

**RECEIVED**

FEB 26 2008

**PUBLIC SERVICE  
COMMISSION**

**EAST KENTUCKY NETWORK**

d/b/a

***APPALACHIAN WIRELESSS***

**THOUSANDSTICKS  
CELLULAR TOWER  
APPLICATION**

**Leslie County**

**P.S.C. CASE # 2008-00004**

**RECEIVED**

FEB 26 2008  
PUBLIC SERVICE  
COMMISSION

1	Notification/Response from County.
2	Copies of Cell Site Notices.
3	Universal Letter of Soil Bearing Analysis.
4	Kentucky Airport Zoning Commission Application.
5	Tower Design.
6	FAA Approval/Notice of Proposed Construction.
7	Audited Financial Statements
8	Driving Directions and Map to Suitable Scale.
9	Deed/Lease Agreement for Proposed Site.
10	Survey of Site Signed/Sealed by Professional Engineer Registered in State of Kentucky.
11	Site Survey Map with Property Owners identified in Accordance with PVA of County.
12	Vertical Profile Sketch of Proposed Tower.

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

In the matter of:

THE APPLICATION OF EAST KENTUCKY NETWORK )  
LIMITED LIABILITY COMPANY FOR THE ISSUANCE )  
OF A CERTIFICATE OF PUBLIC CONVENIENCE AND ) **CASE No 2008-00004**  
NECESSITY TO CONSTRUCT A TOWER IN **LESLIE** )  
**COUNTY, KENTUCKY**).

In case number 91-002 East Kentucky Network, LLC, formerly Mountaineer Cellular Limited Liability Company was granted a Certificate of Public Convenience and Necessity by the Kentucky Public Service Commission to construct and operate a cellular radio telecommunications system for KY RSA 10.

In an effort to improve service in **Leslie County**, East Kentucky Network, LLC pursuant to KRS 278.020 Subsection 1 and 807 KAR 5:001 Section 9 is seeking the Commission's approval to construct a tower at Thousandsticks in Leslie County, Kentucky. The facility will include a 300 foot self supported tower, with attached antennas extending upwards, and an equipment shelter to be located near Thousandsticks on a ridge approximately 3 miles west of Hyden in Leslie County (37° 10' 23.7"N 83° 25' 59.7"W). A map and detailed directions to the site can be found in Exhibit 8.

East Kentucky Network LLC merger documents were filed with the Commission on February 2, 2001 in Case # 2001-022.

FAA and Kentucky Airport Zoning Commission approvals have been applied for and a copy of the application is included as Exhibit 4 and 6.

No Federal Communications Commission approval is required prior to construction of this facility. Once service is established from this tower we must immediately notify the Federal Communications Commission of its operation. Prior approval is needed only if the proposed

facility increases the size of the cellular geographic service area. This cell site will not expand the cellular geographic service area.

A geologist was employed to determine soil and rock types and to ascertain the distance to solid bedrock. The geotechnical report is enclosed as Exhibit 3

A copy of the tower design information is enclosed as Exhibit 5. The proposed tower has been designed by engineers at Allstate Tower, Inc and will be constructed under their supervision. Their qualifications are evidenced in Exhibit 5 by the seal and signature of the registered professional engineer responsible for this project.

The tower will be erected by A & D Communication of Cattlesburg, Kentucky. A & D has vast experience in the erection of communications towers.

Enclosed, and should be filed with Exhibit 10 is a survey of the proposed tower site signed by a Kentucky registered professional engineer. There is no structure within 500 feet of the proposed tower as indicated in this enclosure. Exhibit 2 is a list of all Property owners or residents according to the property valuation administrator's record who reside or own property within 500 feet of the proposed tower in accordance with the Public Valuation Administrator'. No other properties are contiguous with East Kentucky's property.

Exhibit 12, back of folder, contains a vertical sketch of the tower supplied by Coleman Engineering.

Pursuant to 807 KAR5:063 Sections 1 (1)(L) and Section 1(1)(n)(1) all affected property owners according to the property valuation administrator's record who reside or own property within 500 feet of the proposed Tower were notified by certified mail return receipt requested of East Kentucky Network, LLC's proposed construction and informed of their right to intervene. They were given the docket number under which this application is filed. Enclosed in Exhibit 2 is a copy of that notification.

**Leslie County** has no formal local planning unit. In absence of this unit the **Leslie County** Judge Executive's office was notified by certified mail, return receipt requested of East Kentucky Network Limited Liability Company's proposal and informed of their right to intervene. They were given the docket number under which this application is filed. Enclosed in Exhibit 1 is a copy of that notification.

East Kentucky Network, LLC will finance the subject Construction with earned surplus in its General Fund.

Estimated Cost of Construction	140,000.00
Annual Operation Expense of Tower	12,500.00

Two notice signs meeting the requirements prescribed by 807 KAR 5:063, Section 1(2), measuring at least two (2) feet in height and four (4) feet in width and containing all required language in letters of required height, have been posted, one at a visible location on the proposed site and one on the nearest public road. The two signs were posted on February 22, 2008 and will remain posted for at least two weeks after filing of this application as specified.

Enclosed in Exhibit 9 is a copy of East Kentucky Network LLC's deeds to the site.

Notice of the location of the proposed construction was published on the last week of February and the first week of March, in the Leslie County News. Enclosed is a copy of that notice in Exhibit 1. The Leslie County News is the newspaper with the largest circulation in Leslie County.

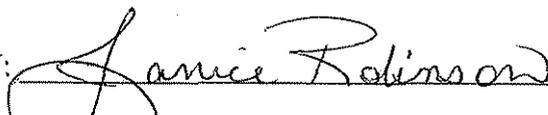
The proposed construction site is on a very rugged mountaintop some feet from the nearest structure. Prior to construction the site was wooded.

Due to the steep hillside surrounding the proposed site, the property in close proximity is unsuitable for any type of development. East Kentucky Network LLC's operation will not affect the use of nearby land nor its value. No more suitable site exists in the area. A copy of the search area map is enclosed in Exhibit 8. No other tower capable of supporting East Kentucky Network LLC's load exists in the general area; therefore, there is no opportunity for co-location of our facilities with anyone else.

**WHEREFORE**, Applicant respectfully requests 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 proposed tower.

The foregoing document was prepared by Janice Robinson, Technical Site Coordinator for East Kentucky Network d/b/a Appalachian Wireless. All related questions or correspondence concerning this filing should be mailed to East Kentucky Network, LLC d/b/a Appalachian Wireless, 101 Technology Trail, Ivel, KY 41642.

SUBMITTED BY: \_\_\_\_\_

  
Janice Robinson, Cell Site Coordinator

DATE: 02-25-08

APPROVED BY: \_\_\_\_\_

DATE: \_\_\_\_\_

Gerald Robinette, General Manager

**Contacts:**

**Gerald Robinette, General Manager**

**Phone: (606) 791-2375, Ext. 111**

**Email: grobinette110@ekn.com**

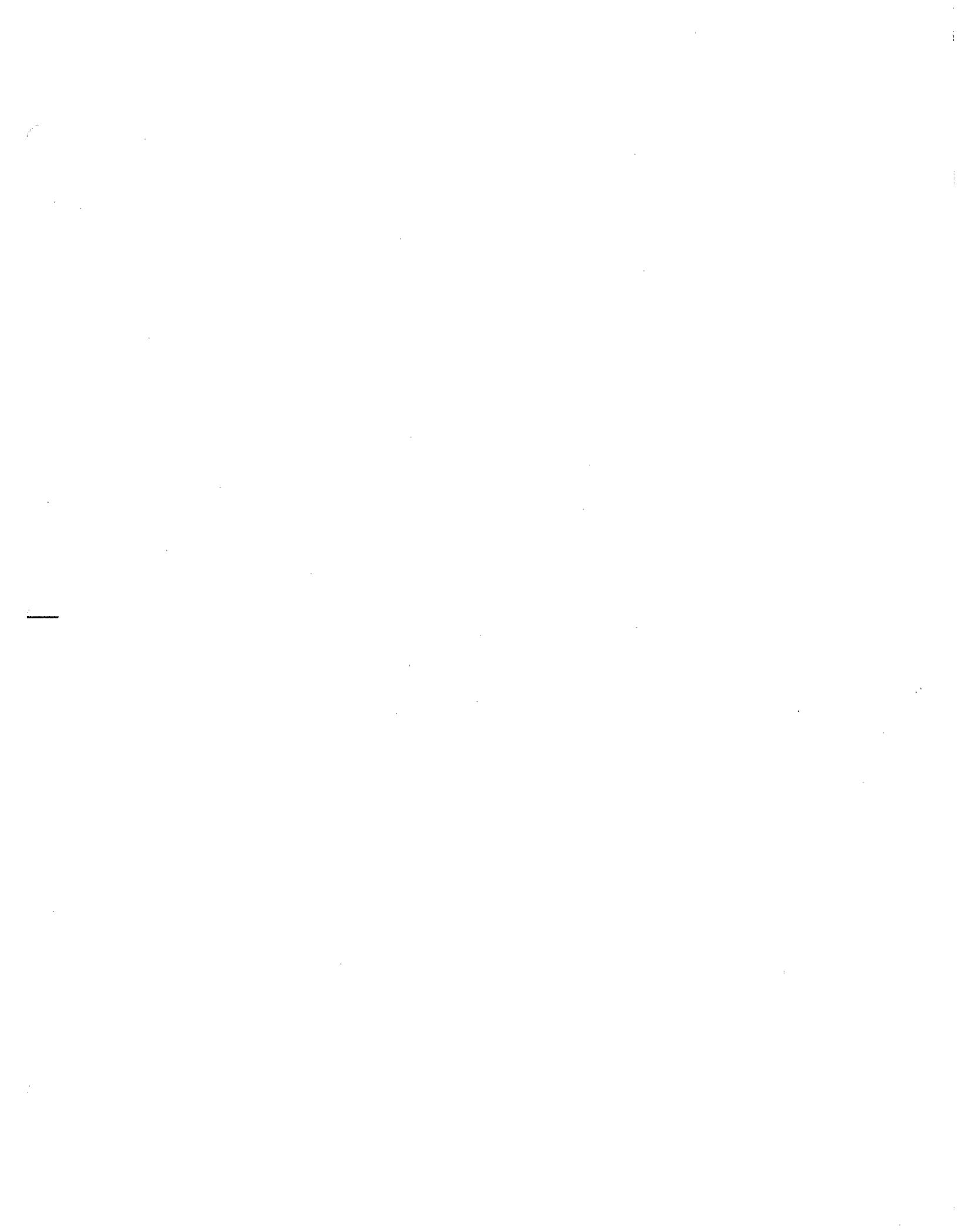
**Janice Robinson, Technical Site Coordinator**

**Phone: (606) 791-2375, Ext. 166**

**Email: jrobinson166a@ekn.com**

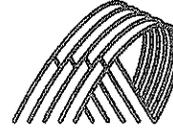
**Mailing Address:**

East Kentucky Network, LLC.  
d/b/a Appalachian Wireless  
101 Technology Trail  
Ivel, KY 41642



EAST KENTUCKY NETWORK  
101 TECHNOLOGY TRAIL  
IVEL, KY 41642  
PHONE: (606) 874-7550  
FAX: (606) 874-7551  
E-MAIL: INFO@EKN.COM  
WEBSITE: WWW.EKN.COM

EAST KENTUCKY  
NETWORK



VIA: U.S. CERTIFIED MAIL

February 22, 2008

Jimmy Sizemore, Judge Executive  
P. O. Box 619  
Hyden, KY 41749

RE: Public Notice-Public Service Commission of Kentucky (Case No. 2008-00004)

East Kentucky Network, LLC d/b/a Appalachian Wireless has applied to the Public Service Commission of Kentucky for a Certificate of Public Convenience and Necessity to construct and operate a new facility to provide cellular telecommunications service in Leslie County, Kentucky. The facility will include a 300 foot self supported tower, with attached antennas extending upwards, and an equipment shelter to be located at Thousandsticks on a ridge approximately 3 miles west of Hyden in Leslie County (37° 10' 23.7"N 83° 25' 59.7"W). A map showing the location of the proposed new facility is enclosed. This notice is being sent to you because you are the County Judge Executive of Leslie County.

The Commission invites your comments regarding the proposed construction. You also have the right to intervene in this matter. The Commission must receive your initial communication within 20 days of the date of this letter as shown above.

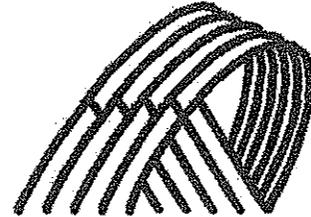
Your comments and request for intervention should be addressed to: Executive Director's Office, Public Service Commission of Kentucky, P.O. Box 615, Frankfort, KY 40602. Please refer to Case No. 2008-00004 in your correspondence.

Sincerely,

Janice Robinson  
Technical Site Coordinator  
Enclosure 1

d/b/a Appalachian Wireless  
101 TECHNOLOGY TRAIL  
IVEL, KY 41642  
Phone: 606/874-7550  
Fax: 606/791-2225

# EAST KENTUCKY NETWORK



## Fax

<b>To:</b>	Leslie County News P. O. Box 967 Hyden, KY 41749	<b>From:</b>	JANICE ROBINSON, Accounting East Kentucky Network, d/b/a Appalachian Wireless
<b>Fax:</b>	606-672-7409	<b>Phone:</b>	606-874-7550, Ext. 166
<b>Phone:</b>	606-672-2841	<b>Pages:</b>	1 Page (INCLUDING COVER)
<b>Re:</b>	PUBLIC NOTICE ADVERTISEMENT		<b>Date:</b> February 22, 2008

**Nancy,**

We would like to have the following public notice printed in Leslie County News for the next two weeks. The notice should state the following:

**PUBLIC NOTICE:**

**RE: Public Service Commission of Kentucky (CASE NO. 2008-00004)**

Notice is hereby given that East Kentucky Network, LLC, dba Appalachian Wireless has applied to the Kentucky Public Service Commission to construct a tower located at Thousandsticks on a ridge approximately 3 miles west of Hyden in Leslie County (37° 10' 23.7"N 83° 25' 59.7"W). The proposed tower will be a 300-foot self-supporting tower. If you would like to respond to this notice, please contact the Executive Director, Public Service Commission, 211 Sower Boulevard, PO Box 615, Frankfort, Kentucky 40602. Please refer to Case No. 2008-00004.

**If you have questions about the placement of the above mentioned notice, please call me at 606-874-7550, ext. 166.**

Thank you, **Janice Robinson, Technical Site Coordinator**

**Accounting Department** If you have any problems with this fax, please call 606/886-6007. The message above and the information contained in the documents transmitted are confidential and intended only for the person(s) named above. Dissemination, distribution or copying of this communication by anyone other than the person(s) named above is prohibited. If you have received this communication in error, please notify us immediately by telephone and return the original message to us at the address listed above via regular mail. Thank you.

**Subject:** Public Notice Ads for 2 proposed towers (Thousandsticks Tower and Little Asher Tower)  
**From:** Janice Robinson <jrobinson166a@ekn.com>  
**Date:** Fri, 22 Feb 2008 12:27:43 -0500  
**To:** rebab@tds.net

Advertising Department, Please find attached the public notices we wish printed in Leslie County News for the next two weeks.

