

Dinsmore & Shohl LLP
ATTORNEYS

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November 26, 2008

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DEC - 1 2008
PUBLIC SERVICE
COMMISSION

Director of Filings Division
Public Service Commission
211 Sower Blvd.
P.O. Box 615
Frankfort, KY 40602-0615

RE: Application of Cumberland Cellular Partnership for issuance of a Certificate of Public Convenience and Necessity to Construct a Cell Site (Sulphur Well), Case No. 2008-00316

Dear Sir or Madam:

Enclosed for filing with the Kentucky Public Service Commission are an original and five (5) copies of the Federal Aviation Administration (FAA) and Kentucky Airport Zoning Commission (KAZC) approvals for the above referenced cellular tower application.

If you have any questions with respect to this matter, please call me.

Thank you very much.

Very truly yours,

DINSMORE & SHOHL LLP


Kerry W. Ingle, Paralegal

kwi
Enclosures

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COMMISSION

1400 PNC Plaza, 500 West Jefferson Street Louisville, KY 40202
502.540.2300 502.585.2207 fax www.dinslaw.com



Federal Aviation Administration
 Air Traffic Airspace Branch, ASW-520
 2601 Meacham Blvd.
 Fort Worth, TX 76137-0520

Aeronautical Study No.
 2008-ASO-4584-OE

Issued Date: 09/12/2008

Scott McCloud
 Bluegrass Cellular, Inc.
 2902 Ring Road
 Elizabethtown, KY 42701

**** DETERMINATION OF NO HAZARD TO AIR NAVIGATION ****

The Federal Aviation Administration has conducted an aeronautical study under the provisions of 49 U.S.C., Section 44718 and if applicable Title 14 of the Code of Federal Regulations, part 77, concerning:

Structure: Antenna Tower Sulphur Well
 Location: Edmonton, KY
 Latitude: 37-05-29.09N NAD 83
 Longitude: 85-36-52.18W
 Heights: 255 feet above ground level (AGL)
 1052 feet above mean sea level (AMSL)

This aeronautical study revealed that the structure does not exceed obstruction standards and would not be a hazard to air navigation provided the following condition(s), if any, is(are) met:

As a condition to this Determination, the structure is marked and/or lighted in accordance with FAA Advisory circular 70/7460-1 K Change 2, Obstruction Marking and Lighting, a med-dual system - Chapters 4,8(M-Dual),&12.

It is required that FAA Form 7460-2, Notice of Actual Construction or Alteration, be completed and returned to this office any time the project is abandoned or:

- At least 10 days prior to start of construction (7460-2, Part I)
- Within 5 days after the construction reaches its greatest height (7460-2, Part II)

This determination expires on 03/12/2010 unless:

- (a) extended, revised or terminated by the issuing office.
- (b) the construction is subject to the licensing authority of the Federal Communications Commission (FCC) and an application for a construction permit has been filed, as required by the FCC, within 6 months of the date of this determination. In such case, the determination expires on the date prescribed by the FCC for completion of construction, or the date the FCC denies the application.

NOTE: REQUEST FOR EXTENSION OF THE EFFECTIVE PERIOD OF THIS DETERMINATION MUST BE POSTMARKED OR DELIVERED TO THIS OFFICE AT LEAST 15 DAYS PRIOR TO THE EXPIRATION DATE.

Sulphur Lake



KENTUCKY AIRPORT ZONING COMMISSION

Steven Beshear
Governor

90 Airport Road, Bldg 400
Frankfort, KY 40601
502-564-4480

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PUBLIC SERVICE
COMMISSION

November 20, 2008

APPROVAL OF APPLICATION

APPLICANT:
BLUEGRASS CELLULAR
MR SCOTT McCLOUD
2902 RING ROAD
ELIZABETHTOWN, KY 42702

SUBJECT: AS-085-I96-2008-182

STRUCTURE: Antenna Tower
LOCATION: Edmonton, KY
COORDINATES: 37° 5' 29.09" N / 85° 36' 52.18" W
HEIGHT: 255' AGL/1052' AMSL

The Kentucky Airport Zoning Commission has approved your application for a permit to construct 255' AGL/ 1052' AMSL Antenna Tower near Edmonton, KY 37° 5' 29.09" N / 85° 36' 52.18" W.

This permit is valid for a period of 18 Month(s) from its date of issuance. If construction is not completed within said 18-Month period, this permit shall lapse and be void, and no work shall be performed without the issuance of a new permit.

A copy of the approved application is enclosed for your files.

Dual Obstruction Ligthing is required.

A handwritten signature in black ink, appearing to read "John Houlihan".

