of slightly weathered, gray, hard limestone to a depth of about 28 feet. Clay soil that was washed away by the drilling fluid was encountered from a depth of about 28 to $35\frac{1}{2}$ feet. Slightly to moderately weathered,

leurocon

i.

Ida Telecommunication Tower Albany, Kentucky Terracon Project No.: 57067406G August 18, 2006

closely to moderately closely jointed, gray and hard limestone was encountered below the clay to a boring termination depth of about 40 feet.

Based on the core samples recovered and information provided by the driller, it appears that the auger refusal occured on a limestone floater, with more continuous bedrock encountered below a depth of about 35½ feet.

4.2 Site Geology

A review of the Geologic Map of Wolf Creek Dam Quadrangle published by the United States Geological Survey (USGS) indicates that the site is underlain by St. Louis Limestone of the Carboniferous, Upper Mississippian age. This limestone is described as being medium- darkgray, fine to coarse grained with abundant beds and irregular nodules of chert.

It should be noted that the site is underlain by a limestone formation that is highly susceptible to dissolution along joints and bedding planes in the rock mass. This results in voids and solution channels within the rock strata and a highly irregular bedrock surface. The weathering of the bedrock and subsequent collapse or erosion of the overburden into these openings results in what is referred to as a karst topography. Any construction in karst topography is accompanied by some degree of risk for future internal soil erosion and ground subsidence that could affect the stability of the proposed structures. Our review of the available topographic and geologic mapping noted sinkholes within about a 1 mile radius of the property. Furthermore, the boring drilled at the site disclosed some soil softening with depth, which is indicative of karst activity.

4.3 Groundwater Conditions

No groundwater was encountered during the auger drilling portion of the borehole, however soils sampled above bedrock appeared to be saturated. Water was used to advance the borehole during rock coring operations. The introduction of water into the borehole precluded obtaining accurate groundwater level readings at the time of drilling operations. Long term observation of the groundwater level in monitoring wells, sealed from the influence of surface water, would be required to obtain accurate groundwater levels on the site.

It should be recognized that fluctuations of the groundwater table may occur due to seasonal variations in the amount of rainfall, runoff and other factors not evident at the time the boring was performed. Therefore, groundwater levels during construction or at other times in the life of the structure may be higher or lower than the levels indicated on the boring log. The possibility of groundwater level fluctuations should be considered when developing the design and construction plans for the project.

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5.0 ENGINEERING RECOMMENDATIONS

Based on the encountered subsurface conditions, the tower can be constructed on a drilled pier foundation. Due to the noted sinkhole activity in the area and the obvious karst topography on the available maps, we do not recommend using a mat foundation without further exploration. The lightly loaded equipment building can be supported on shallow spread footings. Shallow foundation and drilled pier recommendations are presented in the following paragraphs.

5.1 Tower Foundation

Based on the results of the boring, the following tower foundation design parameters have been developed:

Depth * (feet)	Description **	Allowable Skin Friction (psf)	Allowable End Bearing Pressure (psf)	Allowable Passive Pressure (psf)	Internal Angle of Friction (Degree)	Cohesion (psf)	Lateral Subgrade Modulus (pci)	Strain, & ₅₀ (in/in)
0-3	Topsoil and Fat Clay	Ignore	Ignore	Ignore	-	-	Ignore	Ignore
3-181/2	Fat Clay	400	Ignore	1,250	0	1,250	100	0.008
18½ - 35½	Silty Clay	225	Ignore	500	0	500	40	0.02
35½ - 40	Limestone	5,000***	50,000	10,000***	0	100,000***	3,000	0.00001

* Pier inspection is recommended to adjust pier length if variable soil/rock conditions are encountered. Based on karst geology, significant variation should be expected between and possibly within drilled pier excavations.

** A total unit weight of 120 and 150 pcf can be estimated for the fat clay and limestone, respectively.

*** The pier should be embedded a minimum of 3 feet into competent limestone to mobilize these higher rock strength parameters. Furthermore, it is assumed the rock socket will be extended using coring techniques rather than blasting/shooting.

The above indicated cohesion, friction angle, lateral subgrade modulus and strain values have no factors of safety, and the allowable skin friction and the passive resistances have factors of safety of 2. The cohesion, internal friction angle, lateral subgrade modulus and strain values given in the above table are based on the boring, published correlation values and Terracon's past experience with similar soil/rock types. These values should, therefore, be considered approximate. To mobilize the higher rock strength parameters, the pier should be socketed at least 3 feet into bedrock. Furthermore, it is assumed that the rock socket is developed using coring rather than blasting techniques. The allowable end bearing pressure is developed in the table has an approximate factor of safety of at least 3. Total settlement of a drilled pier founded on limestone and designed using the above parameters is not anticipated to exceed $\frac{1}{2}$ inch.

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The upper 3 feet of topsoil and fat clay should be ignored due to the potential affects of frost action and construction disturbance. To avoid a reduction in lateral and uplift resistance caused by variable subsurface conditions and or bedrock depths, the drawings should instruct the contractor to notify the engineer if subsurface conditions significantly different than encountered in the boring are disclosed during drilled pier installation. Under these circumstances, it may be necessary to adjust the overall length of the pier. To facilitate these adjustments and assure that the pier is embedded in suitable materials, it is recommended that a Terracon representative observe the drilled pier excavation.

The upper 3 feet of lean clay should be ignored due to the potential affects of frost action and disturbance. To avoid a reduction in uplift and lateral resistance caused by the highly variable rock depths, it is recommended that a minimum pier length and minimum rock socket length be stated on the design drawings. Bedrock was encountered in our borings below depths of about 27 to 35 feet, and will likely very at the actual tower leg locations, or possibly vary within the drilled pier itself. Considering the site geology, variable rock depths should be anticipated if the tower location is moved from the location of the boring. If the tower center is moved from the planned location, Terracon should be notified to review the recommendations and determine whether an additional boring is required. To facilitate pier length adjustments that may be necessary because of variable rock conditions, it is recommended that a Terracon representative observe the drilled pier excavation.

A drilled pier foundation should be designed with a minimum shaft diameter of 30 inches to facilitate clean out and possible dewatering of the pier excavation. Temporary casing will be required during the pier excavation in order to control possible groundwater seepage and support the sides of the excavation in weak soil zones. Care should be taken so that the sides and bottom of the excavations are not disturbed during construction. The bottom of the shaft should be free of loose soil or debris prior to reinforcing steel and concrete placement.

A concrete slump of at least 6 inches is recommended to facilitate temporary casing removal. It should be possible to remove the casing from a pier excavation during concrete placement provided that the concrete inside the casing is maintained at a sufficient level to resist any earth and hydrostatic pressures outside the casing during the entire casing removal procedure.

5.2 Equipment Building Foundations

The proposed equipment shed may be supported on shallow footings bearing on stiff natural soils. The equipment building foundations should be dimensioned using a net allowable soil bearing pressure of 2,000 pounds per square foot (psf). In using net allowable soil pressures for footing dimensioning, the weight of the footings and backfill over the footings need not be considered. Furthermore, the footings should be at least 12 inches wide and a minimum of 2 feet square.

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The geotechnical engineer or a qualified representative should observe the foundation excavations to verify that the bearing materials are suitable for support of the proposed loads. If, at the time of such observation, any soft soils are encountered at the design foundation elevation, the excavations should be extended downward so that the footings rest on stiff soils. If it is inconvenient to lower the footings, the proposed footing elevations may be re-established by backfilling after the undesirable material has been removed.