Thank you,

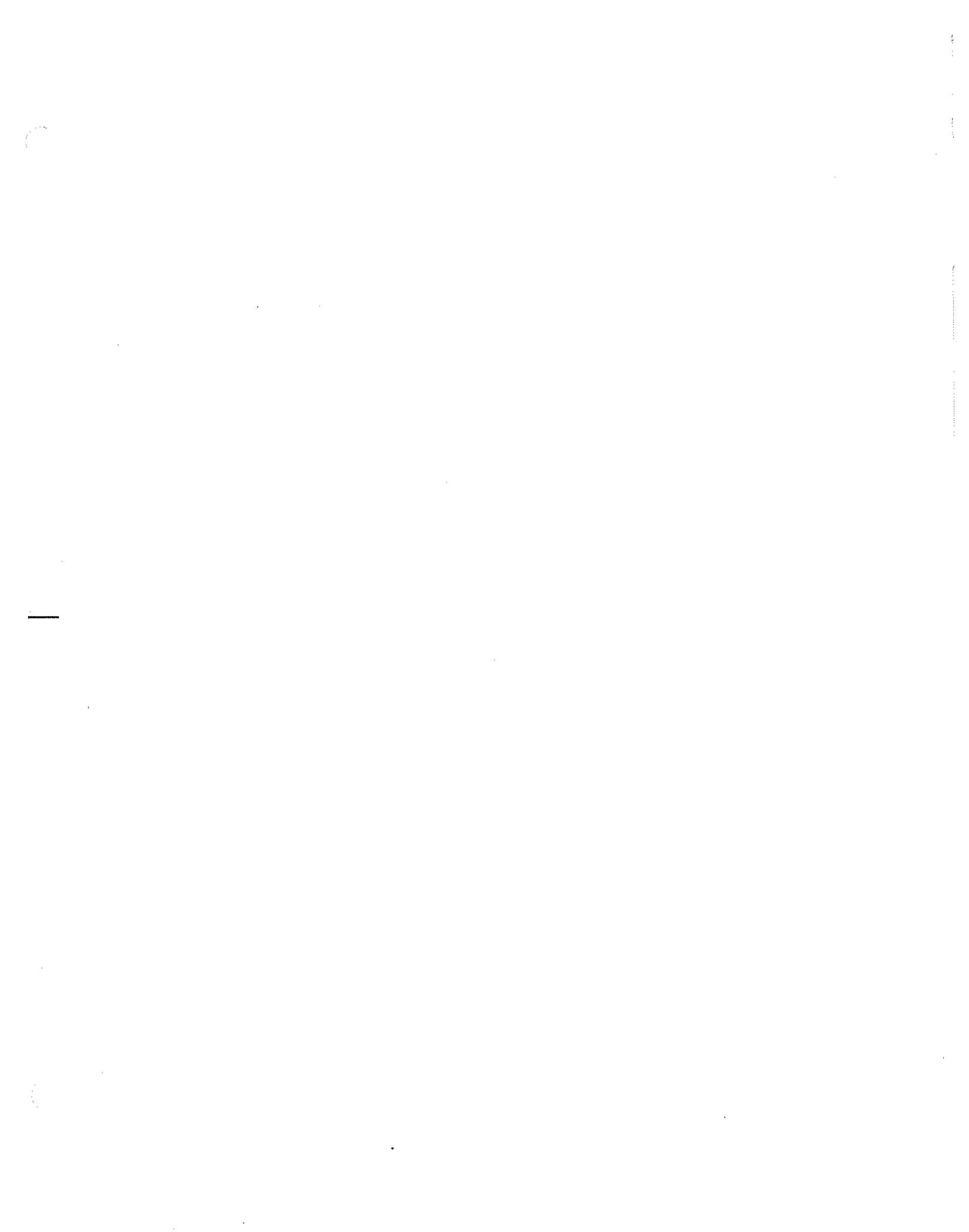
--  
Janice Robinson  
Accounting Coordinator  
Email: [jrobinson166a@ekn.com](mailto:jrobinson166a@ekn.com)  
Phone: 606-874-7550, ext/166  
Fax: 606-791-2225

East Kentucky Network  
d/b/a Appalachian Wireless  
101 Technology Trail  
Ivel, KY 41642

<b>Fax notice Thousandsticks (Leslie).doc</b>	<b>Content-Type:</b> application/msword <b>Content-Encoding:</b> base64
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<b>Fax notice Little Asher (Leslie).doc</b>	<b>Content-Type:</b> application/msword <b>Content-Encoding:</b> base64
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**EXHIBIT II : LIST OF PROPERTY OWNERS:**

**THOUSANDSTICKS, LESLIE COUNTY, KENTUCKY**

**Statement Pursuant to Section 1 (1) (I) 807 KAR 5:063**

**Section 1 (1)(I) 1.** The following is a list of every property owner who according to property valuation administrator's records, owns property within 500 feet of the proposed tower and each have been: notified by certified mail, return receipt requested, of the proposed construction.,

**Section 1 (1) I 2.** : Every person listed below who, according to the property valuation administrator's records, owns property within 500 feet of the proposed tower has been: Given the Commission docket number under which the application will be processed: and

**Section 1 (1) I 3.** Every person listed below who, according to property valuation administrator's records, owns property within 500 feet of the proposed tower has been: Informed of his right to request intervention.

LIST OF PROPERTY OWNERS

Wayne & Shirley Ramey  
1014 Davidson Fork Road  
Hyden, KY 41749

Cecil & Aileen Osborne  
410 Thousandsticks Br Rd  
Hyden, KY 41749

Karen Couch  
170 Back Valley Drive  
Thousandsticks, KY 41766

Nancy Howard Est.  
C/O Darrell Howard  
337 Bell Branch Rd  
Hyden, KY 41749

Ruben W. Estep  
P. O. Box 93  
Bearbranch, KY 41714

Clyde Hill  
1299 Davidson Fork Rd  
Hyden, KY 41749

Carlo & Bonnie Wilder  
P. O. Box 265  
Hyden, KY 41749

Bert & Ethel Howard  
76 Back Valley Drive  
Hyden, KY 41749

Larry Muncy  
861 Davidson Fork Road  
Hyden, KY 41749

Jeffrey & Sharon Mosley  
67 Driftwood Lane  
Hyden, KY 41749

Vernon & Charlyn Muncy  
Box 1484  
Hyden, KY 41749

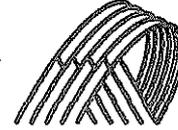
James T. May Jr.  
1244 Davidson Fork Rd  
Hyden, KY 41749

Johnny & Sallie Sizemore  
256 Thousandsticks Br Rd  
Hyden, KY 41749

Therman & Connie Davidson  
1348 Davidson Fork Rd  
Hyden, KY 41749

EAST KENTUCKY NETWORK  
101 TECHNOLOGY TRAIL  
IVEL, KY 41642  
PHONE: (606) 874-7550  
FAX: (606) 874-7551  
E-MAIL: INFO@EKN.COM  
WEBSITE: WWW.EKN.COM

EAST KENTUCKY  
NETWORK



VIA: U.S. CERTIFIED MAIL

PUBLIC NOTICE

February 25, 2008

Therman & Connie Davidson  
1348 Davidson Fork Rd  
Hyden, KY 41749.

RE: Public Notice-Public Service Commission of Kentucky (Case No. 2008-00004)

East Kentucky Network, LLC d/b/a Appalachian Wireless has applied to the Public Service Commission of Kentucky for a Certificate of Public Convenience and Necessity to construct and operate a new facility to provide cellular telecommunications service. The facility will include a 300 foot self supported tower, with attached antennas extending upwards, and an equipment shelter to be located at Thousandsticks on a ridge approximately 3 miles west of Hyden in Leslie County (37° 10' 23.7"N 83° 25' 59.7"W). A map showing the location of the proposed new facility is enclosed. This notice is being sent to you because you may own property or reside within a 500' radius of the proposed tower.

The Commission invites your comments regarding the proposed construction. You also have the right to intervene in this matter. The Commission must receive your initial communication within 20 days of the date of this letter as shown above.

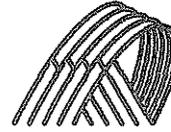
Your comments and request for intervention should be addressed to: Executive Director's Office, Public Service Commission of Kentucky, P.O. Box 615, Frankfort, KY 40602. Please refer to Case No. 2008-00004 in your correspondence.

Sincerely,

Janice Robinson  
Technical Site Coordinator  
Enclosure 1

EAST KENTUCKY NETWORK  
101 TECHNOLOGY TRAIL  
HYDEN, KY 41642  
PHONE: (606) 874-7550  
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EAST KENTUCKY  
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VIA: U.S. CERTIFIED MAIL

PUBLIC NOTICE

February 25, 2008

James T. May, Jr.  
1244 Davidson Fork Rd  
Hyden, KY 41749.

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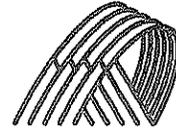
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Jeffrey & Sharon Mosley  
67 Driftwood Ln  
Hyden, KY 41749.

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EAST KENTUCKY  
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PUBLIC NOTICE

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Bert & Ethel Howard  
76 Back Valley Drive  
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EAST KENTUCKY  
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VIA: U.S. CERTIFIED MAIL

PUBLIC NOTICE

February 25, 2008

Clyde Hill  
1299 Davidson Fork Rd  
Hyden, Ky 41749.

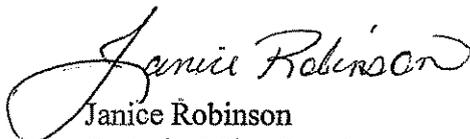
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PUBLIC NOTICE

February 25, 2008

Nancy Howard Est.  
C/O Darrell Howard  
337 Bell Branch Rd  
Hyden, KY 41749

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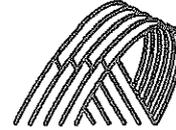
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PUBLIC NOTICE

February 25, 2008

Cecil & Aileen Osborne  
410 Thousandsticks Br Rd  
Hyden, KY 41749

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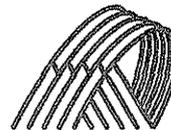
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EAST KENTUCKY  
NETWORK



VIA: U.S. CERTIFIED MAIL

PUBLIC NOTICE

February 25, 2008

Johnny & Sallie Sizemore  
256 Thousandsticks Br.Rd  
Hyden, KY 41749

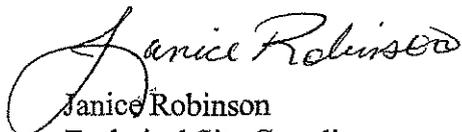
RE: Public Notice-Public Service Commission of Kentucky (Case No. 2008-00004)

East Kentucky Network, LLC d/b/a Appalachian Wireless has applied to the Public Service Commission of Kentucky for a Certificate of Public Convenience and Necessity to construct and operate a new facility to provide cellular telecommunications service. The facility will include a 300 foot self supported tower, with attached antennas extending upwards, and an equipment shelter to be located at Thousandsticks on a ridge approximately 3 miles west of Hyden in Leslie County (37° 10' 23.7"N 83° 25' 59.7"W). A map showing the location of the proposed new facility is enclosed. This notice is being sent to you because you may own property or reside within a 500' radius of the proposed tower.

The Commission invites your comments regarding the proposed construction. You also have the right to intervene in this matter. The Commission must receive your initial communication within 20 days of the date of this letter as shown above.

Your comments and request for intervention should be addressed to: Executive Director's Office, Public Service Commission of Kentucky, P.O. Box 615, Frankfort, KY 40602. Please refer to Case No. 2008-00004 in your correspondence.

Sincerely,

  
Janice Robinson  
Technical Site Coordinator  
Enclosure 1

EAST KENTUCKY NETWORK  
101 TECHNOLOGY TRAIL  
HYDEN, KY 41642  
PHONE: (606) 874-7550  
FAX: (606) 874-7551  
EMAIL: INFO@EKN.COM  
WEBSITE: WWW.EKN.COM

EAST KENTUCKY  
NETWORK



VIA: U.S. CERTIFIED MAIL

PUBLIC NOTICE

February 25, 2008

Vernon & Charlyn Muncy  
Box 1484  
Hyden, KY 41749

RE: Public Notice-Public Service Commission of Kentucky (Case No. 2008-00004)

East Kentucky Network, LLC d/b/a Appalachian Wireless has applied to the Public Service Commission of Kentucky for a Certificate of Public Convenience and Necessity to construct and operate a new facility to provide cellular telecommunications service. The facility will include a 300 foot self supported tower, with attached antennas extending upwards, and an equipment shelter to be located at Thousandsticks on a ridge approximately 3 miles west of Hyden in Leslie County (37° 10' 23.7"N 83° 25' 59.7"W). A map showing the location of the proposed new facility is enclosed. This notice is being sent to you because you may own property or reside within a 500' radius of the proposed tower.

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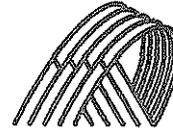
Your comments and request for intervention should be addressed to: Executive Director's Office, Public Service Commission of Kentucky, P.O. Box 615, Frankfort, KY 40602. Please refer to Case No. 2008-00004 in your correspondence.

Sincerely,

Janice Robinson  
Technical Site Coordinator  
Enclosure 1

EAST KENTUCKY NETWORK  
101 TECHNOLOGY TRAIL  
LEVEL, KY 41642  
PHONE: (606) 874-7550  
FAX: (606) 874-7551  
E-MAIL: INFO@EKN.COM  
WEBSITE: WWW.EKN.COM

EAST KENTUCKY  
NETWORK



VIA: U.S. CERTIFIED MAIL

PUBLIC NOTICE

February 25, 2008

Larry Muncy  
861 Davidson Fork Road  
Hyden, KY 41749

RE: Public Notice-Public Service Commission of Kentucky (Case No. 2008-00004)

East Kentucky Network, LLC d/b/a Appalachian Wireless has applied to the Public Service Commission of Kentucky for a Certificate of Public Convenience and Necessity to construct and operate a new facility to provide cellular telecommunications service. The facility will include a 300 foot self supported tower, with attached antennas extending upwards, and an equipment shelter to be located at Thousandsticks on a ridge approximately 3 miles west of Hyden in Leslie County (37° 10' 23.7"N 83° 25' 59.7"W). A map showing the location of the proposed new facility is enclosed. This notice is being sent to you because you may own property or reside within a 500' radius of the proposed tower.

The Commission invites your comments regarding the proposed construction. You also have the right to intervene in this matter. The Commission must receive your initial communication within 20 days of the date of this letter as shown above.

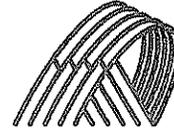
Your comments and request for intervention should be addressed to: Executive Director's Office, Public Service Commission of Kentucky, P.O. Box 615, Frankfort, KY 40602. Please refer to Case No. 2008-00004 in your correspondence.

Sincerely,

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Technical Site Coordinator  
Enclosure 1

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101 TECHNOLOGY TRAIL  
IVEL, KY 41642  
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FAX: (606) 874-7551  
EMAIL: INFO@EKN.COM  
WEBSITE: WWW.EKN.COM

EAST KENTUCKY  
NETWORK



VIA: U.S. CERTIFIED MAIL

PUBLIC NOTICE

February 25, 2008

Carlo & Bonnie Wilder  
P. O. Box 265  
Hyden, KY 41749

RE: Public Notice-Public Service Commission of Kentucky (Case No. 2008-00004)

East Kentucky Network, LLC d/b/a Appalachian Wireless has applied to the Public Service Commission of Kentucky for a Certificate of Public Convenience and Necessity to construct and operate a new facility to provide cellular telecommunications service. The facility will include a 300 foot self supported tower, with attached antennas extending upwards, and an equipment shelter to be located at Thousandsticks on a ridge approximately 3 miles west of Hyden in Leslie County (37° 10' 23.7"N 83° 25' 59.7"W). A map showing the location of the proposed new facility is enclosed. This notice is being sent to you because you may own property or reside within a 500' radius of the proposed tower.

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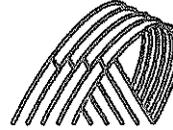
Your comments and request for intervention should be addressed to: Executive Director's Office, Public Service Commission of Kentucky, P.O. Box 615, Frankfort, KY 40602. Please refer to Case No. 2008-00004 in your correspondence.

Sincerely,

Janice Robinson  
Technical Site Coordinator  
Enclosure 1

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EAST KENTUCKY  
NETWORK



VIA: U.S. CERTIFIED MAIL

PUBLIC NOTICE

February 25, 2008

Reuben W. Estep  
P. O. Box 93  
Bearbranch, KY 41714

RE: Public Notice-Public Service Commission of Kentucky (Case No. 2008-00004)

East Kentucky Network, LLC d/b/a Appalachian Wireless has applied to the Public Service Commission of Kentucky for a Certificate of Public Convenience and Necessity to construct and operate a new facility to provide cellular telecommunications service. The facility will include a 300 foot self supported tower, with attached antennas extending upwards, and an equipment shelter to be located at Thousandsticks on a ridge approximately 3 miles west of Hyden in Leslie County (37° 10' 23.7"N 83° 25' 59.7"W). A map showing the location of the proposed new facility is enclosed. This notice is being sent to you because you may own property or reside within a 500' radius of the proposed tower.

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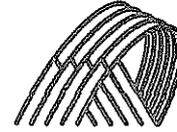
Your comments and request for intervention should be addressed to: Executive Director's Office, Public Service Commission of Kentucky, P.O. Box 615, Frankfort, KY 40602. Please refer to Case No. 2008-00004 in your correspondence.

Sincerely,

Janice Robinson  
Technical Site Coordinator  
Enclosure 1

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FAX: (606) 874-7551  
EMAIL: INFO@EKN.COM  
WEBSITE: WWW.EKN.COM

EAST KENTUCKY  
NETWORK



VIA: U.S. CERTIFIED MAIL

PUBLIC NOTICE

February 25, 2008

Karen Couch  
170 Back Valley Drive  
Thousandsticks, KY 41766  
Hyden, KY 41749

RE: Public Notice-Public Service Commission of Kentucky (Case No. 2008-00004)

East Kentucky Network, LLC d/b/a Appalachian Wireless has applied to the Public Service Commission of Kentucky for a Certificate of Public Convenience and Necessity to construct and operate a new facility to provide cellular telecommunications service. The facility will include a 300 foot self supported tower, with attached antennas extending upwards, and an equipment shelter to be located at Thousandsticks on a ridge approximately 3 miles west of Hyden in Leslie County (37° 10' 23.7"N 83° 25' 59.7"W). A map showing the location of the proposed new facility is enclosed. This notice is being sent to you because you may own property or reside within a 500' radius of the proposed tower.

The Commission invites your comments regarding the proposed construction. You also have the right to intervene in this matter. The Commission must receive your initial communication within 20 days of the date of this letter as shown above.

