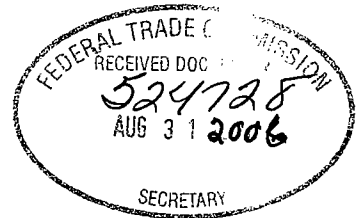


JEAN NIX
P.O. Box
TX

Phone:

August 30, 2006



Federal Trade Commission
Office of the Secretary
600 Pennsylvania Ave., N.W.
Washington, DC 20580

RE: In the Matter of Dan L. Duncan, et al, File No. 051-0108

Gentlemen:

The "New Pipeline" referred to in the proposed Consent Agreement crosses my property. The following is a brief overview of the property:

- The property is a major pipeline corridor currently crossed by approximately 60 pipelines.
- All of the easements for pipelines granted from 2000 to the present were for lines designated "private" or "proprietary" for use of products by the facilities in near proximity to the property.
- Although many lines have been designated "common carrier" since we began selling easements in the 1950's, only one condemnation (1975) has been filed in the past.
- We are a willing seller in a willing buyer market.
- Easements were granted in a range of "width of pipe" (some as small as 4") to 5 feet.
- Temporary workspace was granted not to exceed 75' during construction.
- Prices ranged from \$1,000 (2000) per rod to \$1,500 (2003) per rod depending on year of conveyance, size of line, length and location.

Enterprise GC, L.P. has filed a condemnation suit for the "New Pipeline". The following is a brief overview of the facts:

- The majority of this "New Pipeline" is being routed over property owned by industry.
- Most of the line (60.85 rods) crossing my property could have been routed over property owned by industry (Exxon).
- Industrial routing includes only the right to lay the line. No easement is given. Thus, the amount of land taken is only "width of pipe".
- Enterprise is condemning an easement of 30 feet across my property. Clearly, an excessive amount.
- Enterprise is condemning a temporary work space of 100 feet in width, plus additional workspace of 150 feet by 100 feet at the crossing of all roads.
- Enterprise is condemning this easement and workspace for \$550 per rod. (In 2004 HSC Pipeline Partnership, L.P., purchased 22.80 rods from the neighbor on my immediate north for \$2,000 per rod. The general partners of this partnership are Enterprise Products Operating L.P. and Enterprise Products OLPGP, Inc.)
- This "New Pipeline" runs from the TEPPCO line designated P-61 (currently owned by Enterprise) directly into the Enterprise facility on FM 1942.

As you are aware, the Mont Belvieu area is very unique. The following is a brief list of items which must be addressed:

- The only viable use of the property owned by my sister and me is the sale pipeline easements. The numerous existing easements have rendered the property unsuitable for any other purpose.
- Enterprise must not be allowed to monopolize the pipelines or to monopolize the use of private property in the area. Clearly this excessive taking of property for their easement is an attempt to monopolize an area of my property that could hold a multitude of pipelines for years to come.