The recommended soil bearing value should be considered an upper limit, and any value less than that listed above would be acceptable for the foundation system. Using the value given, total settlement would be about 1 inch or less with differential settlements being less than 75 percent of total settlement. Footings should be placed at a depth of 2 feet, or greater, below finished exterior grade for protection against frost damage.

5.3 Parking and Drive Areas

The drive that accesses the site will be surfaced with crushed stone. Parking and drive areas that are surfaced with crushed stone should have a minimum thickness of 6 inches and be properly placed and compacted as outlined herein. The crushed stone should meet Kentucky Transportation Cabinet specifications and applicable local codes.

A paved section consisting only of crushed graded aggregate base course should be considered a high maintenance section. Regular care and maintenance is considered essential to the longevity and use of the section. Site grades should be maintained in such a manner as to allow for adequate surface runoff. Any potholes, depressions or excessive rutting that may develop should be repaired as soon as possible to reduce the possibility of degrading the soil subgrade.

5.4 Site Preparation

Site preparation should begin with the removal of any topsoil, loose, soft or otherwise unsuitable materials from the construction area. The geotechnical engineer should evaluate the actual stripping depth, along with any soft soils that require undercutting at the time of construction.

Any fill and backfill placed on the site should consist of approved materials that are free of organic matter and debris. Suitable fill materials should consist of well graded crushed stone below the tower foundation and well graded crushed stone or low plasticity cohesive soil elsewhere. Low-plasticity cohesive soil should have a liquid limit of less than 45 percent and a plasticity index of less than 25 percent. Based on our laboratory testing, the fat clays encountered on this site are not considered suitable for re-use as structural fill. It is recommended that during construction any off-site soils be further tested and evaluated prior to use as fill. Fill should not contain frozen material and it should not be placed on a frozen subgrade.

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The fill should be placed and compacted in lifts of 9 inches or less in loose thickness. Fill placed below structures or used to provide lateral resistance should be compacted to at least 98 percent of the material's maximum standard Proctor dry density (ASTM D-698). Fill should be placed, compacted, and maintained at moisture contents within minus 1 to plus 3 percent of the optimum value determined by the standard Proctor test.

The geotechnical engineer should be retained to monitor fill placement on the project and to perform field density tests as each lift of fill is placed in order to evaluate compliance with the design requirements. Standard Proctor and Atterberg limits tests should be performed on the representative samples of fill materials before their use on the site.

6.0 GENERAL COMMENTS

Terracon should be retained to review the final design plans and specifications so comments can be made regarding interpretation and implementation of our geotechnical recommendations in the design and specifications. Terracon also should be retained to provide testing and observation during excavation, grading, foundation and construction phases of the project.

The analysis and recommendations presented in this report are based upon the data obtained from the boring performed at the indicated location and from other information discussed in this report. This report does not reflect variations that may occur across the site, between tower legs or due to the modifying effects of weather. The nature and extent of such variations may not become evident until during or after construction. If variations appear, we should be immediately notified so that further evaluation and supplemental recommendations can be provided.

The scope of services for this project does not include either specifically or by implication any environmental or biological (e.g., mold, fungi, bacteria) assessment of the site or identification or prevention of pollutants, hazardous materials or conditions. If the owner is concerned about the potential for such contamination or pollution, other studies should be undertaken.

This report has been prepared for the exclusive use of our client for specific application to the project discussed and has been prepared in accordance with generally accepted geotechnical engineering practices. No warranties, either express or implied, are intended or made. Site safety, excavation support, and dewatering requirements are the responsibility of others. In the event that changes in the nature, design, or location of the project as outlined in this report are planned, the conclusions and recommendations contained in this report shall not be considered valid unless Terracon reviews the changes and either verifies or modifies the conclusions of this report in writing.

APPENDIX

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WL Dry Upon Auger Completion APPROVED TMH JOB # 570674										_		

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GENERAL NOTES

DRILLING & SAMPLING SYMBOLS:

SS:	Split Spoon - 1- ³ /8" I.D., 2" O.D., unless otherwise noted	HS:	Hollow Stem Auger
ST:	Thin-Walled Tube - 2" O.D., unless otherwise noted	PA:	Power Auger
RS:	Ring Sampler - 2.42" I.D., 3" O.D., unless otherwise noted	HA:	Hand Auger
DB:	Diamond Bit Coring - 4", N, B	RB:	Rock Bit
BS:	Bulk Sample or Auger Sample	WB:	Wash Boring or Mud Rotary

The number of blows required to advance a standard 2-inch O.D. split-spoon sampler (SS) the last 12 inches of the total 18-inch penetration with a 140-pound hammer falling 30 inches is considered the "Standard Penetration" or "N-value".

WATER LEVEL MEASUREMENT SYMBOLS:

WL:	Water Level	WS:	While Sampling	N/E:	Not Encountered
WCI:	Wet Cave in	WD:	While Drilling		
DCI:	Dry Cave in	BCR:	Before Casing Removal		
AB:	After Boring	ACR:	After Casing Removal		

Water levels indicated on the boring logs are the levels measured in the borings at the times indicated. Groundwater levels at other times and other locations across the site could vary. In pervious soils, the indicated levels may reflect the location of groundwater. In low permeability soils, the accurate determination of groundwater levels may not be possible with only short-term observations.

DESCRIPTIVE SOIL CLASSIFICATION: Soil classification is based on the Unified Classification System. Coarse Grained Soils have more than 50% of their dry weight retained on a #200 sieve; their principal descriptors are: boulders, cobbles, gravel or sand. Fine Grained Soils have less than 50% of their dry weight retained on a #200 sieve; they are principally described as clays if they are plastic, and silts if they are slightly plastic or non-plastic. Major constituents may be added as modifiers and minor constituents may be added according to the relative proportions based on grain size. In addition to gradation, coarse-grained soils are defined on the basis of their in-place relative density and fine-grained soils on the basis of their consistency.

CONSISTENCY OF FINE-GRAINED SOILS

<u>Unconfined</u> Compressive	<u>Standard</u> <u>Penetration or</u> N-value (SS)	
Strength, Qu, psf	Blows/Ft.	<u>Consistency</u>
< 500	<2	Very Soft
500 - 1,000	2-4	Soft
1,001 - 2,000	5-7	Medium Stiff
2,001 - 4,000	8-15	Stiff
4,001 - 8,000	16-30	Very Stiff
8,000+	30+	Hard

RELATIVE PROPORTIONS OF SAND AND GRAVEL

Modifiers

RELATIVE DENSITY OF COARSE-GRAINED SOILS

<u>Standard Penetration</u> <u>or N-value (SS)</u> <u>Blows/Ft.</u> 0 - 3 4 - 9 10 - 29 30 - 49 50+