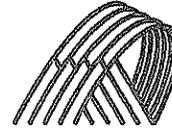
Your comments and request for intervention should be addressed to: Executive Director's Office, Public Service Commission of Kentucky, P.O. Box 615, Frankfort, KY 40602. Please refer to Case No. 2008-00004 in your correspondence.

Sincerely,

Janice Robinson  
Technical Site Coordinator  
Enclosure 1

EAST KENTUCKY NETWORK  
101 TECHNOLOGY TRAIL  
IVEL, KY 41642  
PHONE: (606) 874-7550  
FAX: (606) 874-7551  
E-MAIL: JFO@EKN.COM  
WEBSITE: WWW.EKN.COM

EAST KENTUCKY  
NETWORK



VIA: U.S. CERTIFIED MAIL

PUBLIC NOTICE

February 25, 2008

Wayne & Shirley Ramey  
1014 Davidson Fork Road  
Hyden, KY 41749

RE: Public Notice-Public Service Commission of Kentucky (Case No. 2008-00004)

East Kentucky Network, LLC d/b/a Appalachian Wireless has applied to the Public Service Commission of Kentucky for a Certificate of Public Convenience and Necessity to construct and operate a new facility to provide cellular telecommunications service. The facility will include a 300 foot self supported tower, with attached antennas extending upwards, and an equipment shelter to be located at Thousandsticks on a ridge approximately 3 miles west of Hyden in Leslie County (37° 10' 23.7"N 83° 25' 59.7"W). A map showing the location of the proposed new facility is enclosed. This notice is being sent to you because you may own property or reside within a 500' radius of the proposed tower.

The Commission invites your comments regarding the proposed construction. You also have the right to intervene in this matter. The Commission must receive your initial communication within 20 days of the date of this letter as shown above.

Your comments and request for intervention should be addressed to: Executive Director's Office, Public Service Commission of Kentucky, P.O. Box 615, Frankfort, KY 40602. Please refer to Case No. 2008-00004 in your correspondence.

Sincerely,

Janice Robinson  
Technical Site Coordinator  
Enclosure 1

EAST KENTUCKY NETWORK  
101 TECHNOLOGY TRAIL  
IVEL, KY 41642  
PHONE: (606) 874-7550  
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EMAIL: INFO@EKN.COM  
WEBSITE: WWW.EKN.COM

EAST KENTUCKY  
NETWORK



VIA: U.S. CERTIFIED MAIL

February 22, 2008

Jimmy Sizemore, Judge Executive  
P. O. Box 619  
Hyden, KY 41749

RE: Public Notice-Public Service Commission of Kentucky (Case No. 2008-00004)

East Kentucky Network, LLC d/b/a Appalachian Wireless has applied to the Public Service Commission of Kentucky for a Certificate of Public Convenience and Necessity to construct and operate a new facility to provide cellular telecommunications service in Leslie County, Kentucky. The facility will include a 300 foot self supported tower, with attached antennas extending upwards, and an equipment shelter to be located at Thousandsticks on a ridge approximately 3 miles west of Hyden in Leslie County (37° 10' 23.7"N 83° 25' 59.7"W). A map showing the location of the proposed new facility is enclosed. This notice is being sent to you because you are the County Judge Executive of Leslie County.

The Commission invites your comments regarding the proposed construction. You also have the right to intervene in this matter. The Commission must receive your initial communication within 20 days of the date of this letter as shown above.

Your comments and request for intervention should be addressed to: Executive Director's Office, Public Service Commission of Kentucky, P.O. Box 615, Frankfort, KY 40602. Please refer to Case No. 2008-00004 in your correspondence.

Sincerely,

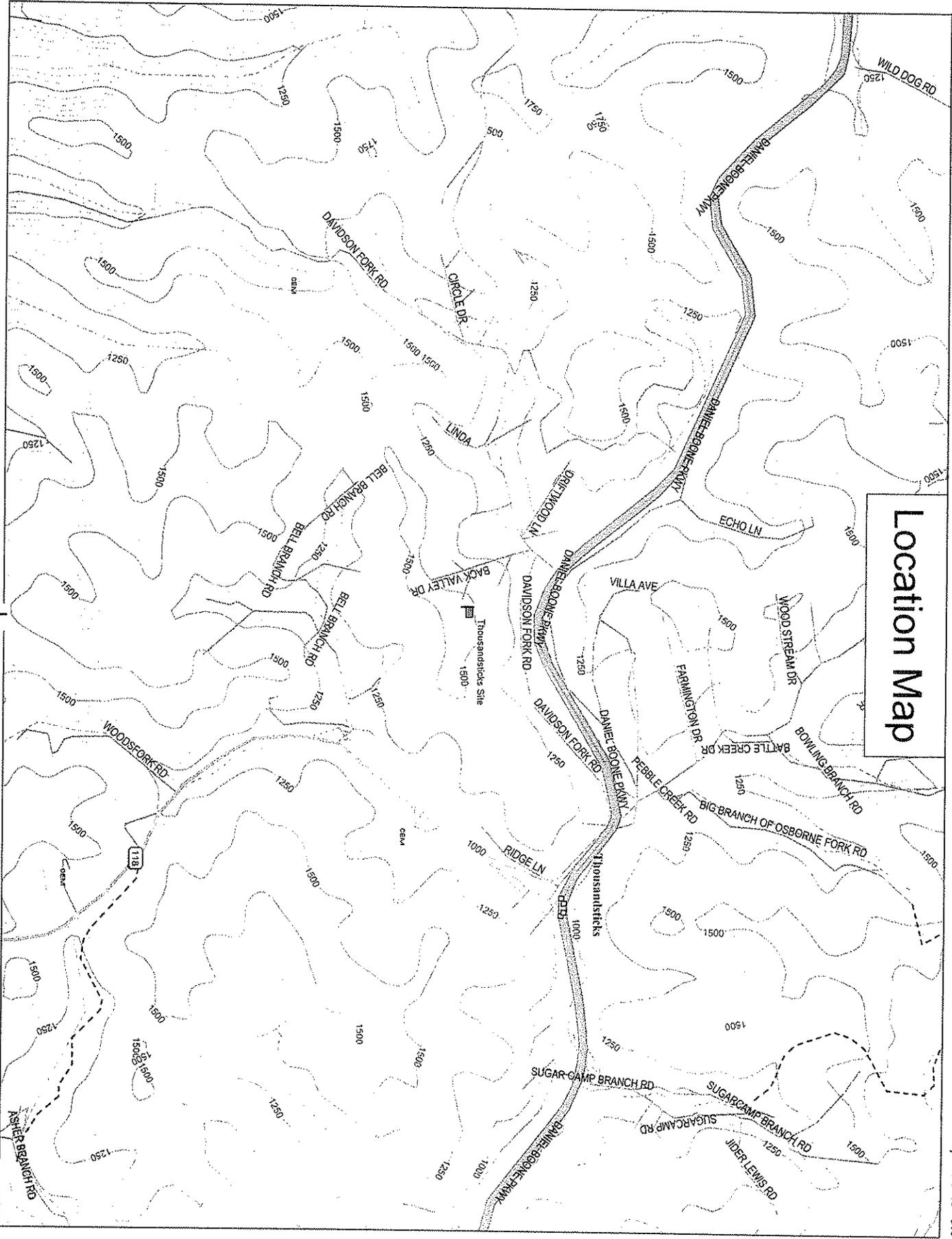
  
Janice Robinson  
Technical Site Coordinator

Enclosure 1

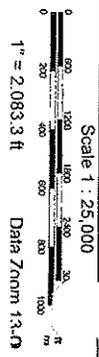


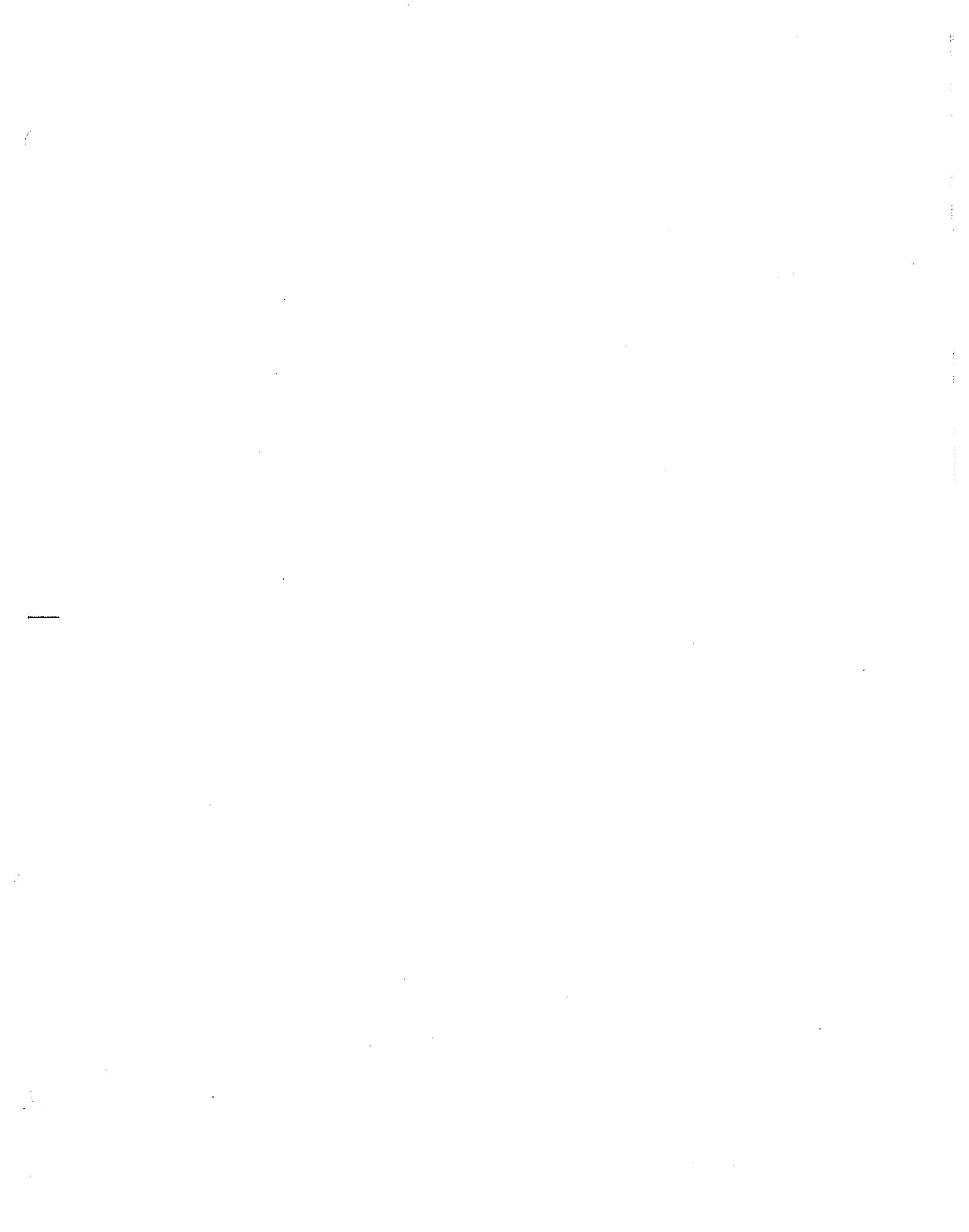
# Location Map

Topo USA® 5.0



Data us 1 to license:  
© 2004 e. Topo USA® 5.0  
www.delorme.com





**WENDELL R. HOLMES, P.G.**  
120 Church Street  
Whitesburg, KY 41858  
(606) 438-7250

December 28, 2007

Thousandsticks Tower Site

Purpose:

A site assessment was conducted for Appalachian Wireless on a tract of land located in Leslie County near Thousandsticks, Kentucky. The site of the proposed tower is now forestland. The purpose of this investigation was to determine the depth to bedrock and of what type of rock the bedrock consists.

Site Investigation:

The trenching method was used to determine the type of bedrock material at the proposed tower site. A Caterpillar dozer was used to expose the bedrock material. It is approximately 2.00 feet to the sandstone bedrock. (See attached page for descriptions of materials encountered.)

The terrain in Leslie County is moderately to very steep. The tower site is located on a ridge between Davidson Fork of Bull Creek and Thousandsticks Branch, both being tributaries of the Middle Fork of the Kentucky River, approximately three miles west of Hyden in Leslie County. The sandstone formation below the tower site is approximately 20.00 feet thick, based on the information obtained from the site investigation and geological maps of the area.

Conclusions:

The proposed tower site is located on a ridge in the area. The sandstone bedrock on the proposed tower site is part of the Breathitt Formation, and is middle to lower Pennsylvanian in age. Tests were not conducted to determine the load-bearing strength of the bedrock. However, it is apparent that the tower will be constructed on the sandstone bedrock formation.

The field work for this site was performed by Wendell R. Holmes, using generally accepted methods in the practice of geological science.

Wendell R. Holmes, P.G.



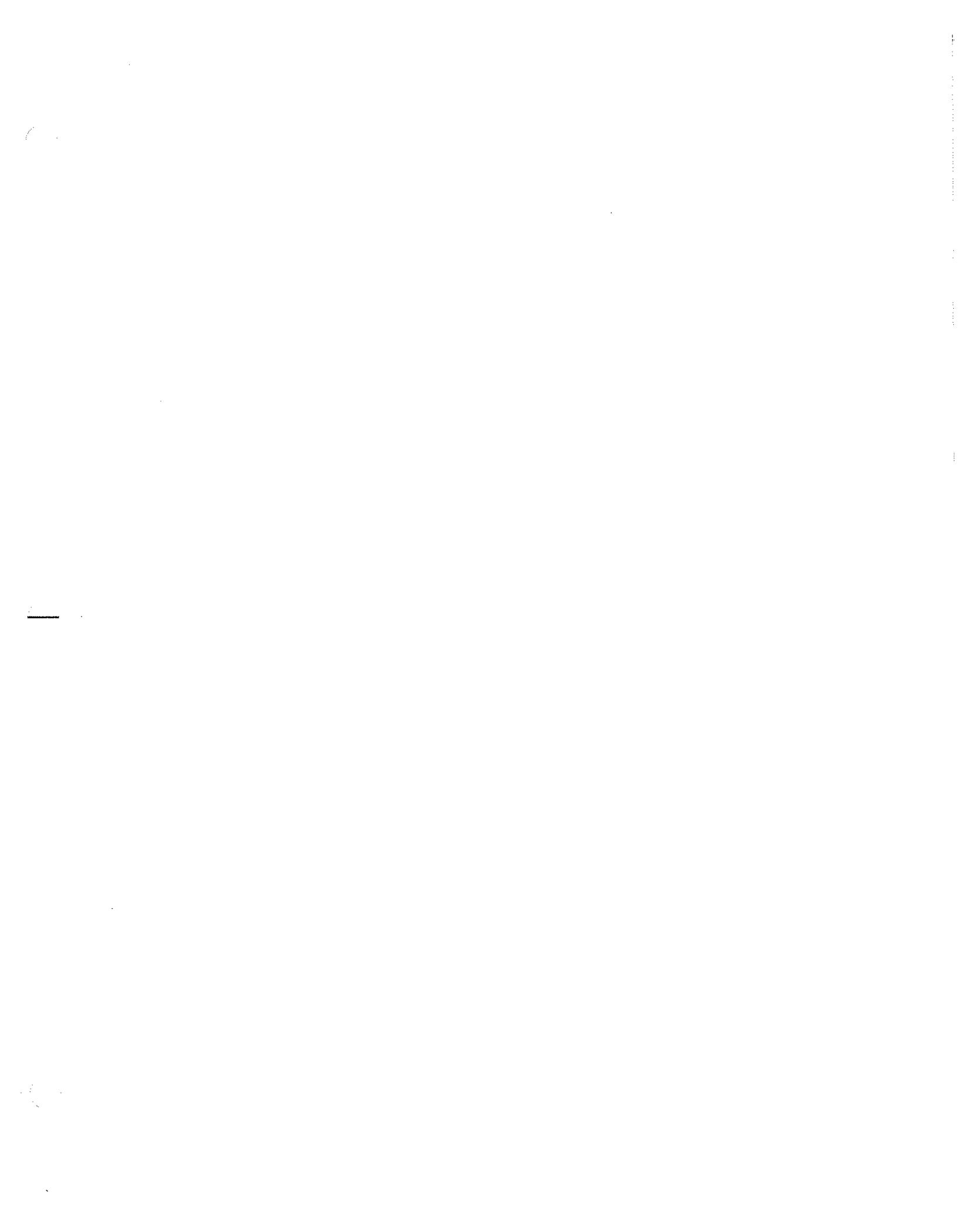
**WENDELL R. HOLMES, P.G.**

**120 Church Street  
Apartment 3  
Whitesburg, Ky. 41858  
(606)438-7250**

**Geologist Log**

**Location: Thousandsticks Tower Site**

<b>Unit Thickness</b>	<b>Total depth</b>	<b>Strata</b>	<b>Description</b>
1.50'	0.50'	Soil	Brown, with shale and plant fragments
1.00'	2.00'	Shale	Gray, Soft and Weathered
25.00'	27.00'	Sandstone	Gray and Brown