John Houlihan
Administrator



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KENTUCKY AIRPORT ZONING COMMISSION

Steven Beshear
Governor

90 Airport Road, Bldg 400
Frankfort, KY 40601
502-564-4480

CONSTRUCTION/ALTERATION STATUS REPORT

November 20, 2008

AERONAUTICAL STUDY NUMBER: AS-085-196-2008-182

BLUEGRASS CELLULAR
MR SCOTT McCLOUD
2902 RING ROAD
ELIZABETHTOWN, KY 42702

This concerns the permit which was issued to you by the Kentucky Airport Zoning Commission on November 20, 2008. This permit is valid for a period of 18 Month(s) from its date of issuance. If construction is not completed within the said 18-Month period, this permit shall lapse and be void, and no work shall be performed without the issuance of a new permit. When appropriate, please indicate the status of the project in the place below and return this letter to John Houlihan, Administrator, Kentucky Airport Zoning Commission.

STRUCTURE: Antenna Tower
LOCATION: Edmonton, KY
COORDINATES: 37° 5' 29.09" N / 85° 36' 52.18" W
HEIGHT: 255' AGL /1052' AMSL

CONSTRUCTION/ALTERATION STATUS

- The project () is abandoned. () is not abandoned.
- Construction status is as follows:
 Structure reached its greatest height of _____ ft. AGL
 _____ ft. AMSL on _____ (date).
 Date construction was completed. _____
 Type of obstruction marking/painting. _____
 Type of obstruction lighting. _____
 As built coordinates. _____
 Miscellaneous Information. _____
 DATE _____
 SIGNATURE/TITLE _____



Kentucky Transportation Cabinet, Kentucky Airport Zoning Commission, 125 Holmes Street, Frankfort KY 40622

Kentucky Aeronautical Study Number

APPLICATION FOR PERMIT TO CONSTRUCT OR ALTER A STRUCTURE

AS-085-I96-08-182

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

9. Latitude: 37 ° 5 ' 29 . 09 "

10. Longitude: 85 ° 36 ' 52 . 18 "

11. Datum: [X] NAD 83 [] NAD 27 [] Other

12. Nearest Kentucky City Edmonton County Metcalfe

13. Nearest Kentucky public use or Military airport:

Columbia-Adair Co. Airport

14. Distance from #13 to Structure: 14.7 Miles

15. Direction from #13 to Structure: West

16. Site Elevation (AMSL): 797 Feet

17. Total Structure Height (AGL): 255 Feet

18. Overall Height (#16 + #17) (AMSL): 1052 Feet

19. Previous FAA and/or Kentucky Aeronautical Study Number(s):

N/A

20. Description of Location: (Attach a USGS 7.5 minute Quadrangle Map or an Airport Layout Drawing with the precise site marked and any certified survey)

Site is located at:

9037 Greensburg Road
Edmonton, KY 42129

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: [X] New Construction [] Alteration [] Existing

4. Duration: [X] Permanent [] Temporary (Months Days)

5. Work Schedule: Start 9/20/08 End 9/25/08

6. Type: [X] Antenna Tower [] Crane [] Building [] Power Line
[] Landfill [] Water Tank [] Other

7. Marking/Painting and/or Lighting Preferred:

[] Red Lights and Paint [X] Dual - Red & Medium Intensity White
[] White - Medium Intensity [] Dual - Red & High Intensity White
[] White - High Intensity [] Other

8. FAA Aeronautical Study Number 2008-ASO-4584-OE

21. Description of Proposal:

Structure: Proposed self supporting tower with top-mounted antennas for overall height of 255' AGL.

Max ERP: 250 watts.

Frequencies: Cellular Band B

22. Has a "NOTICE OF CONSTRUCTION OR ALTERATION" (FAA Form 7460-1) been filed with the Federal Aviation Administration?

[] No

[X] Yes, When 8/13/2008

CERTIFICATION: I hereby certify that all the above statements made by me are true, complete and correct to the best of my knowledge and belief.

Leila Rezanavaz / Consulting Engineer

Leila Rezanavaz 8/13/2008

Printed Name

Signature

Date

PENALTIES: Persons failing to comply with Kentucky Revised Statutes (KRS 183.861 through 183.990) and Kentucky Administrative Regulations (602 KAR 050: Series) are liable for fines and/or imprisonment as set forth in KRS 183.990(3). Non-compliance with Federal Aviation Administration Regulations may result in further penalties.

Commission Action:

[] Chairman, KAZC

[X] Administrator, KAZC

[X] Approved
[] Disapproved

[Handwritten Signature]

Date 11-20-08