Medium

High

Very Loose Loose Medium Dense

> Dense Very Dense

Relative Density

11-30

30+

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GRAIN SIZE TERMINOLOGY

<u>Descriptive Term(s) of other</u>	Percent of	<u>Major Component</u>	Particle Size
<u>constituents</u>	Dry Weight	<u>of Sample</u>	
Trace	< 15	Boulders	Over 12 in. (300mm)
With	15 – 29	Cobbles	12 in. to 3 in. (300mm to 75 mm)
Modifier RELATIVE PROPORTIONS	> 30 OF FINES	Gravel Sand Silt or Clay	3 in. to #4 sieve (75mm to 4.75 mm) #4 to #200 sieve (4.75mm to 0.075mm) Passing #200 Sieve (0.075mm)
Descriptive Term(s) of other	Percent of	PLAST	ICITY DESCRIPTION
constituents	Dry Weight	Term	Plasticity Index
Trace	< 5	Non-plas	stic 0
With	5 – 12	Low	1-10

> 12

GENERAL NOTES

Description of Rock Properties

WEATHERING	
Fresh	Rock fresh, crystals bright, few joints may show slight staining. Rock rings under hammer if crystalline.
Very slight	Rock generally fresh, joints stained, some joints may show thin clay coatings, crystals in broken face show bright. Rock rings under hammer if crystalline.
Slight	Rock generally fresh, joints stained, and discoloration extends into rock up to 1 in. Joints may contain clay. In granitoid rocks some occasional feldspar crystals are dull and discolored. Crystalline rocks ring under hammer.
Moderate	Significant portions of rock show discoloration and weathering effects. In granitoid rocks, most feldspars are dull and discolored; some show clayey. Rock has dull sound under hammer and shows significant loss of strength as compared with fresh rock.
Moderately severe	All rock except quartz discolored or stained. In granitoid rocks, all feldspars dull and discolored and majority show kaolinization. Rock shows severe loss of strength and can be excavated with geologist's pick.
Severe	All rock except quartz discolored or stained. Rock "fabric" clear and evident, but reduced in strength to strong soil. In granitoid rocks, all feldspars kaolinized to some extent. Some fragments of strong rock usually left.
Very severe	All rock except quartz discolored or stained. Rock "fabric" discernible, but mass effectively reduced to "soil" with only fragments of strong rock remaining.
Complete	Rock reduced to "soil". Rock "fabric" not discernible or discernible only in small, scattered locations. Quartz may be present as dikes or stringers.
HARDNESS (for eng	jineering description of rock – not to be confused with Moh's scale for minerals)
Very hard	Cannot be scratched with knife or sharp pick. Breaking of hand specimens requires several hard blows of geologist's pick.
Hard	Can be scratched with knife or pick only with difficulty. Hard blow of hammer required to detach hand specimen.
Moderately hard	Can be scratched with knife or pick. Gouges or grooves to ¼ in. deep can be excavated by hard blow of point of a geologist's pick. Hand specimens can be detached by moderate blow.
Medium	Can be grooved or gouged 1/16 in. deep by firm pressure on knife or pick point. Can be excavated in small chips to pieces about 1-in. maximum size by hard blows of the point of a geologist's pick.
Soft	Can be gouged or grooved readily with knife or pick point. Can be excavated in chips to pieces several inches in size by moderate blows of a pick point. Small thin pieces can be broken by finger pressure.
Very soft	Can be carved with knife. Can be excavated readily with point of pick. Pieces 1-in. or more in thickness can be broken with finger pressure. Can be scratched readily by fingernail.
	Joint, Bedding and Foliation Spacing in Rock ^a

Spacing		Jo	ints	Bedding/Foliation
Less than 2 in.		Very c	lose	Very thin
2 in. – 1 ft.		Close		Thin
1 ft 3 ft.		Moder	ately close	Medium
3 ft. – 10 ft.		Wide		Thick
More than 10 ft.		Very w	<i>v</i> ide	Very thick
Rock Quality D	esignator (RQD) ^b	Joint O	penness Descriptors
RQD, as a percentage	Diagn	ostic description	Openness	Descriptor
Exceeding 90	Excelle	nt	No Visible Separati	on Tight
90 – 75	Good		Less than 1/32 in.	Slightly Open
75 – 50	Fair		1/32 to 1/8 in.	Moderately Open
50 – 25	Poor		1/8 to 3/8 in.	Open
Less than 25	Very po	or	3/8 in. to 0.1 ft.	Moderately Wide
			Greater than 0.1 ft.	Wide

a. Spacing refers to the distance normal to the planes, of the described feature, which are parallel to each other or nearly so.

b. RQD (given as a percentage) = length of core in pieces 4 in. and longer/length of run.

References: American Society of Civil Engineers. Manuals and Reports on Engineering Practice - No. 56. <u>Subsurface Investigation for Design</u> and <u>Construction of Foundations of Buildings</u>. New York: American Society of Civil Engineers, 1976. U.S. Department of the Interior, Bureau of Reclamation, <u>Engineering Geology Field Manual</u>.

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UNIFIED SOIL CLASSIFICATION SYSTEM

Criteria fo	r Assigning Group Symbo	ls and Group Names Us	ing Laboratory Tests [^]		Soil Classification
				Group Symbol	Group Name [®]
Coarse Grained Soils	Gravels	Clean Gravels	Cu ≥ 4 and 1 ≤ Cc ≤ 3^{ϵ}	GW	Well-graded gravel [*]
More than 50% retained	More than 50% of coarse	Less than 5% fines ^c	Cu < 4 and/or 1 > Cc > 3 ^E	GP	Poorly graded grave!
on No. 200 sieve	fraction retained on No. 4 sieve	Gravels with Fines	Fines classify as ML or MH	GM	Silty gravel ^{F,G,H}
01110.200 3000		More than 12% fines ^c	Fines classify as CL or CH	GC	Clayey gravel ^{F,G,H}
	Sands	Clean Sands	Cu ≥ 6 and 1 ≤ Cc ≤ 3^{E}	SW	Well-graded sand
	50% or more of coarse	Less than 5% fines ^D	Cu < 6 and/or 1 > Cc > 3 ^E	SP	Poorly graded sand
	fraction passes No. 4 sieve	Sands with Fines	Fines classify as ML or MH	SM	Silty sand ^{o,HJ}
		More than 12% fines ^o	Fines Classify as CL or CH	SC	Clayey sand ^{c,HJ}
Fine-Grained Soils	Silts and Clays	inorganic	Pl > 7 and plots on or above "A" line'	CL	Lean clay ^{K,L,M}
50% or more passes the	Liquid limit less than 50	-	PI < 4 or plots below "A" line	ML	Silt ^{KLM}
No. 200 sieve		organic	Liquid limit - oven dried < 0.75	OL	Organic clay ^{KLMN}
		-	Liquid limit - not dried	UL	Organic silt ^{K_{LMO}}
	Silts and Clays	Inorganic	PI plots on or above "A" line	СН	Fat clay ^{KLM}
	Liquid limit 50 or more	-	PI plots below "A" line	MH	Elastic Silt ^{K,L,M}
		organic	Liquid limit - oven dried < 0.75	он	Organic clay ^{KLMP}
			Liquid limit - not dried	Un	Organic silt ^{K,L,M,Q}
Highly organic soils	Primar	ily organic matter, dark in	color, and organic odor	PT	Peat

^ABased on the material passing the 3-in. (75-mm) sieve

- ^B If field sample contained cobbles or boulders, or both, add "with cobbles or boulders, or both" to group name.
- ^CGravels with 5 to 12% fines require dual symbols: GW-GM well-graded gravel with silt, GW-GC well-graded gravel with clay, GP-GM poorly graded gravel with silt, GP-GC poorly graded gravel with clay.
- ^DSands with 5 to 12% fines require dual symbols: SW-SM well-graded sand with silt, SW-SC well-graded sand with clay, SP-SM poorly graded sand with silt, SP-SC poorly graded sand with clay

^ECu = D₆₀/D₁₀ Cc =
$$\frac{(D_{30})^2}{D_{10} \times D_{60}}$$

^F If soil contains \ge 15% sand, add "with sand" to group name. ^G If fines classify as CL-ML, use dual symbol GC-GM, or SC-SM. ^HIf fines are organic, add "with organic fines" to group name.