Kentucky Transportation Cabinet, Kentucky Airport Zoning Commission, 200 Mero Street, Frankfort, KY 40622

Kentucky Aeronautical Study Number

APPLICATION FOR PERMIT TO CONSTRUCT OR ALTER A STRUCTURE

INSTRUCTIONS INCLUDED

1. APPLICANT -- Name, Address, Telephone, Fax, etc
West Kentucky Network, LLC
c/o Lukas, Nace, Gutierrez & Sachs, Chtd
1650 Tysons Blvd, Suite 1500
McLean, VA 22102
T: 703-584-8667 F: 703-584-8692

2. Representative of Applicant -- Name, Address, Telephone, Fax
Ali Kuzehkanani
Lukas, Nace, Gutierrez & Sachs, Chtd
1650 Tysons Blvd, Suite 1500
McLean, VA 22102
T: 703-584-8667 F: 703-584-8692

3. Application for: [X] New Construction [ ] Alteration [ ] Existing
4. Duration: [X] Permanent [ ] Temporary (Months \_\_\_\_\_ Days \_\_\_\_\_)
5. Work Schedule: Start 2/1/2008 End 2/15/2008
6. Type: [X] Antenna Tower [ ] Crane [ ] Building [ ] Power Line
[ ] Landfill [ ] Water Tank [ ] Other \_\_\_\_\_

7. \_\_\_\_\_ Lighting/Painting and/or Lighting Preferred:
[ ] \_\_\_\_\_ 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 \_\_\_\_\_

9. Latitude: 37 ° 10 ' 23 " 7 "
10. Longitude: 83 ° 25 ' 59 " 7 "
11. Datum: [X] NAD83 [ ] NAD27 [ ] Other \_\_\_\_\_
12. Nearest Kentucky City: Thousandsticks County Leslie
13. Nearest Kentucky public use or Military airport:
Wendell H Ford Airport
14. Distance from #13 to Structure: 17.5 mi
15. Direction from #13 to Structure: SSW
16. Site Elevation (AMSL): 1,600.00 Feet
17. Total Structure Height (AGL): 320.00 Feet
18. Overall Height (#16 + #17) (AMSL): 1,920.00 Feet
19. Previous FAA and/or Kentucky Aeronautical Study Number(s):
20. Description of Location: (Attach USGS 7.5 minute Quadrangle Map or an Airport layout Drawing with the precise site marked and any certified survey)
Site is located approx. 0.9 mi (1.4 km) south of Thousandsticks (Leslie), KY

21. Description of Proposal:
The structure will include a 300' tower with top-mounted cellular antennas (overall height of 320' AGL). The ERP will be 500 watts

22. Has a "NOTICE OF CONSTRUCTION OR ALTERATION" (FAA Form 7460-1) been filed with the Federal Aviation Administration?
[X] No [ ] Yes, When January 20, 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.
Ali Kuzehkanani/Dir of Engineering 1/20/2008
Printed Name and Title 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.

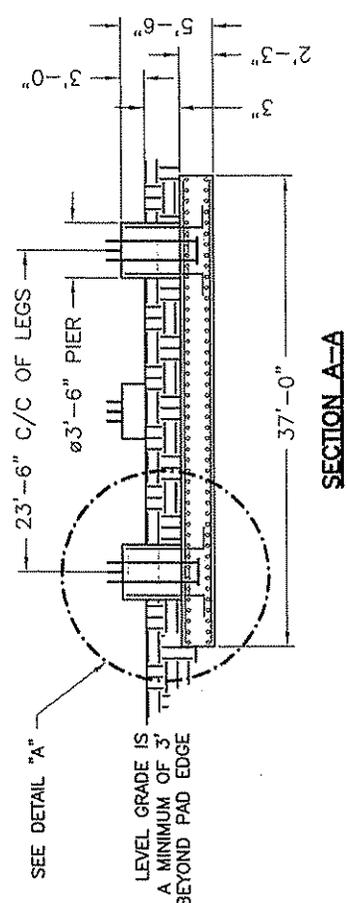
Recommendation Action: [ ] Chairman, KAZC [ ] Administrator, KAZC
[ ] Approved
[ ] Disapproved Date \_\_\_\_\_



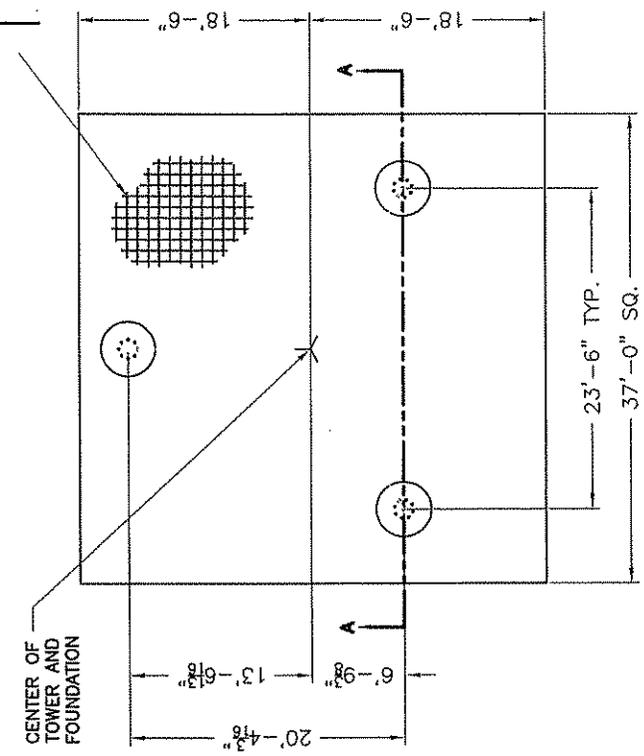
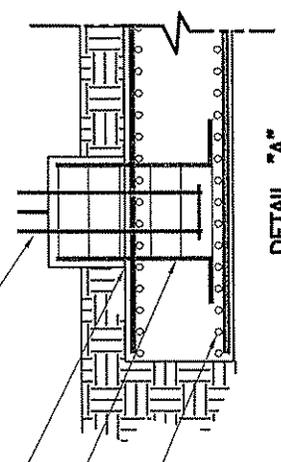




REINFORCEMENT BAR MAT



- (8)  $\phi 1-1/2$ " X 6'-0" OVERALL LENGTH ANCHOR BOLTS W/ 3/4" THK BEARING PLATE AT THE BOTTOM OF THE ANCHOR BOLT CLUSTER (5' MIN. ANCHOR BOLT EMBEDMENT).
- USE EPOXY BONDING AGENT WHEN POURED SEPARATELY
- (9) #9 VERTICAL BARS W/ #5 TIES AT 14" ON CENTER
- (39) #9 HORIZONTAL BARS X 36'-6" LONG EQUALLY SPACED EACH WAY AT TOP AND BOTTOM OF MAT. (TOTAL = 156)



PLAN VIEW

TOTAL VOLUME OF CONCRETE = 118 YD<sup>3</sup>

REINFORCEMENT BAR SPlicing:  
 1. ALL LAP SPICES SHALL CONFORM TO ACI 318 REQUIREMENTS.  
 2. REFER TO CHART BELOW WHEN REINFORCEMENT BAR SPlicing IS NECESSARY.

REINFORCING BAR SIZE	LAP SPICE LENGTH
3	15"
4	17"
5	21"
6	26"
7	30"
8	36"
9	46"
10	58"
11	71"

- FOUNDATION INSTALLATION/DESIGN NOTES:**
- THIS FOUNDATION IS DESIGNED TO MEET ALL STANDARDS SET FORTH BY ACI 318: AMERICAN CONCRETE INSTITUTE, BUILDING CODE REQUIREMENTS FOR STRUCTURAL CONCRETE, ANS/TIA/EIA 222-F: STRUCTURAL STANDARDS FOR STEEL ANTENNA TOWERS AND ANTENNA SUPPORTING STRUCTURES.
  - THIS FOUNDATION IS DESIGNED UTILIZING THE GEOTECHNICAL REPORT PERFORMED BY WENDELL R. HOLMES, P.G.; DATED 12-28-07; THE FOUNDATION CONTRACTOR SHALL INSTALL THE FOUNDATIONS IN ACCORDANCE WITH THE RECOMMENDATIONS OF THE GEOTECHNICAL REPORT.
  - ALL WORK PERFORMED FROM THESE DRAWINGS SHOULD BE BY QUALIFIED CONTRACTORS EXPERIENCED IN TOWER FOUNDATION CONSTRUCTION.
  - ALL FOOTING EXCAVATIONS SHALL BE MANUALLY CLEANED PRIOR TO PLACING CONCRETE. COMPACT THE EXPOSED SOIL SURFACE AND ANY GRANULAR FILL UNDER THE FOUNDATION TO 95% OF THE MODIFIED PROCTOR DENSITY.
  - ALL CONCRETE SHALL HAVE A MINIMUM COMPRESSIVE STRENGTH OF 3000 PSI AFTER 28 DAYS. COPIES OF THE CONCRETE CYLINDER TEST REPORTS SHALL BE SENT TO THE RESIDENT ENGINEER / INSPECTOR.
  - MINIMUM CONCRETE COVER FOR REINFORCING BARS SHALL BE 3".
  - FIELD BENDING OR WELDING OF REINFORCEMENT BARS IS NOT PERMITTED. PROVIDE CHAMFERS AT ALL EXPOSED CORNERS OF CONCRETE.
  - BACKFILL NEAR AND AROUND THE FOUNDATIONS SHALL BE A WELL GRADED FILL MATERIAL PLACED IN 8" THICK LAYERS THAT HAS BEEN COMPACTED TO 95% OF THE MODIFIED PROCTOR DENSITY PER ASTM D1557.
  - SOME DETAIL HAS BEEN PURPOSELY OMITTED TO CLARIFY ILLUSTRATION.



P.O. BOX 25  
 HENDERSON, KY 42419  
 PHONE: (270) 830-8512  
 FAX: (270) 830-8475

SCALE: N.T.S.	PROPRIETARY STATEMENT: THIS DRAWING IS THE PROPERTY OF ALLSTATE TOWER CO. IT IS NOT TO BE REPRODUCED OR COPIED IN ANYWAY WITHOUT PRIOR WRITTEN CONSENT OF ALLSTATE TOWER CO.
TOLERANCE BANDS ALL DIMENSIONS ARE $\pm 1/16$ " ALL ANGULAR DIM ARE $\pm 1/2$ " UNLESS OTHERWISE NOTED	CUSTOMER: APPALACHIAN WIRELESS
APPROX. WEIGHT N/A	DESCRIPTION: PAD/PIER FOUNDATION DESIGN
	LOCATION: LESLIE COUNTY, KY.
	SITE: THOUSAND STICKS
	PROPOSAL # AB1537 - SELF SUPPORT TOWER
	DRAWN BY: J.B.
	DATE: 01/03/2008
	REV. NO.
	REV. DATE
	JOB NO. AF40809
	SHEET B



# 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  
TODD SLAMOWITZ\*  
B. LYNN F. RATNAVALE\*  
STEVEN M. CHERNOFF\*  
KATHERINE PATSAS\*

CONSULTING ENGINEERS

ALI KUZEHKANANI  
LEILA REZANAVAZ

OF COUNSEL

LEONARD S. KOLSKY\*

JOHN CIMKO\*

J. K. HAGE III\*

JOHN J. MCAVOY\*

HON. GERALD S. MCGOWAN\*

TAMARA DAVIS-BROWN\*

\*NOT ADMITTED IN VA

Writers Direct Dial  
(703) 584-8667  
akuzehkanani@fcclaw.com

January 20, 2008

## Via U.S. Mail

EXPRESS PROCESSING CENTER  
Federal Aviation Administration  
Southwest Regional Office  
Air Traffic Airspace Branch, ASW-520  
2601 Meacham Blvd.  
Fort Worth, TX 76137-4298

Dear FAA Evaluator:

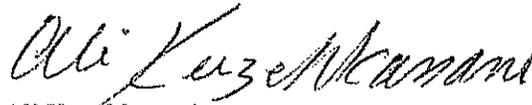
Enclosed is an FAA Form 7460-1 (Notice of Proposed Construction or Alteration) for a new 320' communications tower structure (300' tower plus 20' antenna/lightning rod) in Thousandsticks (Leslie), Kentucky. The site ("Thousandsticks") is located 0.9 mi (1.4 km) south of the town of Thousandsticks.

The proponent, East Kentucky Network, LLC, is the licensee for PCS Block A service in a portion of the Knoxville, TN Metropolitan Statistical Area ("Knoxville MTA"), Market No. 44A12. Transmit technology to be employed at this station is CDMA in the PCS Band B frequency band (1850 - 1865 MHz and 1930 - 1945 MHz); the maximum ERP is 500 Watts.

The transmitting systems at this site will be installed and maintained such that transmitter spurious radiation in the frequency range of 118 MHz to 137 MHz is attenuated at least 71 dB below the unmodulated carrier level.

Should you have any questions or require additional information, please do not hesitate to call the undersigned at the above identified telephone number.

Sincerely,



Ali Kuzehkanani  
Director of Engineering

Enclosure

cc: East Kentucky Network, LLC  
Attention: Marty Thacker and Gerald Robinett

# Notice of Proposed Construction or Alteration (7460-1)

**Project Name:** EAST -000086335-08

**Sponsor:** East Kentucky Network, LLC

## Details for Case : Thousandsticks

Show Project Summary

### Case Status

**ASN:** 2008-ASO-378-OE  
**Status:** Accepted

**Date Accepted:** 01/20/2008  
**Date Determined:**  
**Letters:** None

### Construction / Alteration Information

**Notice Of:** Construction  
**Duration:** Permanent  
*if Temporary :* Months: Days:  
**Work Schedule - Start:** 02/01/2008  
**Work Schedule - End:** 02/15/2008  
**State Filing:** Filed with State

### Structure Summary

**Structure Type:** Tower  
**Structure Name:** Thousandsticks  
**FCC Number:**  
**Prior ASN:**

### Structure Details

**Latitude:** 37° 10' 23.7" N  
**Longitude:** 83° 25' 59.7" W  
**Horizontal Datum:** NAD83  
**Site Elevation (SE):** 1600 (nearest foot)  
**Structure Height (AGL):** 320 (nearest foot)  
**Marking/Lighting:** Dual-red and medium intensity

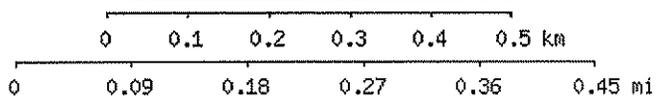
#### Other :

**Nearest City:** Thousandsticks  
**Nearest State:** Kentucky  
**Description of Location:** Site is located approx. 1.4 km south of Thousandsticks (Leslie), KY  
**Description of Proposal:** The structure will include a new 300' tower with top-mounted antennas (overall height of 320')

### Common Frequency Bands

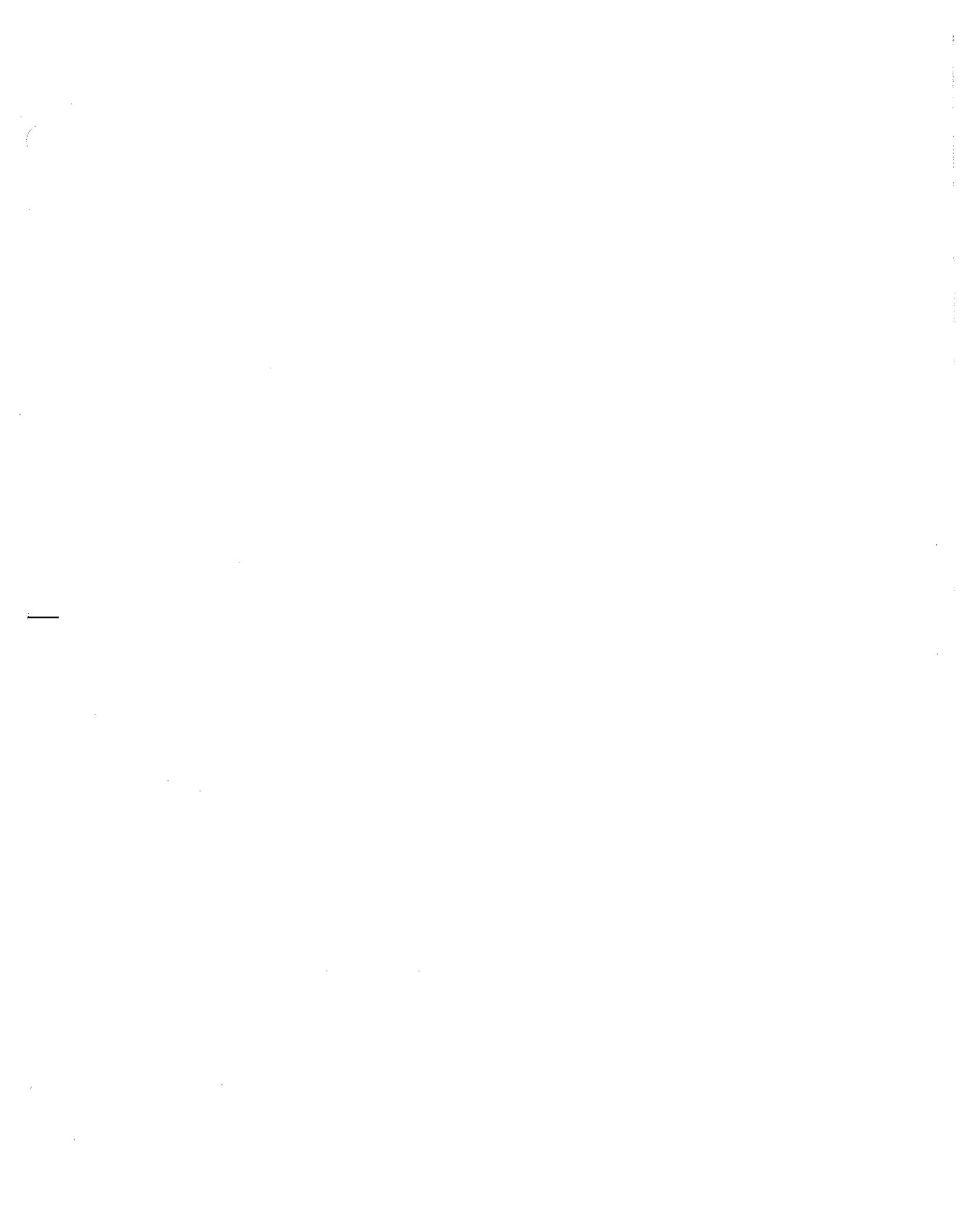
Low Freq	High Freq	Freq Unit	ERP	ERP Unit
806	824	MHz	500	W
824	849	MHz	500	W
851	866	MHz	500	W
869	894	MHz	500	W
896	901	MHz	500	W
901	902	MHz	7	W
930	931	MHz	3500	W
931	932	MHz	3500	W
932	932.5	MHz	17	dBW
935	940	MHz	1000	W
940	941	MHz	3500	W
1850	1910	MHz	1640	W
1930	1990	MHz	1640	W
2305	2310	MHz	2000	W
2345	2360	MHz	2000	W

