#### COMMONWEALTH OF KENTUCKY BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE APPLICATION OF TOWERCO 2013, LLC,	)	
T-MOBILE CENTRAL, LLC AND CELLCO PARTNER-	)	
SHIP D/B/A VERIZON WIRELESS AND FOR ISSUANCE	)	CASE NO. 2025-00028
OF A CERTIFICATE OF PUBLIC CONVENIENCE AND	)	
NECESSITY TO CONSTRUCT A WIRELESS	)	
COMMUNICATIONS FACILITY IN THE	)	
COMMONWEALTH OF KENTUCKY IN THE COUNTY	)	
OF MARSHALL		
SITE NAME: FAIRDEALING WEST		
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## SUPPLEMENTAL INFORMATION CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY POST ORDER FOR CONSTRUCTION OF A WIRELESS COMMUNICATIONS FACILITY

- 1. Pursuant to Condition 2 of the Order, Co-Applicants sent Corrected certified notices every person who, according to the records of the County Property Valuation Administrator, owns property which is within 500 feet of the proposed tower or contiguous to the subject property on July 10, 2025. Six (6) notices were sent to surrounding property owners; to date five (5) notice green cards have been returned. The United States Postal Service Tracking research indicates one (1) notice was unclaimed and is being returned to our office. Copies of the mailed envelopes, returned green cards and USPS Tracking documentation are included in Exhibit 1. There are no unaccountable notices.
- 2. Pursuant to Condition 3 of the Order, Co-Applicants sent **Corrected** notice to County Judge/Executive by certified mail, return receipt requested, of the proposed construction on July 10, 2025. A copy of this notice along with a copy of the mailed envelope and returned green card is attached as **Exhibit 2**.

3. Pursuant to Condition 4 of the Order, a Corrected legal notice advertisement

regarding the location of the proposed facility has been published in a newspaper of

general circulation in the county in which the WCF is proposed to be located. Copies

of the tear sheet from the newspaper that includes the notice advertisement and an

affidavit from the publisher certifying that the notice advertisement was published

July 17, 2025 are attached as Exhibits 3a and 3b, respectively.

4. Attached hereto as Exhibit 4 please find an Affidavit of Certification for all

information contained in this application.

5. All Exhibits to this Application are hereby incorporated by reference as if fully set out

as part of the Application.

6. All responses and requests associated with this Application may be directed to:

Russell L. Brown

Clark, Quinn, Moses, Scott & Grahn, LLP

320 North Meridian Street, Suite 1100

Indianapolis, IN 46204

Phone: (317) 637-1321

FAX: (317) 687-2344

Email: rbrown@clarkquinnlaw.com

WHEREFORE, Co-Applicants respectfully request that the PSC accept the foregoing

Application for filing and, having met the requirements of KRS §§278.020(1), 278.650, and 278

.665 and all applicable rules and regulations of the PSC, grant a Certificate of Public Convenience

and Necessity to construct and operate the WCF at the location set forth herein.

Respectfully submitted,

Russell L. Brown

2

Clark, Quinn, Moses, Scott & Grahn, LLP 320 North Meridian Street, Suite 1100 Indianapolis, IN 46204

Phone: (317) 637-1321 / FAX: (317) 687-2344

Email: rbrown@clarkquinnlaw.com

Attorney for Cellco Partnership d/b/a Verizon Wireless

#### LIST OF EXHIBITS

- 1 Property Owner Notification
- 2 County Judge/Executive notice
- 3a Newspaper Tear Sheet
- 3b Publishers Affidavit
- 4 Affidavit of Certification



Russell L. Brown Attorney at Law rbrown@clarkquinnlaw.com 320 N. Meridian St., Ste. 1100 Indianapolis, IN 46204 (317) 637-1321 main (317) 687-2344 fax

July 10, 2025

## Corrected Notice of Proposed Construction of Wireless Communications Facility Site Name: Fairdealing West

TowerCo 2013, LLC, T-Mobile and Cellco Partnership, d/b/a Verizon Wireless propose to construct a wireless communications facility on a site located on the west side of Capp Springs Road (County Road 1115), approximately 0.8 mile north of US HWY 68, Benton, KY 42025 (North Latitude: (36° 51' 47.91", West Longitude 88° 14' 55.18"). The proposed facility will include a 270-foot tall self-support tower, plus a 10-foot lightning arrestor and related ground facilities. This facility is needed to provide improved coverage for wireless communications in the area.