- ¹ If soil contains \geq 15% gravel, add "with gravel" to group name.
- ^J If Atterberg limits plot in shaded area, soil is a CL-ML, silty clay.
- ^K If soil contains 15 to 29% plus No. 200, add "with sand" or "with gravel," whichever is predominant.
- $^{\text{L}}$ If soil contains \geq 30% plus No. 200 predominantly sand, add "sandy" to group name.
- ^M If soil contains \geq 30% plus No. 200, predominantly gravel, add "gravelly" to group name.
- ^NPI \geq 4 and plots on or above "A" line.
- O PI < 4 or plots below "A" line.</p>
- PPI plots on or above "A" line.
 - PI plots below "A" line.



Q





T] JEGRASS

TOWER	DATE:
	TOWER OWNER/OWNERS:
COUNTY:	DATE:
	PROPERTY OWNER/OWNERS:
	DATE:
	HILE:
911 ADDRESS:	CITY REPRESENTATIVE:
5	0ATE:
SITE NAME:	BLUEGRASS CELLULAR CONSTRUCTION SUPERVISOR:
	APPROVAL SIGNATURES

E NAME: IDA

Route 5 Box 473AA S.R. 1590 Albany, KY. 42602

OUNTY: CLINTON

TOWER LATITUDE & LONGITUDE N 36* 45' 30.50" W 85* 12' 09.64"

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	GENERAL NOTES	GENERAL NOTES
	GENERATOR DELAG	GENERATOR DETAIL
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DRAWN BY:		NO.	DATE	REVISION	
	BLUEGRASS CELLULAR, INC.				
11-15-06	B-15-06				
SCALE:					SAGS MERCURY DRIVE LOUISVILLE, XY 40345 (SUI) SUISBURY FAI (SUI) 275 305



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		CONTRACTOR TO INSTALL GPS BRACKET	TRAPEZE KIT TO BE SUPPLIED AND INSTALLED BY GENERAL CONTRACTOR.	ICE BRIDGE TO BE SUPPLIED AND INSTALLED BY GENERAL CONTRACTOR. (Additional Ice Bridge if needed)	TOP OF STRUCTURE OR TOWER BY BLUEGRASS CELLULAR SPECIFICATIONS.	GENERAL CONTRACTOR TO MOUNT ANTENNA MOUNTS AT	TO BE INSTALLED AND GROUNDED TO GROUND BAR INSIDE BUILDING AT WAVE GUIDE ENTRANCE. GO TO SUPPLY GROUND GABLE & LUGS.	CONTRACTORS TO SUPPLY POLYPHASERS OR LIKE UNITS	CONTRACTOR TO EXTERD HARDLARES INTO BUILDING 12 & INSTALL POLYPHASERS, PER INSTRUCTION OF PROJECT MARASER		ALL TRASH AND REFUCE IS TO BE PROPERLY	PROVIDED)	AL COAR CUMMERTIANS ARE TO BE WEATHER FRONTED.	LINES (BOTH INSIDE AND OUTSIDE)	WAVE-GUIDE BOOTS ARE TO BE INSTALLED ON ALL	LINES ARE TO BE SECURED TO ICE BRIDGE	(EXTERIOR OF BUILDING)	ALL LINES TO BE GROUNDED AT ENTRANCE OF	ALL LINES TO BE GROUNDED AT THE TOP AND BASE OF STRUCTURE OR TOWER.	ALL GROUND BARS TO BE INSTALLED AND CAD WELDED TO GROUND FIELD (WHERE REQUIRED)	MOUNTED TO TOWAR OR STRUCTURE FER	ALL LINES AND ANTENNAS TO BE PROPERLY	BLUEGRASS
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Landmark Surveying Co., Inc.

Darren L. Helms, R.L.S., PRESIDENT Dennis N. Helms, R.L.S., VICE PRESIDENT



15 N.E. 3rd Street Washington, Indiana 47501 Phone: 812-257-0950 Fax: 812-257-0953 E-mail: landmark@dmrtc.net

Directions to the Site From the County Seat of Clinton County, Kentucky

Ida Site **Clinton County, Kentucky**

From the Clinton County Courthouse in Albany, Kentucky: travel North on U.S. Highway 127 for 0.4 miles to the intersection of U.S. Highway 127 and Kentucky Highway 1590; turn left onto Kentucky Highway 1590 and travel Northwesterly for 6.3 miles to a farm lane on the left or West side of the highway (0.2 miles before the intersection of Kentucky Highway 1590 and Kentucky Highway 90); turn left onto the lane and travel Southerly 400 feet to the tower site.

Darren L. Helms, Kentucky Professional Land Surveyor No. 3386

DARREN L. HELM LICENSED

INTERNAL

10 2004 Date

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Kerry

Site Name: Ida

OPTION TO LEASE AND LEASE AGREEMENT

I.

OPTION TO LEASE REAL PROPERTY

THIS OPTION TO LEASE REAL PROPERTY (the "Option Agreement") is made and entered into this 2/day of 2, 2006, by and between <u>Raymond Delk and Lila Dot Delk</u> whose address is <u>Route 1</u>, <u>Albany, KY 42602</u> (the "Optionor (s)" and <u>Cumberland Cellular</u> <u>Partnership, d/b/a Bluegrass Cellular, a Kentucky general partnership</u> with principal office and place of business at <u>2902 Ring Road, Elizabethtown, KY 42701</u> (the "Optionee").

$\underline{\mathbf{W} \mathbf{I} \mathbf{T} \mathbf{N} \mathbf{E} \underline{\mathbf{S}} \underline{\mathbf{S}} \mathbf{E} \mathbf{T} \mathbf{H}}:$

WHEREAS, the Optionor(s) is the owner of certain real property located in <u>Clinton</u> County, <u>Kentucky</u> as more particularly described on Exhibit A attached hereto and incorporated herein by reference (the "Property"); and

WHEREAS, the Optionor(s) wishes to grant to the Optionee, and the Optionee wishes to obtain from the Optionor(s), an option to lease the Property upon the terms and conditions set forth herein;

NOW, THEREFORE, in consideration of the foregoing premises and for other good and valuable consideration, the mutuality, receipt and sufficiency of which are hereby acknowledged, the parties hereto do agree as follows.