### Specific Frequencies



37° 10' 24"N, 83° 26' 00"W (NAD83/WGS84)  
**USGS Hyden West (KY) Quadrangle**  
 Projection is UTM Zone 17 NAD83 Datum

Mk  
  
 M=-5.629  
 G=-1.471



EAST KENTUCKY NETWORK, LLC  
DBA APPALACHIAN WIRELESS

FINANCIAL REPORT

December 31, 2006

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## INDEPENDENT AUDITOR'S REPORT

To the Members  
East Kentucky Network, LLC  
dba Appalachian Wireless  
Ivel, Kentucky 41642

We have audited the accompanying balance sheets of East Kentucky Network, LLC, dba Appalachian Wireless as of December 31, 2006 and 2005 and the related statements of income, members' equity and cash flows for the years then ended. These financial statements are the responsibility of the Company's management. Our responsibility is to express an opinion on these financial statements based on our audits.

We conducted our audits in accordance with auditing standards generally accepted in the United States of America. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statements are free of material misstatement. An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements. An audit also includes assessing the accounting principles used and significant estimates made by management, as well as evaluating the overall financial statement presentation. We believe that our audits provide a reasonable basis for our opinion.

In our opinion, the financial statements referred to above present fairly, in all material respects, the financial position of East Kentucky Network, LLC, dba Appalachian Wireless as of December 31, 2006 and 2005 and the results of its operations and its cash flows for the years then ended in conformity with accounting principles generally accepted in the United States of America.

*Jones, Nale & Mattingly P.C.*

Louisville, Kentucky  
March 15, 2007

**EAST KENTUCKY NETWORK, LLC  
DBA APPALACHIAN WIRELESS**

**BALANCE SHEETS  
December 31, 2006 and 2005**

ASSETS	<u>2006</u>	<u>2005</u>
<b>CURRENT ASSETS</b>		
Cash and cash equivalents	\$ 2,818,346	\$ 1,046,669
Short-term investments	46,271	43,803
Accounts receivable, less allowance for doubtful accounts of \$567,790 in 2006 and \$375,856 in 2005	2,802,673	1,560,267
Accounts receivable, members (Notes 5 and 6)	37,612	3,149
USF receivable (Note 7)	--	589,913
Inventory	1,584,039	1,056,766
Prepaid expenses	173,657	143,547
Total current assets	<u>\$ 7,462,598</u>	<u>\$ 4,444,114</u>
 <b>PROPERTY, PLANT AND EQUIPMENT (Note 3)</b>		
Plant in service:		
General support	\$ 18,914,927	\$ 10,633,736
MTSO equipment	13,354,875	11,934,434
Cell equipment	39,339,797	34,785,982
Paging equipment	3,321,068	3,320,416
Fiber ring	6,471,128	6,245,412
Unfinished plant	657,524	3,992,696
	<u>\$ 82,059,319</u>	<u>\$ 70,912,676</u>
Less accumulated depreciation	<u>33,358,066</u>	<u>27,810,940</u>
	<u>\$ 48,701,253</u>	<u>\$ 43,101,736</u>
 <b>OTHER ASSETS</b>		
Investment in affiliated company, RTFC (Note 3)	\$ 862,394	\$ 875,133
Intangible assets, net of accumulated amortization of \$2,646,913 in 2006 and \$2,179,654 in 2005 (Note 2)	4,497,032	4,623,855
Other	27,550	28,669
	<u>\$ 5,386,976</u>	<u>\$ 5,527,657</u>
	<u>\$ 61,550,827</u>	<u>\$ 53,073,507</u>

The Notes to Financial Statements are an integral part of these statements.

LIABILITIES AND MEMBERS' EQUITY	<u>2006</u>	<u>2005</u>
<b>CURRENT LIABILITIES</b>		
Current maturities of long-term debt (Note 3)	\$ 1,200,000	\$ 48,033
Accounts payable	1,166,909	851,643
Accounts payable, member (Notes 5 and 6)	2,899	2,936
Accrued expenses	2,113,530	1,457,463
Accrued state corporation taxes	232,157	85,989
Customer deposits	<u>317,603</u>	<u>291,380</u>
Total current liabilities	\$ 5,033,098	\$ 2,737,444
LONG-TERM DEBT, less current maturities (Note 3)	13,000,000	13,297,220
MEMBERS' EQUITY	43,517,729	37,038,843
	<u>\$ 61,550,827</u>	<u>\$ 53,073,507</u>

**EAST KENTUCKY NETWORK, LLC  
DBA APPALACHIAN WIRELESS**

**STATEMENTS OF INCOME  
Years Ended December 31, 2006 and 2005**

	2006	2005
<b>REVENUE</b>		
Retail	\$ 24,156,320	\$ 20,908,570
Roamer	6,964,309	6,868,904
Long distance	155,046	177,350
Paging	852,011	1,039,429
Equipment sales, cellular	2,922,817	2,152,962
Equipment sales, paging	27,894	57,632
Other	3,065,078	2,359,809
Total revenue	\$ 38,143,475	\$ 33,564,656
<b>EXPENSES</b>		
Cost of cellular service	\$ 7,888,446	\$ 7,924,553
Cost of paging service	411,177	510,665
Cost of equipment sales, cellular	6,813,457	4,912,998
Cost of equipment sales, paging	58,755	78,428
Customer service	1,330,573	1,208,726
Billing	1,097,834	1,200,135
Selling	2,703,570	2,131,009
Maintenance	1,267,034	1,042,844
Utilities	454,008	354,870
Bad debts	800,268	672,263
Recovery of bad debts	(90,925)	(120,673)
Cell site rental	158,500	135,012
Taxes	565,271	257,247
Advertising	1,574,298	1,139,697
General and administrative	2,238,348	2,249,226
Occupancy	334,981	359,928
Depreciation	5,541,628	4,635,200
Amortization	508,526	495,241
Total expenses	\$ 33,655,749	\$ 29,187,369
Income from operations	\$ 4,487,726	\$ 4,377,287
<b>OTHER INCOME (EXPENSE)</b>		
Interest income	\$ 49,052	\$ 23,915
Interest expense	(821,277)	(795,898)
Universal Service Fund income (Note 7)	3,716,602	589,913
Impairment of goodwill (Note 8)	--	(331,286)
	\$ 2,944,377	\$ (513,356)
Income before taxes	\$ 7,432,103	\$ 3,863,931
Kentucky corporation tax expense	399,157	170,197
Net income	\$ 7,032,946	\$ 3,693,734

The Notes to Financial Statements are an integral part of these statements.

**EAST KENTUCKY NETWORK, LLC  
DBA APPALACHIAN WIRELESS**

**STATEMENTS OF MEMBERS' EQUITY  
Years Ended December 31, 2006 and 2005**

	Cellular Services, Inc.	Gearhart Communi- cations Company, Inc.	Mountain Tele- communi- cations, Inc.	Thacker- Grigsby Telephone Co., Inc.	Peoples Rural Telephone Coop- erative Corp- oration, Inc.	Total
Balance, January 1, 2005	\$ 6,781,309	\$ 6,781,309	\$ 6,781,309	\$ 6,781,309	\$ 6,781,308	\$33,906,544
Net income	738,747	738,747	738,747	738,746	738,747	3,693,734
Capital distributions	(112,287)	(112,287)	(112,287)	(112,287)	(112,287)	(561,435)
Balance, December 31, 2005	<u>\$ 7,407,769</u>	<u>\$ 7,407,769</u>	<u>\$ 7,407,769</u>	<u>\$ 7,407,768</u>	<u>\$ 7,407,768</u>	<u>\$37,038,843</u>
Net income	1,406,589	1,406,589	1,406,589	1,406,590	1,406,589	7,032,946
Capital distributions	(110,812)	(110,812)	(110,812)	(110,812)	(110,812)	(554,060)
Balance, December 31, 2006	<u>\$ 8,703,546</u>	<u>\$ 8,703,546</u>	<u>\$ 8,703,546</u>	<u>\$ 8,703,546</u>	<u>\$ 8,703,545</u>	<u>\$43,517,729</u>

The Notes to Financial Statements are an integral part of these statements.

**EAST KENTUCKY NETWORK, LLC  
DBA APPALACHIAN WIRELESS**

**STATEMENTS OF CASH FLOWS  
Years Ended December 31, 2006 and 2005**

	2006	2005
<b>CASH FLOWS FROM OPERATING ACTIVITIES</b>		
Net income	\$ 7,032,946	\$ 3,693,734
Adjustments to reconcile net income to net cash provided by operating activities:		
Depreciation	5,541,628	4,635,200
Amortization	508,526	495,241
Impairment of goodwill	--	331,286
Changes in assets and liabilities, net of the effects of investing and financing activities:		
(Increase) in accounts receivable	(1,242,406)	(78,367)
Decrease in accounts receivable, members	(34,463)	51,248
(Increase) decrease in USF receivable	589,913	(589,913)
(Increase) in inventory	(527,273)	(230,130)
(Increase) decrease in prepaid expenses	(30,110)	5,012
(Increase) decrease in other assets	13,858	(646)
Increase (decrease) in accounts payable	315,266	(291,123)
Increase (decrease) in accounts payable, member	(37)	2,332
Increase in accrued expenses	656,067	339,038
Increase in accrued state corporation taxes	146,168	85,989
Increase in customer deposits	26,223	139,030
Net cash provided by operating activities	\$ 12,996,306	\$ 8,587,931
<b>CASH FLOWS FROM INVESTING ACTIVITIES</b>		
Purchase of property, plant and equipment	\$ (11,182,411)	\$ (11,469,668)
Purchase of intangible assets	(340,437)	(299,159)
Proceeds from sale of short-term investments	(2,468)	56,197
Net cash (used in) investing activities	\$ (11,525,316)	\$ (11,712,630)
<b>CASH FLOWS FROM FINANCING ACTIVITIES</b>		
Capital distributions	\$ (554,060)	\$ (561,435)
Proceeds from long-term borrowings	14,200,000	3,450,000
Payments on long-term borrowings	(13,345,253)	(832,731)
Net cash provided by financing activities	\$ 300,687	\$ 2,055,834
Net increase (decrease) in cash and cash equivalents	\$ 1,771,677	\$ (1,068,865)
Cash and cash equivalents:		
Beginning	1,046,669	2,115,534
Ending	\$ 2,818,346	\$ 1,046,669

The Notes to Financial Statements are an integral part of these statements.

EAST KENTUCKY NETWORK, LLC  
DBA APPALACHIAN WIRELESS

STATEMENTS OF CASH FLOWS (Continued)  
Years Ended December 31, 2006 and 2005

	<u>2006</u>	<u>2005</u>
SUPPLEMENTAL DISCLOSURE OF CASH FLOW INFORMATION		
Cash payments for interest	<u>\$ 866,941</u>	<u>\$ 788,610</u>
Cash payments for state corporation taxes	<u>\$ 167,000</u>	<u>\$ 84,207</u>
SUPPLEMENTAL SCHEDULE OF NONCASH INVESTING AND FINANCING ACTIVITIES		
Settlement of note payable from impairment of goodwill	<u>\$ --</u>	<u>\$ 400,000</u>
Settlement of accrued interest from impairment of goodwill	<u>\$ --</u>	<u>\$ 56,000</u>

The Notes to Financial Statements are an integral part of these statements.

**EAST KENTUCKY NETWORK, LLC  
DBA APPALACHIAN WIRELESS**

**NOTES TO FINANCIAL STATEMENTS**

Note 1. Summary of Significant Accounting Policies

Nature of operations

East Kentucky Network, LLC, dba Appalachian Wireless, is a Kentucky limited liability company formed by the merger of Appalachian Cellular, LLC, Mountaineer Cellular, LLC and East Kentucky Network, LLC on January 1, 2000. The Company is engaged in cellular telephone communications and paging services to residential and commercial customers located in eastern Kentucky. The Company's five members consist of Cellular Services, Inc.; Gearheart Communications Company, Inc.; Mountain Telecommunications, Inc.; Peoples Rural Telephone Cooperative Corporation, Inc.; and Thacker-Grigsby Telephone Co., Inc.

Cash

The Company maintains its cash balances, which exceed the \$100,000 federally insured limit, with several financial institutions. These financial institutions have strong credit ratings and management believes that credit risk related to the accounts is minimal.

Cash equivalents

For purposes of the statement of cash flows, the Company considers temporary investments having a maturity of three months or less to be cash equivalents.

Short-term investments

Certificates of deposit having original maturities between three and nine months are classified as short-term investments, are carried at cost, which approximates fair value, and are held to maturity.

Inventory

Inventory is composed of cellular telephone equipment, paging equipment, and accessories purchased for resale during the ordinary course of business. The inventory is valued at the lower of cost or market, cost being determined by the first-in, first-out (FIFO) method.

Property, plant and equipment

Property, plant and equipment are recorded at cost. Depreciation is provided using the straight-line method over the estimated useful lives of the assets.

Investment

The investment in affiliated company is composed of equity certificates in Rural Telephone Finance Cooperative and is reported at cost, which approximates fair value.

## NOTES TO FINANCIAL STATEMENTS

### Note 1. Summary of Significant Accounting Policies (Continued)

#### Intangible assets

The customer lists, non-compete agreements, FCC licenses, and use of name are recorded at cost and are being amortized over 15 years by the straight-line method. The excess cost over the fair value of the net assets acquired (goodwill) related to paging acquisitions is measured for impairment on an annual basis, and written down, if necessary, to its estimated value at that time. During the prior year, the Company expensed the remaining balance of goodwill as an impairment (see Note 8).

#### Recognition of revenue

Cellular service and paging revenues are recognized when earned. Monthly access and feature charges are billed one month in advance and recognized as revenue the following month. Revenue from telephone and accessories sold are recognized as revenue upon delivery to the customer.

#### Advertising

Advertising costs are expensed as incurred. At December 31, 2006 and 2005, these costs were \$1,574,298 and \$1,139,697, respectively.

#### Income taxes

Under existing provisions of the Internal Revenue Code, the income or loss of a limited liability company is recognized by the members for income tax purposes. Accordingly, no provision for federal income taxes has been provided for in the accompanying financial statements. Effective for years beginning on or after January 1, 2005, the State of Kentucky enacted legislation which now provides for the taxation of limited liability companies' at the entity level. The accompanying financial statements include the related state tax liability under the new regulations.

#### Use of estimates

Management uses estimates and assumptions in preparing financial statements. Those estimates and assumptions affect the reported amounts of assets and liabilities, the disclosure of contingent assets and liabilities, and the reported revenues and expenses.