This notice is being sent to you because the County Property Valuation Administrator's records indicate that you may own property that is within a 500' radius of the proposed tower site or contiguous to the property on which the tower is to be constructed. You have a right to submit testimony to the Kentucky Public Service Commission ("PSC"), either in writing or to request intervention in the PSC's proceedings on the application. You may contact the PSC for additional information concerning this matter at: Kentucky Public Service Commission, Executive Director, 211 Sower Boulevard, P.O. Box 615, Frankfort, Kentucky 40602. Please refer to docket number 2025-00028 in any correspondence sent in connection with this matter.

We have attached a map showing the site location for the proposed tower. Applicant's radio frequency engineers assisted in selecting the proposed site for the facility, and they have determined it is the proper location and elevation needed to provide quality service to wireless customers in the area. Please feel free to contact us at 317-637-1321 if you have any comments or questions about this proposal.

Sincerely,

Russell L. Brown

Attorney for Applicant

RLB/mnw enclosure

### **Location Map**









5270 1687





Michael D & Cynthia L Dabolt 961 Capp Springs Rd Benton KY 42025

lark, Quinn, Moses, Scott & Grahn, LLP



0710 5270 1687 FIRST-CLASS

US POSTAGE IMIPITNEY BOWES



Michael L & Kathy J Chance 571 Capp Springs Rd Benton KY 42025

Quinn, Moses, Scott & Grahn, LLP

### CERTIFIED MAIL



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FIRST-CLASS

US POSTAGE IMIPITNEY BOWES

Duffy Shannon J Smeltzer 1024 Capp Springs Rd Benton KY 42025







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FIRST-CLASS



Gary Oakley 908 Capp Springs Rd Benton KY 42025

Clark Quinn
lark, Quinn, Moses, Scott & Grahn, LLP

PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT OF THE RETURN ADDRESS, FOLD AT DOTTED LINE

CERTIFIED MAIL®



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US POSTAGE MIPITNEY BOWES

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John & Judith Rzonca 57 Crown Ct Gilbertsville KY 42044

Clark Quinn

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FIRST-CLASS

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Steve Downing Etal 684 Capp Springs Rd Benton KY 42025

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
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Benton KY 42025	
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### **USPS Tracking**<sup>®</sup>

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Your item arrived at our USPS facility in LOUISVILLE KY DISTRIBUTION CENTER on August 5, 2025 at 9:53 am. The item is currently in transit to the destination.

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BENTON, KY 42025 August 1, 2025, 8:08 am

See All Tracking History

What Do USPS Tracking Statuses Mean? (https://faq.usps.com/s/article/Where-is-my-package)

Text & Email Updates	~
USPS Tracking Plus®	~
Product Information	~



Track	Another	Package

Enter tracking or barcode numbers

### **Need More Help?**

Contact USPS Tracking support for further assistance.

**FAQs** 



Russell L. Brown Attorney at Law rbrown@clarkquinnlaw.com 320 N. Meridian St., Ste. 1100 Indianapolis, IN 46204 (317) 637-1321 main (317) 687-2344 fax

July 10, 2025

Via Certified Mail, Return Receipt Requested 9589 0710 5270 1687 9039 26

Hon. Kevin Spraggs Marshall County Judge/Executive 1101 Main Street Benton, Kentucky 42025

RE: Corrected Notice of Proposal to Construct Wireless Communications Facility Kentucky Public Service Commission Docket No. 2025-00028 Site Name: Fairdealing West

Dear Judge Spraggs:

TowerCo 2013, LLC, T-Mobile and Cellco Partnership, d/b/a Verizon Wireless propose to construct a wireless communications facility on a site located on the west side of Capp Springs Road (County Road 1115), approximately 0.8 mile north of US HWY 68, Benton, KY 42025 (North Latitude: (36° 51' 47.91", West Longitude 88° 14' 55.18"). The proposed facility will include a 270-foot tall self-support tower, plus a 10-foot lightning arrestor and related ground facilities. This facility is needed to provide improved coverage for wireless communications in the area.

You have a right to submit comments to the PSC or to request intervention in the PSC's proceedings on the application. You may contact the PSC at: Executive Director, Public Service Commission, 211 Sower Boulevard, P.O. Box 615, Frankfort, Kentucky 40602. Please refer to docket number 2025-00028 in any correspondence sent in connection with this matter. Please note, this site replaces the notice you received for PSC-00221.