- 1. In consideration of <u>One Thousand Eight Hundred Dollars and Zero Cents</u> (\$1,800.00) paid by the Optionee to the Optionor(s) (the "Option Consideration"), the receipt of which is hereby acknowledged by the Optionor(s), the Optionor(s) hereby grants to the Optionee an exclusive and irrevocable option to lease the Property (the "Option"), upon the terms and conditions hereinafter set forth, upon the exercise of the Option at any time before 4:00 p.m. prevailing time on $\frac{12 - 26 - 6}{5}$, (the "Option Period") as set forth in Paragraph <u>5</u> thereof.
- 2. The parties hereto anticipate that the Property comprises approximately a <u>One Hundred Foot by One Hundred Foot</u> area, and that a right of way will be given by the Optionor(s) for the purposes of ingress and egress throughout the term of the lease. The Optionee shall obtain an accurate survey of the Property by a registered land surveyor licensed in the Commonwealth of Kentucky at the sole expense of the Optionee. A copy of the survey shall be provided to the Optionor(s). The description of the Property shall include the number of acres determined by the surveyor. The Optionee shall obtain said survey within a reasonable time following the date of the Option Agreement.
- 3. During the term of the Option, the Optionee may enter onto the Property at its own risk to obtain soil samples and to bore soil for the purposes of determining the suitability of the Property for a communications tower.
- 4. Upon the Optionee's proper exercise of the Option in accordance with Paragraph 5 hereof, the Optionor(s) shall be deemed to have immediately executed, acknowledged and delivered to the Optionee the Lease Agreement contained in Section II hereof. The description of the Property shall be that determined by the registered land surveyor in accordance with Paragraph 2 hereof.

- 5. If the Optionee elects to exercise the Option in accordance with the terms hereof, notice of such election shall be deemed sufficient if personally delivered or sent by registered or certified mail, return receipt requested, to the address of the Optionor(s) set forth in Paragraph <u>14</u> hereof.
- 6. The Optionor(s) agrees not to sell, lease or offer for sale or lease the Property during the term of this Option or any renewal or extension of the Option.
- 7. In the event the Optionee fails to exercise the Option as set forth herein (unless such failure is due to the discovery of a defect in the Property or other matter unsatisfactory to the Optionee), the Optionor(s) shall have the right to retain the Option Consideration.
- 8. The Optione'e may assign this Option with written consent of the Optionor(s), which consent shall not be unreasonably withheld, and upon any assignment such assignee shall have all the rights, remedies and obligations as if it were the original Optionee hereunder. From and after any such assignment, the term "Optionee" shall refer to such assignee.
- 9. Each party hereto shall bear any and all of its own expenses in connection with the negotiation, execution or settlement of this Option.
- 10. Risk of loss with respect to the Property during the term of this Option and during the term of the lease shall be upon the Optionor(s). If, during the term of the Option, any portion of the Property shall be acquired by public authority under the right or threat of eminent domain, the Optionee may, at its sole option, either (i) exercise the

Option, and in such event, all sums received from the public authority by the Optionor(s) by reason of the taking of a portion of the Property shall reduce the rent due under the lease, or (ii) terminate this Option and thereupon the Optionor(s) shall be obligated to return to the Optionee the full amount of the Option Consideration previously paid to the Optionor(s) in "good and collected funds."

- 11. The parties hereto represent to each other that neither has engaged any broker to represent their interests in connection with the transactions contemplated hereby, and each agrees to indemnify the other against any and all claims made by any brokers engaged or purported to be engaged by the other for brokerage commissions or fees in connection with the transactions contemplated hereby.
- 12. The Optionor(s) represents, warrants and covenants to the Optionee that the Optionor(s) has not caused or permitted, and shall not cause or permit, and to the best of Optionor(s)' knowledge no other person has caused or permitted any hazardous material (as defined by any applicable federal, state or local law, rule or regulation) to be brought upon, placed, held, located or disposed of at the Property. In the event any such contamination occurs for which the Optionee becomes legally liable, the Optionor(s) shall indemnify the Optionee against all claims, damages, judgments, penalties and costs and expenses, including reasonable attorneys' fees, which Optionee may incur.
- 13. This Option Agreement and the rights and obligations of the parties hereto shall be construed in accordance with the laws of the Commonwealth of Kentucky.

- For the purposes of giving notice as permitted or required herein, the address of the Optionor(s)shall be: <u>P.O. Box 62, Albany, KY 42602</u>; the Optionee's address shall be: <u>2902 Ring Road, Elizabethtown, KY 42701.</u>
- The Optionee shall have the right, in its sole discretion, to record this Option in the
 Office of the Clerk of the County Court of <u>Clinton</u> County, <u>Kentucky</u>.

II.

LEASE AGREEMENT

- 16. In the event the Optionee elects to exercise the Option to lease the Property, the terms of the Lease Agreement ("Lease Agreement" or "Lease") shall become immediately effective upon such exercise and shall be as follows.
 - 1. The term of the Lease shall commence on the date that the Optionor(s) receives proper notice that the Optionee has exercised the Option, pursuant to Paragraph <u>5</u> therein. The initial term shall expire <u>five (5) year(s)</u> from the commencement date of the Lease Agreement and shall include <u>three (3)</u> <u>additional five (5)-year terms</u> per the Lease Agreement. Optionee may, by providing written notice at least sixty (60) days prior to the expiration of the original or any renewal Lease term, elect to unilaterally terminate this Lease at the end of any original or renewal Lease term. Such notice must be personally delivered or sent via registered or certified mail, return receipt requested, to the address of the Optioner(s) set forth in Paragraph 14 hereof. The Lease amount shall be adjusted at the end of each term by an increase of

<u>12%</u>.

- 2. The Optionee shall pay to the Optionor(s) rent for the Property in the sum of Four Thousand Eight Hundred Dollars and Zero Cents (\$4,800.00) yearly, to be paid in advance. All rent payments shall be personally delivered or mailed to the Optionor(s) at the address set forth in Paragraph <u>14</u> hereof. Any check payment of the rent due under the Lease shall be payable to the order of Optionor(s).
- 3. The Optionee shall be entitled to use and occupy the Property for the purpose of erecting, maintaining and operating a communications tower and communications facilities thereon and for all such other uses as Optionee may, in its sole discretion, deem necessary in connection therewith.
- 4. The Optionor(s) shall be responsible for the payment of all real estate taxes which shall be assessed against the Property during the term of the lease. The Optionee shall pay all charges for heat, water, gas, electricity, sewer use charges and any other utility used or consumed on the Property. The Optionee shall, at its own cost and expense, maintain and keep in full force and effect during the term of the lease public liability insurance with coverage in the amount of at least one million dollars (\$1,000,000.00) per person for bodily injury, disease, or death and shall maintain property insurance on any property the Optionee located on the Property.
- 5. The Optionee may assign the lease. The Optionee may sublet all or part of the space on the tower or ground space.
- 6. The Optionor(s) covenants that upon the Optionee's payment of the rent agreed upon herein, as well as Optionee's observing and performing all of the

covenants and conditions contained in the Lease, the Optionee may peacefully and quietly enjoy the Property subject to the terms and conditions set forth in the Lease.

- 7. The Optionee agrees to maintain an access road in a passable manner for the term of the lease.
- 8. Licensee's Payment of Taxes, Fees and Assessments. Optionee shall pay directly to the applicable federal, state or local governmental unit or agency ("Governmental Entity") or to Optionor if Optionor is invoiced by such Governmental Entity, all taxes, fees, assessments or other charges assessed by any Governmental Entity directly against Optionee's Equipment and/or Optionee's use of the Facility. Optionee shall also pay to Optionor Optionee's Pro Rata Share of all taxes, fees, assessments or charges including, but not limited to, personal property taxes attributable to Optionee's equipment and antenna(s), municipal franchise fees, use fees, municipal application fees, installation fees and increases thereof. "Pro Rata Share" shall mean the fraction of decimal equivalent of dividing one (1) by the total number of then existing users occupying a tower on the last day of the applicable calendar year.
- 17. This Option and Lease Agreement contains the entire agreement between the parties hereto and no modification or amendment shall be binding upon any party unless made in writing and signed by each of the parties hereto.