## NOTES TO FINANCIAL STATEMENTS

### Note 2. Intangible Assets

Intangible assets consist of the following at December 31, 2006:

	Gross Amount	Accumulated Amortization
Customer lists	\$ 5,363,530	\$ (2,152,951)
Non-compete agreements	220,348	(121,577)
FCC licenses	1,141,593	(330,542)
Use of name	10,000	(4,334)
Other	408,474	(37,509)
	\$ 7,143,945	\$ (2,646,913)

Intangible assets consist of the following at December 31, 2005:

	Gross Amount	Accumulated Amortization
Customer lists	\$ 5,363,530	\$ (1,795,634)
Non-compete agreements	220,348	(106,898)
FCC licenses	1,141,593	(264,446)
Use of name	10,000	(3,668)
Other	68,038	(9,008)
	\$ 6,803,509	\$ (2,179,654)

Aggregate amortization expense related to these intangible assets for the years ended December 31, 2006 and 2005 totaled \$467,259 and \$437,982, respectively. The following represents the total estimated amortization of intangible assets for each of the succeeding five years:

Year ending December 31:

2006	\$ 450,000
2007	450,000
2008	450,000
2009	450,000
2010	450,000

## NOTES TO FINANCIAL STATEMENTS

### Note 3. Long-Term Debt

Long-term debt consists of the following at December 31:

	2006	2005
Note payable, Fifth Third Bank (a)		
Dated 02/28/06, variable rate (5.41% at 12/31/06)	\$ 14,200,000	\$ --
Notes payable, RTFC (b)		
Dated 11/13/97, variable rate Paid in full 03/01/06	--	194,957
Dated 11/13/97, variable rate Paid in full 03/01/06	--	899,406
Dated 11/13/97, fixed rate Paid in full 03/01/06	--	727,521
Dated 12/31/98, fixed rate Paid in full 03/01/06	--	618,521
Dated 02/13/01, variable rate Paid in full 03/01/06	--	786,457
Dated 02/13/01, variable rate Paid in full 03/01/06	--	932,200
Dated 07/27/01, variable rate Paid in full 03/01/06	--	2,845,311
Lines of Credit, RTFC		
Line of credit, variable rate (c) Paid in full 03/01/06	--	5,000,000
Line of credit, variable rate (d) Paid in full 03/01/06	--	1,750,000
Line of Credit, Fifth Third Bank (e)		
Due 03/28/08, variable rate (5.41% at 12/31/06)	--	--
	\$ --	\$ 13,754,373

(a) On February 28, 2006, the Company borrowed \$14,200,000 to restructure its debt. The note is payable in 10 annual installments of \$1,200,000 for 2007, \$1,400,000 for 2008 through 2012, and \$1,500,000 for 2013 through 2016, with a variable interest rate. The note is collateralized by the assets of the Company.

(b) The notes payable to Rural Telephone Finance Cooperative (RTFC) were secured by mortgage and security agreements that include substantially all of the assets of the Company. In addition, the Company was required to purchase equity certificates in RTFC equal to 5% of the total amounts borrowed. The notes were payable in quarterly installments over 15 years with interest at variable or fixed rates set by RTFC. The notes were paid in full on March 1, 2006.

## NOTES TO FINANCIAL STATEMENTS

### Note 3. Long-Term Debt (Continued)

- (c) The line of credit agreement with RTFC provided for borrowings up to \$5,000,000. The agreement carried an interest rate at prime, plus one and one-half percent, was unsecured and was renewed June 28, 2004 for 24 months. The line of credit was paid in full on March 1, 2006.
- (d) The line of credit agreement with RTFC provided for borrowings up to \$2,000,000. The agreement carried an interest rate at prime, plus one and one-half percent, was unsecured and due May 16, 2006. The line of credit was paid in full on March 1, 2006.
- (e) The line of credit agreement with Fifth Third Bank provides for borrowing up to \$3,000,000. The agreement carries a variable interest rate, is secured by certain assets of the company, and is due March 28, 2008.

Approximate maturities or payments required on principal under note payable agreements for each of the succeeding five years are as follows:

Year ending December 31:

2006	\$ 1,200,000
2007	1,400,000
2008	1,400,000
2009	1,400,000
2010	1,400,000

### Note 4. Retirement Plans

The Company has a 401(k) plan for qualifying employees who have reached twenty-one years of age. Eligible employees are allowed to invest up to 15% of their compensation and the Company has agreed to match 100% of the first 3% of the employees' contribution and 50% of the employees' contribution between 3% and 5%. The Company contributed \$73,607 and \$67,460 matching funds for its 401(k) plan during the years ended December 31, 2006 and 2005, respectively.

The Company also offers an employer sponsored retirement savings plan for qualified employees who have reached twenty-one years of age. The Company has agreed to contribute 9% of the eligible employee's compensation, plus an additional 5% of the original contribution.

The Company contributed \$259,859 and \$221,669 to its retirement savings plan during the years ended December 31, 2006 and 2005, respectively.

NOTES TO FINANCIAL STATEMENTS

Note 5. Related Party Transactions

The Company shares personnel with one of its members. The Company paid \$114,996 and \$132,681 for shared personnel during the years ended December 31, 2006 and 2005 respectively. The Company also leased offices and warehouse space from two members. The leases are for an unspecified length of time. The monthly lease payments total approximately \$7,000. In addition, the Company incurred interconnection and telephone charges from its members aggregating \$752,095 and \$786,283 for the years ended December 31, 2006 and 2005, respectively.

The Company leases two cellular tower sites from the officers and majority shareholders of a member for \$100 per month for each site. The leases are for an unspecified length of time. In addition, the Company leases two other sites from a company owned by this member for \$600 each on a month to month basis.

The Company leases cellular tower sites from the parent company of one of its other members for \$1,039 per month. The leases are for five years with options to renew.

The Company pays commissions to two of its members for phone sales to customers. The amount of commissions paid to related parties was \$45,484 and \$43,873 for 2006 and 2005 respectively.

Note 6. Operating Leases

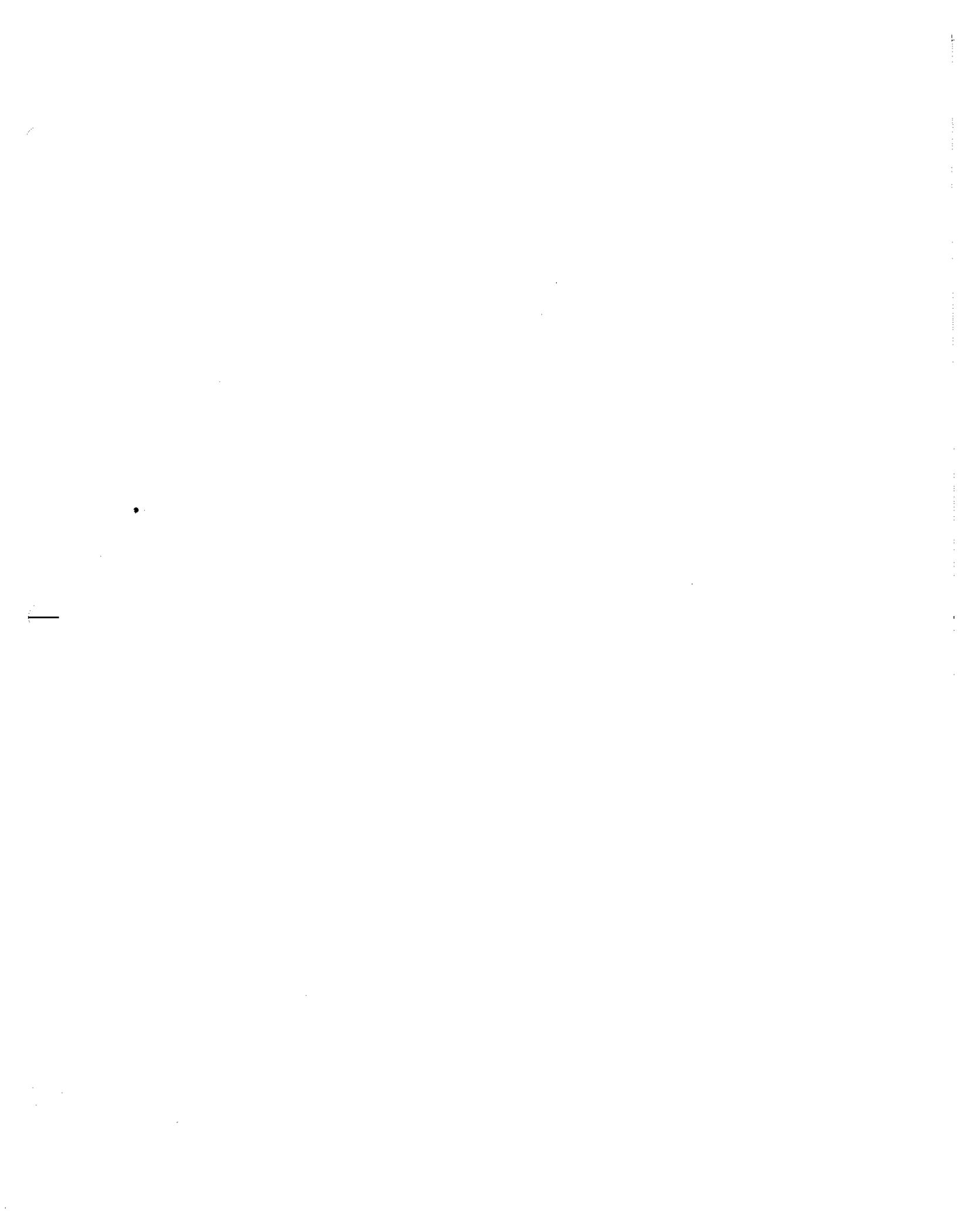
The Company has entered into operating leases with its members and other customers to provide fiber optic transmission capacity and ancillary services. The terms of these leases are for 15 years.

Total rental income earned from these operating lease commitments included in the statements of income were \$1,130,809 and \$1,254,902 for the years ended December 31, 2006 and 2005, respectively. Rental income earned from the Company's members from these leases was \$631,789 and \$713,599 for the years ended December 31, 2006 and 2005, respectively.

Investments in operating leases are as follows at December 31:

	2006	2005
Fiber ring	\$ 6,471,128	\$ 6,245,412
Accumulated depreciation	(982,379)	(773,028)
	\$ 5,488,749	\$ 5,472,384

The future minimum rental payments expected to be received under these lease agreements for each of the succeeding five years are approximately \$700,000 each year based upon new contracts negotiated during 2005.



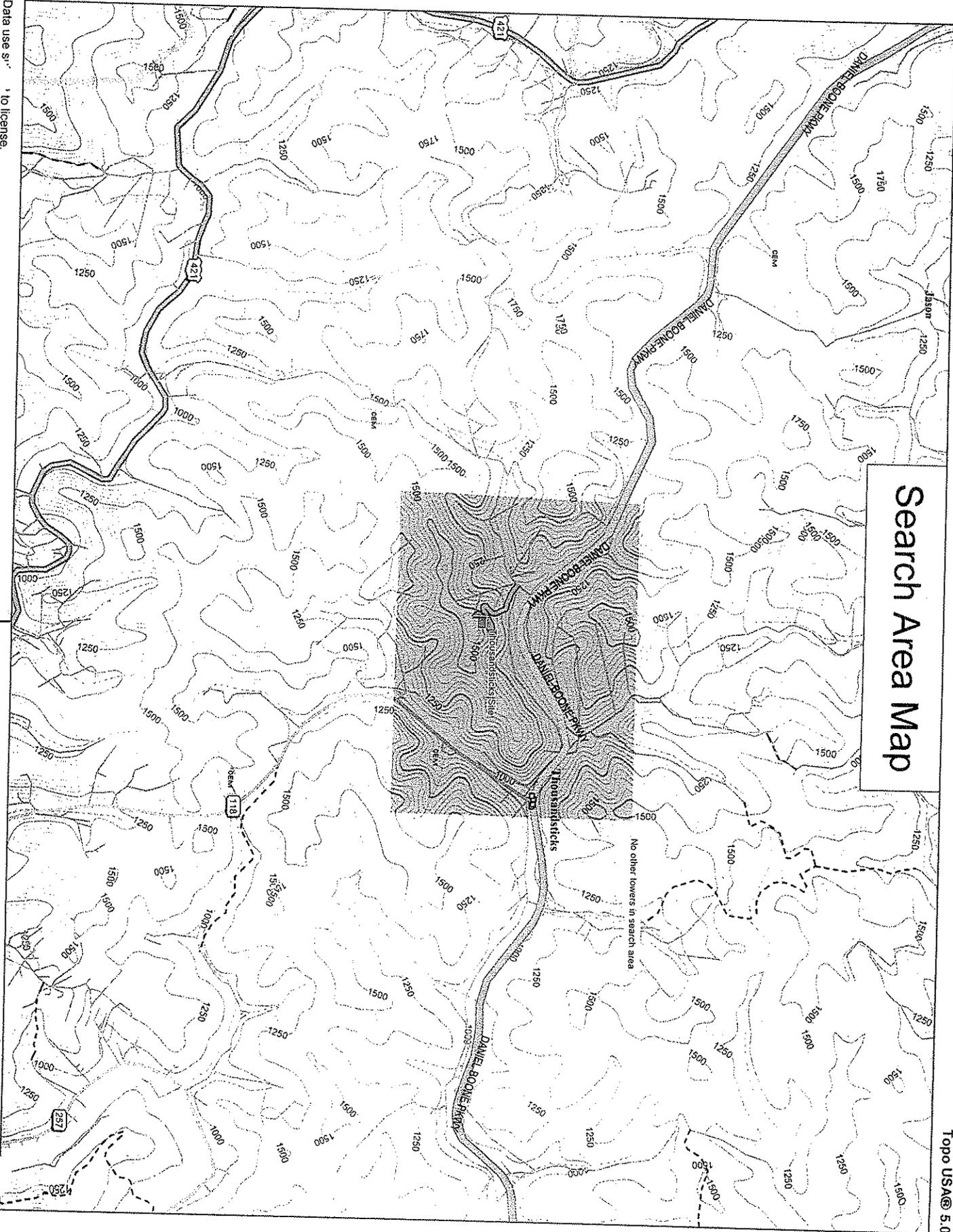
## Directions to Thousandsticks

From the Courthouse in Hyden Kentucky Take route 421 west .4 miles to route 118. Turn right onto Hwy. 118 North for 3.3 miles to the Jct. of Hwy. 118 and 3424. Turn left onto Hwy. 3424 ( Davison Fork Rd. ) and continue for 1.2 miles to Faith Mountain Rd. Turn left onto Faith Mountain Rd. .7 mile to top of the mountain . The tower site is located at the end of the road.

Directions were written by,

Marty Thacker  
Appalachian Wireless  
606-438-2355 Ext. 111 (office)  
606-634-9505 (cell phone)  
[m.thacker@tgtel.com](mailto:m.thacker@tgtel.com) (email)

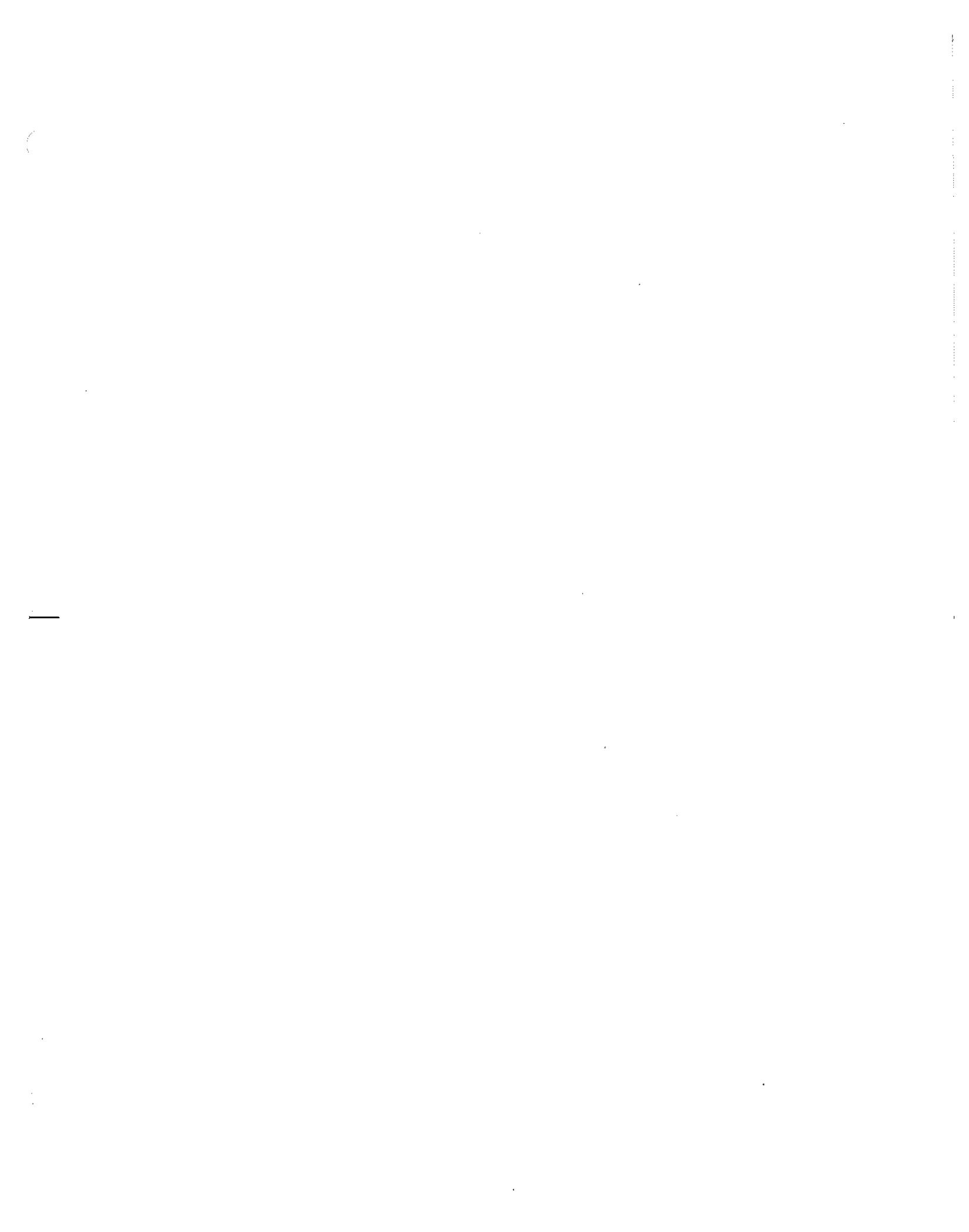
# Search Area Map



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Scale 1 : 40,625  
 1" = 3,385.4 ft  
 Data Zoom 12-3