We have attached a map showing the site location for the proposed tower. Verizon Wireless' radio frequency engineers assisted in selecting the proposed site for the facility, and they have determined it is the proper location and elevation needed to provide quality service to wireless customers in the area. Please feel free to contact us with any comments or questions you may have.

Sincerely,

Russell L. Brown

Attorney for Applicant

### Location Map





### CERTIFIED MAIL®



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Hon. Kevin Spraggs Marshall County Judge/Executive 1101 Main Street Benton, Kentucky 42025

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# CLASSIFIEDS

**Contact:** Gerry K. Gilbert, Office Manager (p)527-3162 (f)527-4567 <u>features@tribunecourier.com</u>

Classified Deadline: **Noon Tuesday** 

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### **PUBLIC NOTICE**

The Marshall County Board of Local Appeals will hold an open session on July 28, 2025, at 9:00 AM. The meeting will be at the Marshall County Courthouse, 1101 Main St, Benton, KY 42025.

The Board shall meet pursuant to KRS 133.030 and shall meet only so long as it is necessary to hear appeals and render a decision upon those appeals.

#### **NOTICE OF PUBLIC HEARING**

Notice is hereby given that on Monday, August 4, 2025, the Planning and Zoning Commission will consider a zone change from I-1 to R-3 for property located at Elm Street & East 7th Street (Parcel 0B-08-07-060 and 0B-08-07-061), Benton, Kentucky owned by RyanRose Inc. The Planning Commission meeting will be held at Benton City Hall, 1009 Main Street, Benton, KY 42025 at 5:30

> William York Planning & Zoning Administrator

#### NOTICE OF PUBLIC HEARING

Notice is hereby given that on Monday, August 4, 2025, the Plan ning and Zoning Commission will consider a zone change from C-2 to R-3 for property located at 346 Old Symsonia Road (Parcel 0B-04-00-021), Benton, Kentucky owned by Scott and Jerilyn Lampkins. The Planning Commission meeting will be held at Benton City Hall, 1009 Main Street, Benton, KY 42025 at 5:30

> William York Planning & Zoning Administrator

### **CORRECTED NOTICE**

TowerCo 2013, LLC, T-Mobile and Cellco Partnership, d/b/a Verizon Wireless propose to construct a wireless communications facility on a site located on the west side of Capp Springs Road (County Road 1115), approximately 0.8 mile north of US HWY 68, Benton, KY 42025 (North Latitude: (36° 51' 47.91", West Lor gitude 88° 14' 55.18"). The proposed facility will include a 270-foot tall self-support tower, plus a 10-foot lightning arrestor and

You have a right to submit comments to the PSC or to request in tervention in the PSC's proceedings on the application. You may contact the PSC at: Executive Director, Public Service Commission, 211 Sower Boulevard, P.O. Box 615, Frankfort, Kentucky 40602. Please refer to docket number 2025-00028 in any correspondence sent in connection with this matter.

### 0100 ANNOUNCEMENTS

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### WALNUT COURT **APARTMENTS BENTON HOUSING**

Now accepting applications for 1 bedroom units. Must be 62. handicapped or disabled.



The Housing Authority of Benton (E.H.O.)

The Housing Authority of Benton is now accepting applications for 0 to 4 bedroom apartments in Benton and Calvert City.

For more information, call 527-3626

Working Families, handicapped & elderly receive first preference



0900 LEGALS

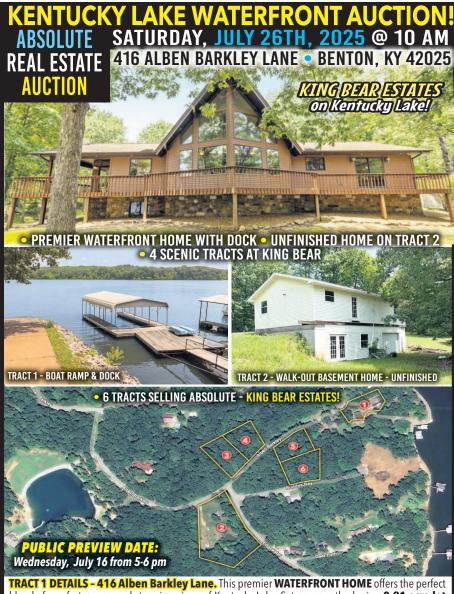
The following vehicles will be sold by Glen's Automotive and Towing:

1. Chevrolet Equinox, VIN

2CND1037096251893 2. Ford F150, VIN

TRW08L02KD05218

The date of sale will be held at Glen's Automotive and Towing July 18 at 9 a.m. at 313 Main St., Benton, KY 42025.



blend of comfort, space, and stunning views of Kentucky Lake. Set on a gently sloping 0.81-acre lot with **private dock access**, the property features a spacious layout with 3 to 4 bedrooms-two on the main level and one to two in the finished basement-along with two full bathrooms. The eat-in kitchen and cozy loft provide additional living and entertaining space, while the expansive living area boasts floor-to-ceiling windows that frame breathtaking panoramic lake views. A detached 4-car garage includes a fully equipped apartment, ideal for hosting guests or generating rental income. This is

an exceptional opportunity to enjoy lakefront living at its finest.

TRACT 2 DETAILS – 384 Alben Barkley Lane offers a home with a walkout basement, currently under construction and ready for you to finish to suit your style and needs. The layout includes 3 bedrooms and 1 bathroom, providing a great foundation for a customized lake retreat or incomeproducing investment. Situated on a spacious 1.96-acre lot, this property presents a unique opportunity to create your ideal getaway in a desirable location

TRACTS 3 - 6 DETAILS: Excellent Building Lots - Tract 3: 0.72 Acre - Lot #38 - Tract 4: 0.59 Acre -Lot #39 - Tract 5: 0.58 Acre - Lot #55 - Tract 6: 0.58 Acre - Lot #56 - With Kentucky Lake View • All 4 Just Steps away from Kentucky Lake access-perfect for boating, fishing, and recreation!

REAL ESTATE TERMS: The property will be offered in 6 individual tracts, any combination of tracts, or as a whole property. The property will be sold in th manner resulting in the highest total sale price. A 10% Buyer's Premium will be added to the final bid and included in the deed transaction sale price.
15% as down payment on the day of the auction with balance in cash at closing on or before 30 days. The down payment may be in the form of cashier's check, personal check, or corporate check. The property will be sold by a new survey. Buyer will be responsible for 50% of the cost of the new survey YOUR BIDDING IS NOT CONDITIONAL UPON FINANCING, SO BE SURE YOU HAVE ARRANGED FINANCING, IF NEEDED. AND ARE CAPABLE OF PAYING CAS AT CLOSING. Closing shall take place on or before 30 days from auction date. All 2025 ad valorem taxes will be prorated at closing.

HOMES - FARMLAND ESTATES - WATERFRONT



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### AFFIDAVIT

I, SELENA WARD, Sales Manager of The Tribune-Courier, a
newspaper of general circulation, published in the City of Benton,
County of Marshall, State of Kentucky, do hereby affirm the legal
advertisement attached was published in the
issue of The Trib, The Marshall County Tribune-Courier
Selente Ward
Selena Ward
Sales Manager
The Trib
The Marshall County Tribune-Courier
Sworn to and before me, a Notary, on this the 17 <sup>th</sup> day of July, 20_25.
(Notary signature)
My commission expires:
November 18, 2027
Gerry K. Gilbert Notary Public, Commonwealth of Kentucky Commission# KYNP81829 Expiration date. 11/18/2027

STATE OF INDIANA )
) SS:
COUNTY OF MARION )

#### AFFIDAVIT OF CERTIFICATION COMMONWEALTH OF KENTUCKY PUBLIC SERVICE COMMISSION

I Russell L. Brown, attorney for Cellco Partnership, d/b/a Verizon Wireless and TowerCo 2013, LLC hereby certify that as the person supervising the preparation of this application and all statements and information contained herein are true and accurate to the best of that person's knowledge, information, and belief formed after a reasonable inquiry for all information within this application.

Russell L. Brown

Attorney, for Cellco Partnership, d/b/a Verizon Wireless And TowerCo 2013, LLC

STATE OF INDIANA, COUNTY OF MARION, SS:

Subscribed and sworn to before me this 6<sup>th</sup> day of August, 2025.

Notary Public

Printed Name of Notary: Elizabeth Bentz Williams My commission expires: November 18, 2028

My County of Residence: Marion

Commission #: <u>0639620</u>

SEAL SEAL

ELIZABETH BENTZ WILLIAMS
Notary Public, State of Indiana
Marion County
Commission Number NP0639620
My Commission Expires
November 18, 2028