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- 18. Upon the termination or other end of this Lease Agreement, Optionee shall have the right to remove any and all of its property (real or personal) from the Property regardless of whether or not such property may be considered a fixture thereto.
- 19. Upon abandonment of the property, Optionee shall have thirty (30) days to dismantle and remove the cellular antenna tower and any/all equipment located on Optionor's property.

[Remainder of Page Intentionally Left Blank]

Site Name: Ida

EXECUTION OF AGREEMENT(S)

IN WITNESS WHEREOF, the parties hereto have set their hands and affixed their respective seals.

	Raymond Dell
Date:	06-23-06
£	ila Dot Delle
Date:	06-23-06

V 6.23.06 Date:

("Optionor(s)")

By: Raymond Delk and Lila Dot Delk Property Owner(s) ("Optionee")

By: Ron Smith Authorized Representative

STATE OF <u>KENTUCKY</u>
COUNTY OF <u>Clintin</u>
The foregoing instrument was acknowledged before me this $23 \text{ day of } 3000, 2006$,
by Raymond Delk to be higher free act and deed.
NOTARY PUBLIC STATE AŢ LARGE
My commission expires: $8/8/06$

STATE OF KENTUCKY

COUNTY OF Clinton

The foregoing instrument was acknowledged before me this $\frac{23}{3}$ day of $\frac{1000}{2006}$, 2006, by $\frac{11}{3}$ D. Delh to be his/her free act and deed.

Mati J $\left(\right)$.

NOTARY PUBLIC STATE AT LARGE My commission expires: g/g/06

STATE OF Kentucky COUNTY OF <u>Hardin</u>

The foregoing instrument was acknowledged before me this $\mathcal{Z}_{\boldsymbol{\ell}}$ day of $\mathcal{Q}_{\boldsymbol{\ell}}$
2006, by <u>Ron Smith</u> , to be his free act and deed.
NOTARY PUBLIC STATE OF LARGE My commission expires: <u>1-21-09</u>

This instrument prepared by:

IN

John E. Selent

DINSMORE & SHOHL LLP

1400 PNC Plaza / 500 West Jefferson Street

Louisville, KY 40202

(502) 540-2300







er:



COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF CUMBERLAND CELLULAR PARTNERSHIP FOR ISSUANCE OF A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO CONSTRUCT A CELL SITE (IDA) IN RURAL SERVICE AREA #5 (CLINTON) OF THE COMMONWEALTH OF KENTUCKY

CASE NO. 2007-00017

AFFIDAVIT OF JOHN E. SELENT

I, John E. Selent, being duly sworn, depose and state as follows:

My name is John E. Selent and I am a member of the Kentucky Bar Association.
 I am legal counsel to Cumberland Cellular Partnership and am submitting this affidavit in conjunction with the above referenced matter.

2. In order to demonstrate compliance with 807 KAR 5:063 §1(1)(l), Exhibit 1 identifies, with the exception of the individual identified in paragraphs 4 and 5, the names of the residents/tenants and property owners within 500 feet of the proposed tower who have been: (i) notified by written notice of the proposed construction, sufficient postage prepaid, by United States <u>Certified Mail</u>, return receipt requested; (ii) given the Commission docket number under which the application will be processed; and (iii) informed of the right to request intervention.

3. Attached as Exhibit 2 is a copy of the United States <u>Certified Mail</u> return receipts that demonstrate proof of service of the written notice of the proposed construction upon (all of whom have street addresses): (1) Kentucky Department of Highways; (2) Rickey and Connie Smith; (3) Tiffini Fitzgerald; and (4) Bank of Mount Vernon. (See Exhibit 1.)

4. Attached as Exhibit 3 are copies of the United States <u>Express Mail</u> return receipts that demonstrate proof of service of the written notice of the proposed construction upon (whom have P.O. Box addresses, and not street addresses): (1) Jim and Betty Sawyers; (2) Eddie Avery;

(3) Otis McClellan; (4) Dudley and Frances Hay; (5) Cowboy Charcoal USA Limited; (6) Frederick and Mary Sawyers; (7) Cagles/Keystone Food LLC; (8) James Sawyers; (9) Todd and Betty Anderson; and (10) Lila Delk and Raymond Delk. (See Exhibit 1.) The addresses for the individuals identified in (1) through (10) of this paragraph are all P.O. Boxes and therefore cannot be served by United States <u>Certified Mail</u> in compliance with 807 KAR 5:063 § 1(1) and (m).

5. Affiant attempted to serve written notice of the proposed construction upon Jenna Ferguson (see Exhibit 1) via United States <u>Certified Mail</u> pursuant to 807 KAR 5:063 §1(1)(1). Service of the written notice of the proposed construction to Jenna Ferguson was attempted via United States <u>Certified Mail</u> and was returned marked "Unclaimed," (see attached Exhibit 4). Another copy of the written notice of the proposed construction was therefore sent to Jenna Ferguson via United States <u>First Class Mail.</u> (See Exhibit 1.)

Further Affiant saith not.

John l))SS:

COMMONWEALTH OF KENTUCKY COUNTY OF JEFFERSON

> SUBSCRIBED AND SWORN to before me this 6 day of March, 2007. My commission expires: 420/07 Notary Public

Landmark Surveying Co., Inc.

Darren L. Helms, R.L.S., PRESIDENT Dennis N. Helms, R.L.S., VICE PRESIDENT



15 N.E. 3rd Street Washington, Indiana 47501 Phone: 812-257-0950 Fax: 812-257-0953 E-mail: landmark@dmrtc.net

Landowner and Adjacent Landowner List

Bluegrass Cellular Ida Site Clinton County, Kentucky

Jim and Betty Sawyers Route 2 Box 321 Albany, KY 42602

Eddie Bowlin Avery Route 4 Box 473 Albany, KY 42602

Otis Wayne McClellan Route 5 Box 397 Albany, KY 42602

Dudley P. and Frances E. Hay Route 5 Box 496 Albany, KY 42602

Cowboy Charcoal USA Limited P.O. Box 99 Albany, KY 42602 Frederick and Mary Agnes Sawyers Route 4 Box 472 Albany, KY 42602

Tiffini Fitzgerald 5006 N. York Hwy. Pall Mall, TN 38577

Cagles/Keystone Food LLC Route 4 Box 439 Albany, KY 42602

James Lee Sawyers Rout 5 Box 546 Albany, KY 42602

Jenna S. Ferguson 901 Lebannon Ave. Campbellsville, KY 42718 Todd and Betty Anderson P.O. Box 734 Albany, KY 42602

Rickey K. and Connie D. Smith 2628 Shady Cove Court Bowling Green, KY 42104

Lila Dot Delk and Raymond Delk P.O. Box 62 Albany, KY 42602 Bank of Mt. Vernon Mt. Vernon Financial Holdings 2883 5th Avenue Huntington, WV 25702

Kentucky Department of Highways, District 8 1660 South US Hwy. 27 Somerset, Kentucky 42502 Attn: Ms. Stephanie Daffron Public Information Officer

>auen

Darren L. Helms, Kentucky Professional Land Surveyor No. 3386

Nov. 10, 2006

STATE OF KENTUCKY DARMEN L. HELMS 3386 LICEMBED PROFESSIONAL LAND SURVEYOR .
February 9, 2007

Kentucky Department of Highways District 8 Attn: Ms. Stephanie Daffron Public Information Officer 1660 South US Hwy. 27 Somerset, KY 42502

Public Notice

Cumberland Cellular Partnership is a Kentucky general partnership that markets its services as Bluegrass Cellular. Bluegrass Cellular has been serving Central Kentucky with wireless communications services for over 15 years.