**DECLARATION and GRANT OF PERPETUAL EASEMENT  
and RIGHT OF WAY**

THIS DECLARATION and GRANT OF PERPETUAL EASEMENT AND RIGHT OF WAY made and executed on the 3 day of December, 2007 by and between **Wayne Ramey and Shirley Ramey, his wife**, of 1091 Davidson Fork Rd Hyden, Kentucky 41749, **GRANTOR**, and **East Kentucky Network, LLC d/b/a Appalachian Wireless**, of 101 Technology Trail, Ivel, Kentucky 41642, **GRANTEE**:

WHEREAS, Grantors are the owners of that certain tract of land located in Leslie County, Kentucky, as more particularly described in that certain Deed of Conveyance from Fred Barnes and Brenda Barnes, his wife, to Wayne Ramey and Shirley Ramey, his wife, by deed dated March 21, 2000, recorded in Deed Book 147, Page 273, Leslie County Clerk's Office;

WHEREAS, Grantors and Grantee have, for a valuable consideration as set out hereinafter, agreed to the dedication and grant of a perpetual easement and right of way in favor of the Grantee, its successors and assigns, for a portion of the Property, described by metes and bounds in the description attached hereto and made a part hereof as Exhibit "A", and as shown on the Plat dated the 19<sup>th</sup> day of November, 2007, prepared by James W. Caudill, PLS, and attached hereto and made a part hereof as Exhibit "B", said real property being hereinafter referred to as the "Premises", together with certain non-exclusive easements and right of ways as set out hereinafter;

NOW THEREFORE, for and in consideration of the sum of Fifteen Thousand Dollars (\$15,000.00, inclusive of \$200.00 per Option Agreement of July 10, 2007), the receipt and sufficiency of which is hereby acknowledged, the Grantors do hereby grant and

convey unto Grantee, its successors and assigns, the perpetual and exclusive right and easement to use the Premises as described at Exhibit "A" and shown upon the Plat at Exhibit "B", respectively, attached hereto and made a part hereof, for the purpose of constructing buildings, towers, guy lines, anchors and other related facilities, including, but not limited to telephone lines, coaxial lines, power lines and the installation of any and all other equipment deemed necessary by Grantee to receive and transmit any and all electronic signals in the rural service area now or hereafter to be served by the facility. The parties hereto recognize that technology in the communications field is advancing at a rapid rate and that this site may be used for any other purpose now in the development stage or which may later be developed in the communications industry to carry out the objectives of Grantee, that being to transmit and receive signals and communications by wire, fiber optics, radio and satellite, in connection with Grantee's business.

And for the consideration aforesaid, Grantors grant and convey to Grantee the non-exclusive easement and right of way for ingress and egress by any method, whether pedestrian or motorized vehicles of all types and descriptions, together with the right, privilege and easement to construct and locate, with Grantors' input to such roadway or easement for a width of twenty feet (20'); together with

A non-exclusive easement and right of way of twenty feet (20') either side along any such roadway for the construction, installation and maintenance of utility lines, including telephone, electric power, including wires, poles, cables, conduits, and pipes over, under or along a twenty foot (20') wide right of way across the Property of Grantors extending from the nearest public right of way to the Premises. Grantee may gate its access road in a manner to best prevent trespassing. The gate shall be kept locked with a lock furnished

by Grantee, who shall also furnish the Grantors with a key to the lock.

It is understood that the easements and rights of way granted above whether exclusive or non-exclusive, as applicable, are perpetual in nature. The Grantee, if in its sole and exclusive judgment determines that the Premises are no longer needed in connection with Grantee's business, shall have the right to surrender the perpetual easements and rights of way granted herein upon sixty (60) days written notice of such intention to Grantors, and thereafter, shall have one hundred eighty (180) days within which to remove any and all of its buildings, equipment or facilities constructed upon the Premises, after such time the Premises shall revert to Grantors.

Grantors warrant generally the Premises, rights, easements, and privileges granted herein.

Grantors shall not use the remainder of the Property of Grantors of which this Grant of Easement and Right of Way is a part for the construction, installation or operation of any wireless communications facilities which would unreasonably interfere with Grantee's communications facility.

This grant and the exhibits attached hereto constitute the entire agreement of the Parties, and no oral or implied agreements or representations will be binding upon the Parties hereto.

This instrument shall be interpreted under the laws of the Commonwealth of Kentucky.

The terms, covenants and provisions of this Grant of Easement and Right of Way shall be binding upon the Parties hereto, their respective executors, administrators, heirs, successors and assigns.

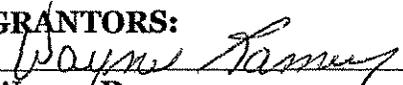
Grantee shall pay all personal property taxes assessed on, or any portion of such taxes attributable to, the equipment used by Grantee on the Premises. Grantors shall pay when due all real property taxes and all other fees and assessments attributable to the Premises. Grantee shall reimburse the Grantors as additional compensation for any increase in real estate taxes levied against the Grantors (or their heirs or assigns) which are attributable to or arise as a result of the improvements constructed by the Grantee, its successors or assigns.

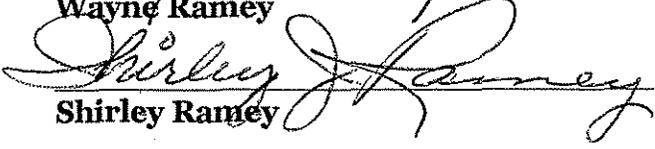
Grantee shall indemnify and save harmless the Grantors of any liability by virtue of Grantee's activities upon the Premises or in the exercise of any of the rights, privileges and rights of way granted herein, specifically including but not limited to any claim, loss, fine, penalty and costs (including reasonable attorney's fees) arising out of any violation of any environmental laws or regulation. This provision shall survive the termination of this Grant of Easement.

All notices, demands or other writings provided to be given, made or sent hereunder, shall be deemed to have been given when made in writing and deposited in the United States mail, certified and postage prepaid, to Grantors and Grantee at the addresses stated in the caption of this Grant, unless addresses have been changed by written notice given by either Party.

WITNESS OUR HANDS, the day and year aforesaid.

**GRANTORS:**

  
\_\_\_\_\_  
**Wayne Ramey**

  
\_\_\_\_\_  
**Shirley Ramey**

**GRANTEE:**

EAST KENTUCKY NETWORK, LLC  
d/b/a APPALACHIAN WIRELESS

BY: Gerald F. Robinette

ITS: GENERAL MANAGER

STATE OF KENTUCKY  
COUNTY OF Leslie

3<sup>rd</sup> The foregoing Declaration of Grant of Perpetual Easement and Right of Way was this day of December, 2007, produced and acknowledged before me by **Wayne Ramey and Shirley Ramey, his wife**, Grantors.

Dennis Shepherd  
NOTARY PUBLIC  
COMMISSION EXPIRES: oct-22-2009

STATE OF KENTUCKY  
COUNTY OF Floyd

4<sup>th</sup> The foregoing Declaration of Grant of Perpetual Easement and Right of Way was this day of December, 2007, produced and acknowledged before me by **East Kentucky Network, LLC, dba Appalachian Wireless** by Gerald F. Robinette, its General manager, Grantee.

Dennis Shepherd  
NOTARY PUBLIC  
COMMISSION EXPIRES: oct-22-2009

This is to certify that this instrument was prepared by:

\_\_\_\_\_  
WILLIAM S. KENDRICK, ATTORNEY  
FRANCIS, KENDRICK & FRANCIS  
P.O. Box 268  
Prestonsburg, Kentucky 41653  
606/886-2812

STATE OF KENTUCKY  
COUNTY OF LESLIE

Clerk's Certificate of  
Lodgment and Record

I, \_\_\_\_\_, Clerk of the County for the County and State aforesaid, certify that the foregoing Declaration and Grant of Perpetual Easement and

STATE OF KENTUCKY  
COUNTY OF \_\_\_\_\_

The foregoing Declaration of Grant of Perpetual Easement and Right of Way was this  
\_\_\_\_\_ day of \_\_\_\_\_, 2007, produced and acknowledged before me by **Wayne  
Ramey and Shirley Ramey, his wife**, Grantors.

\_\_\_\_\_  
NOTARY PUBLIC  
COMMISSION EXPIRES: \_\_\_\_\_

STATE OF KENTUCKY  
COUNTY OF \_\_\_\_\_

The foregoing Declaration of Grant of Perpetual Easement and Right of Way was this  
\_\_\_\_\_ day of \_\_\_\_\_, 2007, produced and acknowledged before me by **East  
Kentucky Network, LLC, dba Appalachian Wireless** by  
\_\_\_\_\_, its \_\_\_\_\_, Grantee.

\_\_\_\_\_  
NOTARY PUBLIC  
COMMISSION EXPIRES: \_\_\_\_\_

This is to certify that this  
instrument was prepared by:



WILLIAM S. KENDRICK, ATTORNEY  
FRANCIS, KENDRICK & FRANCIS  
P.O. Box 268  
Prestonsburg, Kentucky 41653  
606/886-2812

STATE OF KENTUCKY  
COUNTY OF LESLIE

**Clerk's Certificate of  
Lodgment and Record**

I, \_\_\_\_\_, Clerk of the County for the County and  
State aforesaid, certify that the foregoing Declaration and Grant of Perpetual Easement and  
Right of Way was on the \_\_\_\_\_ day of \_\_\_\_\_, 2007 lodged for record, whereupon the  
same, with the foregoing and this certificate have been duly recorded in my office.

WITNESS my hand, this \_\_\_\_\_ day of \_\_\_\_\_, 2007.

\_\_\_\_\_  
Clerk

By \_\_\_\_\_ D.C.

Right of Way was on the \_\_\_\_ day of \_\_\_\_\_, 2007 lodged for record, whereupon the same, with the foregoing and this certificate have been duly recorded in my office.

WITNESS my hand, this \_\_\_\_ day of \_\_\_\_\_, 2007.

\_\_\_\_\_ Clerk

By \_\_\_\_\_ D.C.

"Exhibit A"

**DEED DESCRIPTION  
FOR SUB DIVISION OF**

Property of

**WAYNE & SHIRLEY RAMEY**

P.O. Box 113, Hyden, KY.

Davidson Fork of Bull Creek off Middle Fk KY River

Near Thousand Sticks in Leslie County

November 19, 2007

A portion of the property lying within the tract of land located on Davidson Fork of Bull Creek off Middle Fork of Kentucky River in Leslie County Kentucky, near the community of Thousand Sticks. Being a part of the same land conveyed by deed from Fred & Brenda Barnes to Wayne & Shirley Ramey, and recorded in Deed Book 147 Page 273 of the Leslie County Court House.

**Lot #1**

Beginning on a found iron pin with cap marked LS3223 on top of knob and center of ridge between Davidson Branch of Bull Creek and Thousand Sticks branch of Bull Creek, being a point on the line of Larry Muncy (deed book 102 page 1) and Johnny & Sally Sizemore (deed book 169. page 99) and having NAD 83 coordinates of N:1954527.94, E:2315375.05; thence running with the line of Johnny & Sally Sizemore and the ridge South 16 deg 07 min 52 sec East, 151.31 feet to a found iron pin with cap marked LS3223 on the center of the ridge at an old wire fence; thence leaving the ridge and the Sizemore line and running down the hill, severing the land of Wayne & Shirley Ramey South 74 deg 19 min 16 sec West, 106.98 feet to a set iron pin with cap on hillside; North 55 deg 06 min 34 sec West, 87. 12 feet to a set iron pin with cap on hillside; thence running up to a point North 07 deg 29 min 57 sec East, 113.09 feet to a found pk nail in lead plug in rock being a point on the line of Larry Muncy; thence running with the line of Larry Muncy North 84 deg 01 min 38 sec East, 118.31 feet to the beginning. Unless stated otherwise, any monument referred to herein as "set iron pin with cap" is a set 1/2" diameter rebar, at least eighteen (18") in length, with a plastic cap stamped "LS-2259". All bearings stated herein are referred to the NAD83 KY South State Plane north. This survey preformed by James W. Caudill, LS2259, on November 19, 2007.

Containing a calculated area of 223542 sq ft or 0.51 acres.

This according to a survey by James W. Caudill, PLS #2259, on November 19, 2007.



*James W. Caudill*  
James W. Caudill, PLS #2259

STATE OF KENTUCKY

COUNTY OF LESLIE

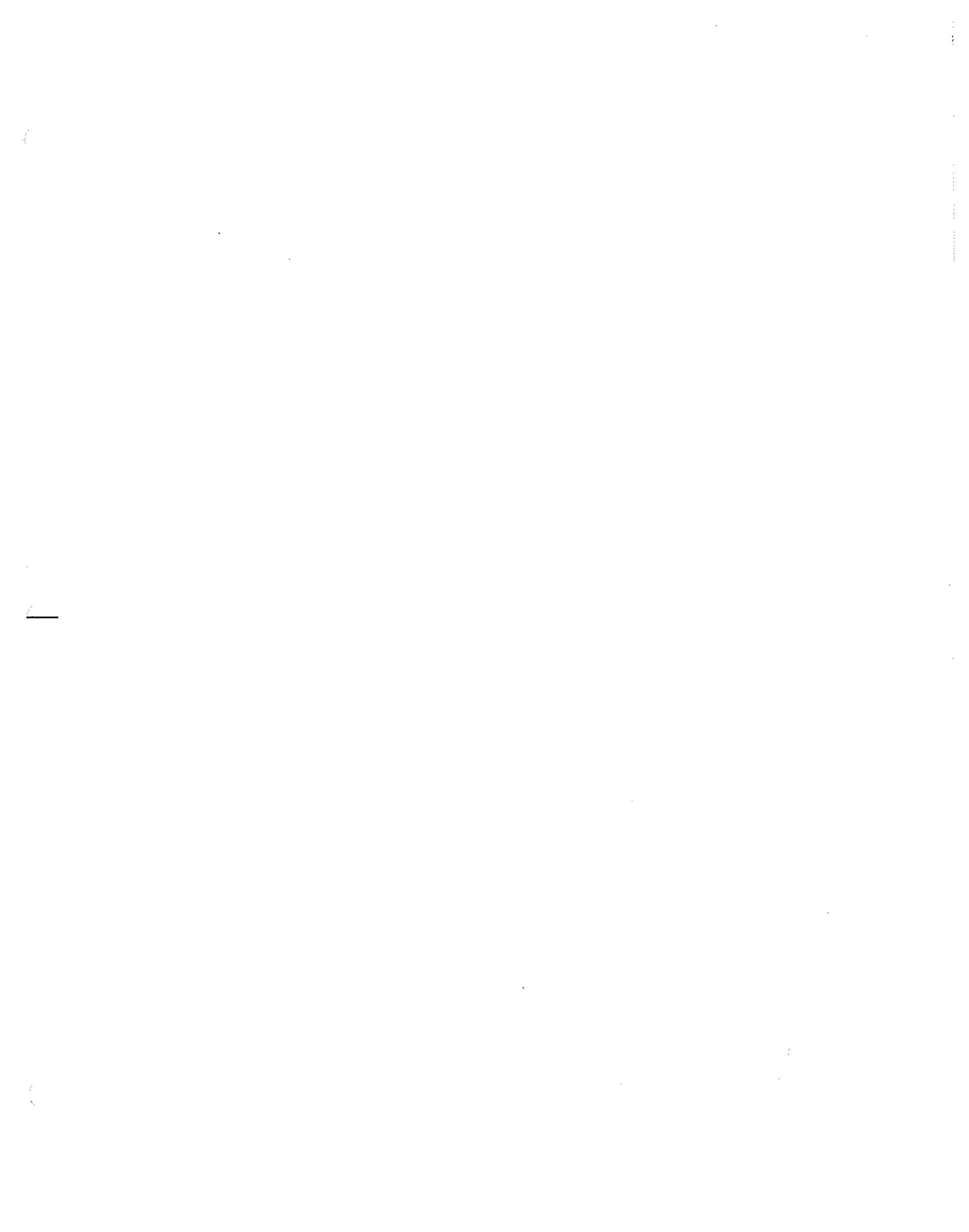
I, JAMES LEWIS, Clerk of the County and State aforesaid do hereby  
certify that the foregoing EASEMENT AND RIGHT OF WAY  
was lodged in my office for record, and that it, the foregoing and  
this certificate have been duly recorded in my said office in

DEED Book No. 176, Page No. 827

Witness my hand this 12 day of DECEMBER, 2007.

