

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

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PUBLIC SERVICE
COMMISSION

In the Matter of:

APPLICATION OF AMERICAN TOWERS, INC.)
FOR ISSUANCE OF A CERTIFICATE OF PUBLIC)
CONVENIENCE AND NECESSITY TO CONSTRUCT)
A WIRELESS COMMUNICATIONS FACILITY AT)CASE: 2009-00215
KY HIGHWAY 11, STANTON)
POWELL COUNTY, 40380)

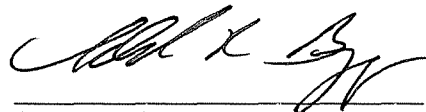
SITE NAME: RED RIVER (252G0116)

Supplemental Communication

Please find enclosed a copy of a letter addressed to Darrell Billings, adjoining landowner in the above application. Mr. Billings had a concern regarding the location of the proposed WCF. The letter enclosed addressed this concern to Mr. Billings satisfaction.

Mr. Billings did not request intervention to the application and this Supplemental Communication is presented as a courtesy to the Public Service Commission.

Respectfully submitted,



Todd R. Briggs
Briggs Law Office, PSC
17300 Polo Fields Lane
Louisville, KY 40245
Telephone 502-254-9756

BRIGGS LAW OFFICE, PSC

TODD R. BRIGGS

17300 POLO FIELDS LANE

LOUISVILLE, KENTUCKY 40245

TELEPHONE (502) 254-9756

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July 20, 2009

Darrell Billings
180 Doe Valley Drive
Clay City, KY 40312

RE: Site Survey of Wireless Communications Facility 2009-00215

Dear Mr. Billings:

It was a pleasure speaking with you the other day and I appreciate your concerns regarding the proposed wireless communications facility; Kentucky Public Service Commission Case Number 2009-00215.

I contacted the surveyor and addressed your concerns with the location of the current lease area of the wireless communications facility and the possibility of encroaching on your property. As I later stated in our subsequent telephone conversation, the original lease area was mistakenly located on a portion of your property due to a faulty legal description and survey. The lease area has been relocated and sits entirely on our landlord's property. I have enclosed a letter from BTM Engineering, Inc. that outlines the chain of events.

I believe you are now in agreement with the fact that the lease area of the proposed wireless communications facility no longer encroaches onto your property and lies entirely within the Salyer tract.

Please contact me if you have any further questions.

Sincerely,



Todd R. Briggs
Counsel for American Towers Inc.

Enclosure

Cc: Kentucky Public Service Commission

July 13, 2009



Mr. Todd R. Briggs
Briggs Law Office, PSC
17300 Polo Fields Lane
Louisville, KY 40245

Re: Survey Work on Red River Site

Dear Mr. Briggs:

Our preliminary survey of the site was issued on 12/19/08 showing property lines based upon Darrell and Jennifer Billing's current deed (Deed Book 167, Page 138) and upon a survey by Blake Adams Engineering dated 8/29/07. The original lease area was put in place using said documents with intent that the entire lease area and access be located on the Salyer property.

On 3/19/09 we were provided a revised survey by Blake Adams Engineering. This new survey showed an alteration in the property line, which revealed the above lease area to be partially on the Billings property. On 5/19/09 we revised the lease area location on our survey documents and in the field per the new property line configuration in order to ensure the entire lease area and access was on the Salyer tract.

Please contact me using the information below if any further clarification is needed.

A handwritten signature in black ink, appearing to read "W. W. Marcum". The signature is fluid and cursive, with a large, stylized initial "W".

W. W. Marcum, PE
PM/Partner
(502) 815-7544 Direct
(502) 338-8784 Mobile

BTM Engineering, Inc.
3001 Taylor Springs Drive Louisville, Kentucky 40220
(502) 459-8402 Fax (502) 459-8427

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