Bluegrass Cellular is applying to the Public Service Commission of the Commonwealth of Kentucky (the "Commission") for a Certificate of Public Convenience and Necessity to construct and operate a new cell facility to provide cellular telephone service. This facility will include a 240 foot tower to be located at Route 5, Box 473AA, Albany, Clinton County, Kentucky, 42602. A map showing the location is attached.

The Commission invites your comments regarding this proposed construction. Also, the Commission wants you to be aware of your right to intervene in this matter. Your comments and request for intervention should be addressed to:

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

Dlug		our
Blue; comm	ENDER COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY COM
	 Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. 	A Signature A Signature A Signature B. Received by (Printed Name) DIANA ERCO C. Date of Delivery C. Date of Delivery C. Date of Delivery
	1. Article Addressed to: Kentucky Department of Highways Attn: Ms. Stephanie Daffron	D. Is delivery address different from item 1? ☐ Yes If YES, enter delivery address below: ☐ No
-	Public Information Officer District 8 1660 South US Hwy. 27 Somerset, KY 42502	Service Type Service Type Service Type Service Type Service Type Service Mail Registered Registered Insured Mail C.O.D. Serviced Delivery? (Extra Fee) Service Type Service Type
	2. Article Number 7006 2150 (Transfer from service label)	0005 1757 4958
	PS Form 3811, February 2004 Domestic Retu	rn Receipt 102595-02-M-1540

Please refer to case number 2007-00017 in your correspondence.

Rickey K. and Connie D. Smith 2628 Shady Cove Court Bowling Green, KY 42104

Public Notice

Cumberland Cellular Partnership is a Kentucky general partnership that markets its services as Bluegrass Cellular. Bluegrass Cellular has been serving Central Kentucky with wireless communications services for over 15 years.

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The Commission invites your comments regarding this proposed construction. Also, the Commission wants you to be aware of your right to intervene in this matter. Your comments and request for intervention should be addressed to:

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

Please refer to case number 2007-00017 in your correspondence.

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
 Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. 	A. Signature X Kuckey KAmuth Qi Agent B. Received by (<i>Prifted Name</i>) Ki CKey KSmith D. Is delivery address different from item 1? Yes
1. Article Addressed to:	If YES, enter delivery address below:
Connie D. Smith 2628 Shady Cove Court Bowling Green, KY 42104	3. Service Type A Lunn ACCL AN Certified Mail
2. Article Number (Transfer from service label) 7001 215	

Tiffini Fitzgerald 5006 N. York Hwy. Pall Mall, TN 38577

Public Notice

Cumberland Cellular Partnership is a Kentucky general partnership that markets its services as Bluegrass Cellular. Bluegrass Cellular has been serving Central Kentucky with wireless communications services for over 15 years.

Bluegrass Cellular is applying to the Public Service Commission of the Commonwealth of Kentucky (the "Commission") for a Certificate of Public Convenience and Necessity to construct and operate a new cell facility to provide cellular telephone service. This facility will include a 240 foot tower to be located at Route 5, Box 473AA, Albany, Clinton County, Kentucky, 42602. A map showing the location is attached.

The Commission invites your comments regarding this proposed construction. Also, the Commission wants you to be aware of your right to intervene in this matter. Your comments and request for intervention should be addressed to:

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

Please refer to case number 2007-00017 in your correspondence.

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Bank of Mt. Vernon Mt. Vernon Financial Holdings 2883 5th Avenue Huntington, WV 25702

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Jim and Betty Sawyers Route 2 Box 321 Albany, KY 42602

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Please refer to case number 2007-00017 in your correspondence.



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Eddie Bowlin Avery Route 4 Box 473 Albany, KY 42602

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Public Notice

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Dudley P. and Frances E. Hay Route 5 Box 496 Albany, KY 42602

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1/29/2007

Cowboy Charcoal USA Limited P.O. Box 99 Albany, KY 42602

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Frederick and Mary Agnes Sawyers Route 4 Box 472 Albany, KY 42602

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Cagles/Keystone Food LLC Route 4 Box 439 Albany, KY 42602

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James Lee Sawyers Route 5 Box 546 Albany, KY 42602

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Todd and Betty Anderson P.O. Box 734 Albany, KY 42602

Public Notice

Cumberland Cellular Partnership is a Kentucky general partnership that markets its services as Bluegrass Cellular. Bluegrass Cellular has been serving Central Kentucky with wireless communications services for over 15 years.

Bluegrass Cellular is applying to the Public Service Commission of the Commonwealth of Kentucky (the "Commission") for a Certificate of Public Convenience and Necessity to construct and operate a new cell facility to provide cellular telephone service. This facility will include a 240 foot tower to be located at Route 5, Box 473AA, Albany, Clinton County, Kentucky, 42602. A map showing the location is attached.

The Commission invites your comments regarding this proposed construction. Also, the Commission wants you to be aware of your right to intervene in this matter. Your comments and request for intervention should be addressed to:

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

Please refer to case number 2007-00017 in your correspondence.

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Lila Dot Delk and Raymond Delk P.O. Box 62 Albany, KY 42602

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Please refer to case number 2007-00017 in your correspondence.

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January 19, 2007

Jenna S. Ferguson 901 Lebannon Ave. Campbellsville, KY 42718

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Please refer to case number 2007-00017 in your correspondence.

Bluegrass Cellular welcomes the opportunity to serve and provide wireless service in your community! (For more information, please check us out online at www.myblueworks.com)





Carrie Justice 513-977-8457 carrie.justice@dinslaw.com

January 19, 2007

Via Certified Mail 7006 2150 0005 6274 8120 Clinton County Judge Executive Courthouse 212 Washington Street Albany, KY 42602

> RE: Public Notice - Public Service Commission of Kentucky Case No.2007-00017

Cumberland Cellular Partnership is applying to the Public Service Commission of Kentucky (the Commission") for a Certificate of Public Convenience and Necessity to propose construction and operation for a new facility to provide cellular radio telecommunications service in rural service area (RSA) #5 in Clinton County. The facility will include a 240 ft. tower and an equipment shelter to be located at Route 5 Box 4733AA, Albany, Clinton County, Kentucky, 42602. A map showing the location of the proposed new facility is enclosed.

The Commission invites your comments regarding the proposed construction. You also have the right to intervene in this matter.

Your comments and request for intervention should be addressed to: Executive Director's Office, Public Service Commission, P.O. Box 615, Frankfort, Kentucky 40602. Please refer to case number 2007-00017 in your correspondence.

Very truly yours,

DINSMORE & SHOHL LLP Carrie Justice

Lexington

Paralegal

Dayton

enclosure

CDJ 1341919v1 21965-23

Charleston

Cincinnati

Morgantown

Pittsburgh

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In Memory Ruben Huckaby, Sr.

In loving memory of Ruben Huckaby, Sr., spending his birthday in heaven this year.

We love you and miss you. Happy Birthday.

Love, your family

Thank You

We would like to thank everyone for the kindness you showed our family when we lost our home. Everything was greatly appreciated. Thank you and God bless you.

The Dishman family



Clinton County District Court December Fiduciaries

The following is the listing of Appointments of Fiduciaries for Clinton District Court for the month of December, 2006.

* Decedent: James Dyer. III. P.O. Box 421, Albany, Ky. 42602, Fiduciary: Cynthia S. Dyer, P.O. Box 421, Albany, Ky. 42602, Date: Dec. 14, Attorney: D. Jeff Choate, 183 Colson Drive, Bronston, Ky. 42518.

* Decedent: Bennie W. Ridge. Rt. 2 Box 566. Albany. Ky. 42602. Fiduciary: Hilda Hache. Rt. 2 Box 566. Albany. Ky. 42602. Date: Dec. 19. Attorney: Luther C. Conner. Jr., P.O. Box 177. Albany. Ky. 42602.

* Decedent: Kimball H. Duvall. Rt. 5 Box 157. Albany. Ky. 42602. Fiduciaries: Kevin Duvall. Rt. 5 Box 156. Albany. Ky. 42602 and Denise Sloan. Rt. 4 Box 948. Albany. Ky. 42602. Date: Dec. 28. Attorney: David M. Cross, P.O. Box 70. Albany. Ky. 42602.

(KRS 395.190. The date by which creditors must file their claims, that is, within six months after the appointment of fiduciary).

14-1c

LOCAL HEALTH NURSE I LAKE CUMBERLAND DISTRICT HEALTH DEPARTMENT

Immediate Vacancy - Recruiting one full time registered nurse to fill vacancy as Float Nurse for clinics in western part of District. Assist with WIC Program: Assist with Well Child Services; Provide routine immunizations; Assist with Family Planning Services, Prenatal Program. Adult Health Program, and Tuberculosis Program; Preference for this vacancy will be given to applications submitted before 4:30 p.m. (ET), Thursday, February 1, 2007.

<u>Cpen Register for continual recruitment</u> - Also recruiting to establish a register for future vacancies in the school health program and clinic settings. Duties include serving as staff nurse performing a variety of skilled nursing duties in local health programs including WIC, Well Child, Family Planning, Prenatal, Adult Health, Tuberculosis, and Geriatrics. Applications for Open Register are accepted on a continual basis.

Requirements for Local Health Nurse I include an Associate degree or diploma from an accredited college, university, or school of nursing. Must have met all requirements of KRS 314.041, having received a provisional license and approval to practice as a Registered Nurse Applicant (RNA) or having a current active Kentucky Registered Nurse license. No previous nursing practice experience required, however preference will be given to applicants with at least one year of experience. Excellent fringe benefits. Opportunities for growth. Entry level salary \$14.07 per hour. With offer of hire, employment conditional, pending criminal information check

Public Notice

The Lake Cumberland Area Agency on Aging, pursuant to the Older Americans Act. Kentucky Homecare, and Adult Day Programs will be releasing requests for funding proposals starting 8:00 a.m. central time on January 31, 2007 until 4 p.m. central time for funds to be utilized by public or private organizations that provide eligible services. Applications will be accepted until 4 p.m. central time, February 28. 2007. Specific services to include Nutrition. Supportive Services. Health Promotion/Legal Services and Adult Day Care Services in the Lake Cumberland Area Agency on Aging service area composed of: Adair. Casey. Clinton. Cumberland. Green, McCreary, Pulaski, Russell, Taylor, and Wayne counties. Those requesting more information on specific services please contact Elderly Services Director. Lake Cumberland Area Development District. P.O. Box 1570. Russell Springs. KY 42642 or call (270) 866-4200.

13-2c

Public Notice

Cumberland Cellular Partnership is applying to the Public Service Commission of Kentucky for a Certification of Public Convenience and Necessity to construct and operate a new facility to provide cellular radio telecommunications service in rural service area #5 of the Commonwealth of Kentucky (Ida Cell Site). The facility is a 240-foot tower and an equipment shelter to be located at Route 5 Box 473AA, Albany, Clinton County, Kentucky, 42602. Your comments and requests for intervention should be addressed to: Executive Director's Office, Public Service Commission, Post Office Box 615, 211 Sower Boulevard, Frankfort, Kentucky 40602. Please refer to Case No. 2007-00017 in your correspondence. 14-2c

Thank You

The family of Ina Jean Guffey would like to convey their heartfelt gratitude and appreciation for all of the tender expressions of sympathy that we received during our recent loss. The love and concern that was shown for us was overwhelming. Thanks to

Clinton Co

County News

Thursday, February 1, 2007-

Kentucky Life on KET

A Kentucky landmark and an industry in a cottage that has become a cottage industry are featured on the next edition of Kentucky Life, airing Saturday, Feb. 3 at 8/7 p.m. and Sunday, Feb. 4 at 4:30/3:30 p.m. CT on KET1. Dave Shuffett and his dogs Charlie and Sadie host the program from the Underground Railroad Museum in Maysville.

Shaker Village at Pleasant Hill near Harrodsburg had delighted generations of visitors with its clean. simple architecture and lure of an

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idyllic life, In this segment. Dave learns about the Shakers' arrival in Kentucky, who they were and some of their beliefs. He also witnesses demonstrations of Shaker music, crafts, architecture, food and farm and agricultural life.

For years, making yarn was the purview of large manufacturers only, but a recent resurgence in the popularity of knitting and crocheting has led to varn-making once again becoming a cottage industry. Kentucky Life stops by the Springfield farm of Kathy and Mark Koenig. operators of Koenig Farm & Spinnery. In order to produce their luxurious mohair varns, their Angora goats "share" their mohair with them twice a year. The yarn, which is richly colored and amazingly soft, comes from their herd of approximately 100 goats and is washed, dved, hand painted and spun right at the spinning mill located on the farm.

Finally. Dave tours the National Underground Railroad Museum in Maysville to learn more about the story of hope and struggle. The

Maysville area is surrounded by stations on the Underground Railroad, each with a fascinating story to tell.

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14-20

Elínton County News Your "local" news leader since 1949

LEGAL NOTICE OF ANNUAL MEETING The Burley Tobacco Growers Cooperative Association will hold its Annual Meeting of membership at its Tobacco Farmer Appreciation Day at 2:00 p.m., Friday, February 16, 2007 in Room 101 of the South Wing at the KY Fair and Exposition Center in Louisville, KY during the National Farm Machinery Show.

REQUEST FOR STATEMENT OF QUALIFICATIONS

The City of Albany/Clinton County is accepting Statements of Qualifications for architectural design, inspection, and supervision services to be performed in the construction of the Albany/Clinton County Twin. Lakes Emergency Services Building Project.

DETERMINATION

In order to be considered, statements must be received prior to close of business on February 20, 2007 at the Lake Cumberland Area Development District Offer Doctor





Information on Towers Registered with the FCC in Clinton County and 1/2 Mile Area Outside of the County Boundary

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1063507	36-48-41	85-7-47	Albany, KY	Giobal Tower, LLC
1239784	36-43-21.4	85-7-37.2	Albany, KY	Cumberland Ceilular Partnership

Prepared By: LNGS Engineering i.