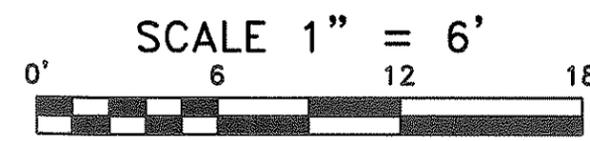
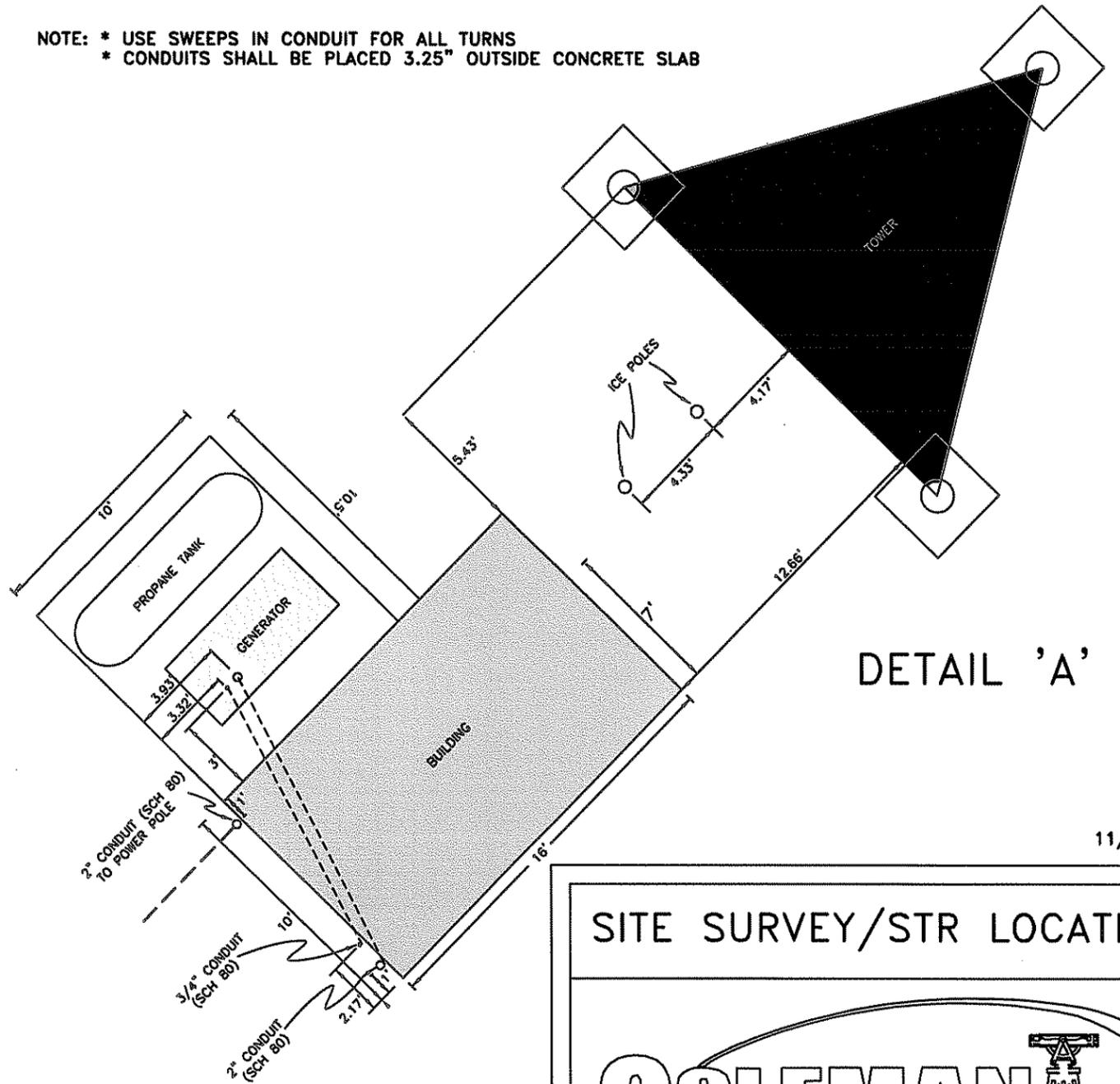
JAMES LEWIS, Clerk

  
Deputy Clerk



APPALACHIAN WIRELESS  
 101 TECHNOLOGY TRAIL  
 IVEL, KY. 41642  
 PROPOSED TOWER SITE  
 WAYNE RAMEY TR. IN LESLIE CO. OF KY

NOTE: \* USE SWEEPS IN CONDUIT FOR ALL TURNS  
 \* CONDUITS SHALL BE PLACED 3.25" OUTSIDE CONCRETE SLAB



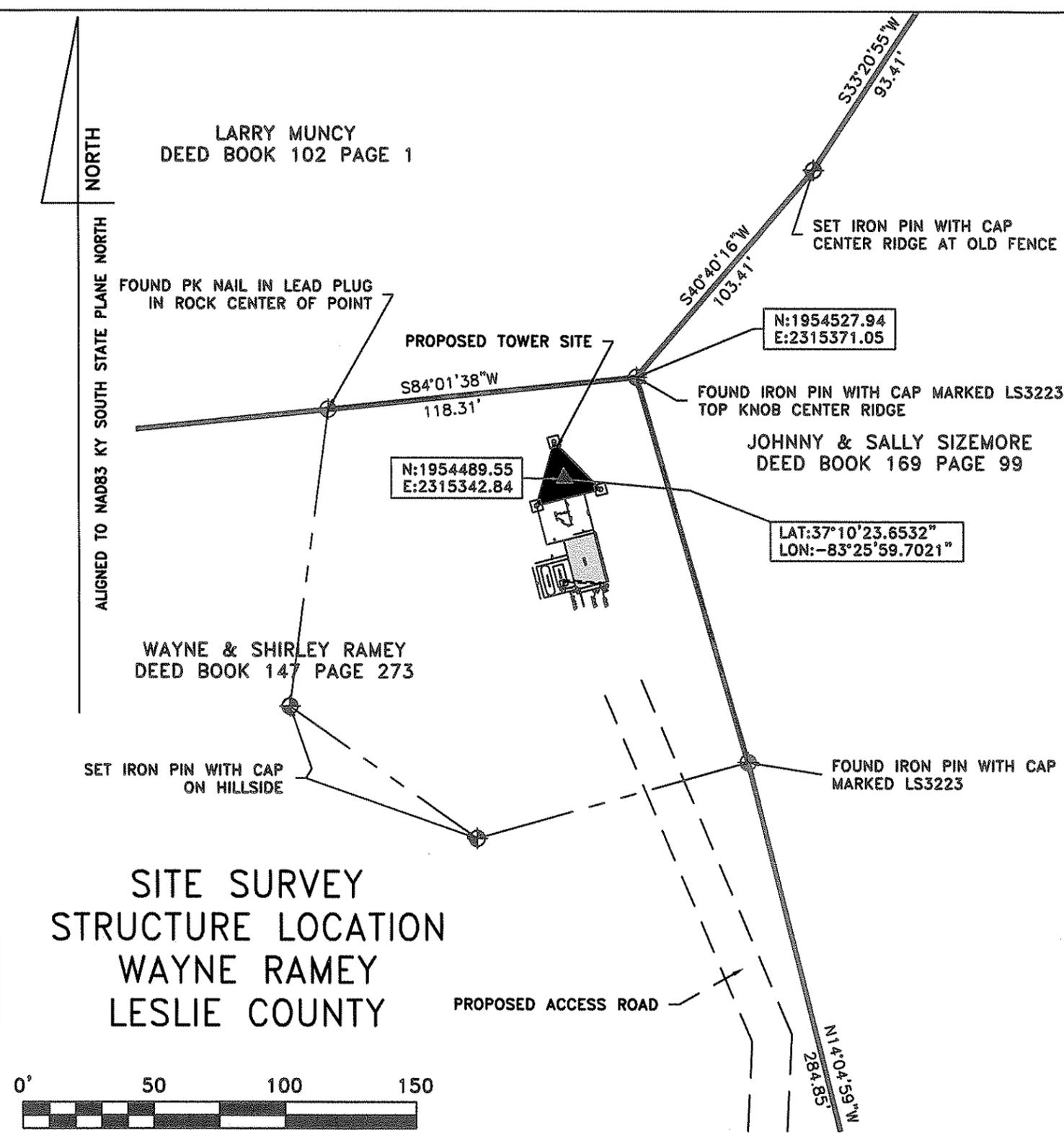
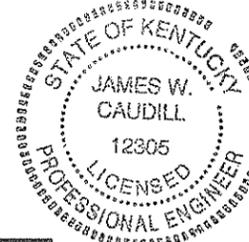
SITE SURVEY/STR LOCATION

**COLEMAN**  
ENGINEERING

P.O. BOX 153, HINDMAN, KY 41822

-THE PROPOSED TOWER HAS BEEN LOCATED USING DUAL FREQUENCY GPS UNIT PROCESSED BY "OPUS"  
 -STATE PLANE COORDINATES NAD 83 KY SOUTH ZONE N 1954489.55, E 2315342.84, EL 1610 FT MSL  
 -PRECISION: HORIZONTAL=0.20' VERTICAL=0.50'  
 -PROPERTY LINE INFORMATION TAKEN FROM DEEDS AND VERIFIED IN THE FIELD.

*James W. Caudill* 12305 11-19-07  
 JAMES W. CAUDILL P.E. DATE



LEGEND

CEMETERY

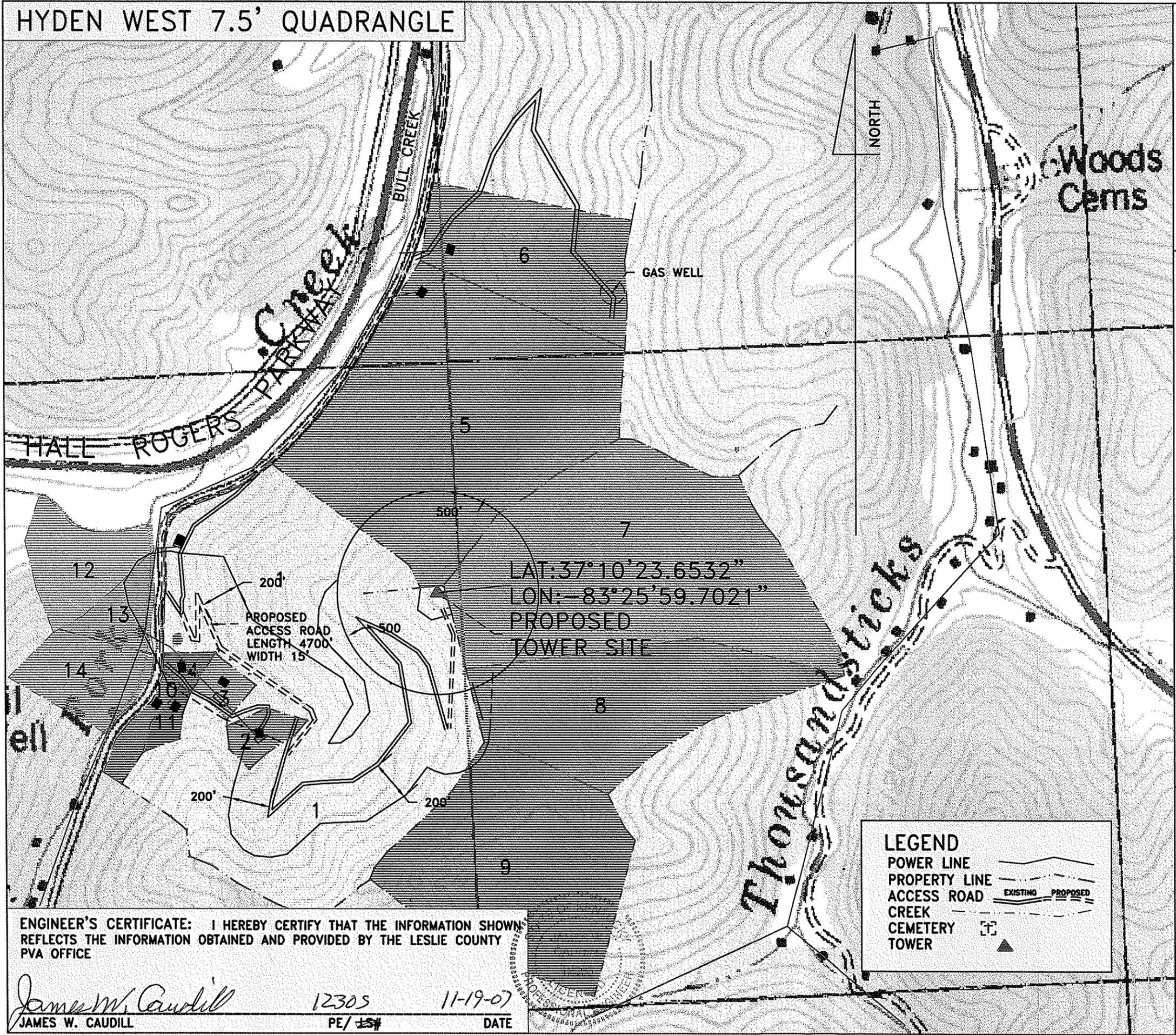
TOWER

BOUNDARY LINE

ACCESS ROAD

RIDGE LINE

HYDEN WEST 7.5' QUADRANGLE



APPALACHIAN WIRELESS  
 101 TECHNOLOGY TRAIL  
 IVEL, KY. 41642

PROPOSED TOWER SITE  
 LESLIE COUNTY OF KY

WAYNE RAMEY BULL CREEK  
 SITE # 2 THOUSANDSTICKS

LAND OWNERS:

- |     |   |      |  |
|-----|---|------|--|
| ○ 1 | WAYNE & SHIRLEY RAMEY<br>1014 DAVIDSON FORK ROAD<br>HYDEN, KY 41749     | ● 8  | CECIL & AILEEN OSBORNE<br>410 THOUSANDSTICKS BR RD<br>HYDEN, KY 41749            |
| ● 2 | KAREN COUCH<br>170 BACK VALLEY DRIVE<br>THOUSANDSTICKS, KY 41766        | ● 9  | NANCY HOWARD EST.<br>C/O DARRELL HOWARD<br>337 BELL BRANCH RD<br>HYDEN, KY 41749 |
| ● 3 | RUBEN W. ESTEP<br>P.O. BOX 93<br>BEARBRANCH, KY 41714                   | ● 10 | CLYDE HILL<br>1299 DAVIDSON FORK RD<br>HYDEN, KY 41749                           |
| ● 4 | CARLO & BONNIE WILDER<br>P.O. BOX 265<br>HYDEN, KY 41749                | ● 11 | BERT & ETHEL HOWARD<br>76 BACK VALLEY DRIVE<br>HYDEN, KY 41749                   |
| ● 5 | LARRY MUNCY<br>861 DAVIDSON FORK ROAD<br>HYDEN, KY 41749                | ● 12 | JEFFREY & SHARON MOSLEY<br>67 DRIFTWOOD LN<br>HYDEN, KY 41749                    |
| ● 6 | VERNON & CHARLYN MUNCY<br>BOX 1484<br>HYDEN, KY 41749                   | ● 13 | JAMES T MAY JR.<br>1244 DAVIDSON FORK RD<br>HYDEN, KY 41749                      |
| ● 7 | JOHNNY & SALLIE SIZEMORE<br>256 THOUSANDSTICKS BR RD<br>HYDEN, KY 41749 | ● 13 | THERMAN & CONNIE DAVIDSON<br>1348 DAVIDSON FORK RD<br>HYDEN, KY 41749            |



1" = 500'

11/19/07

**LEGEND**  
 POWER LINE   
 PROPERTY LINE   
 ACCESS ROAD EXISTING PROPOSED  
 CREEK   
 CEMETERY   
 TOWER

ENGINEER'S CERTIFICATE: I HEREBY CERTIFY THAT THE INFORMATION SHOWN REFLECTS THE INFORMATION OBTAINED AND PROVIDED BY THE LESLIE COUNTY PVA OFFICE

*James W. Caudill*  
 JAMES W. CAUDILL  
 12305  
 PE/   
 11-19-07  
 DATE

MAP SHOWING STRUCTURES & LAND OWNERS  
 WITHIN 500 FT OF THE PROPOSED TOWER

P.O. BOX 153, HINDMAN, KY 41822

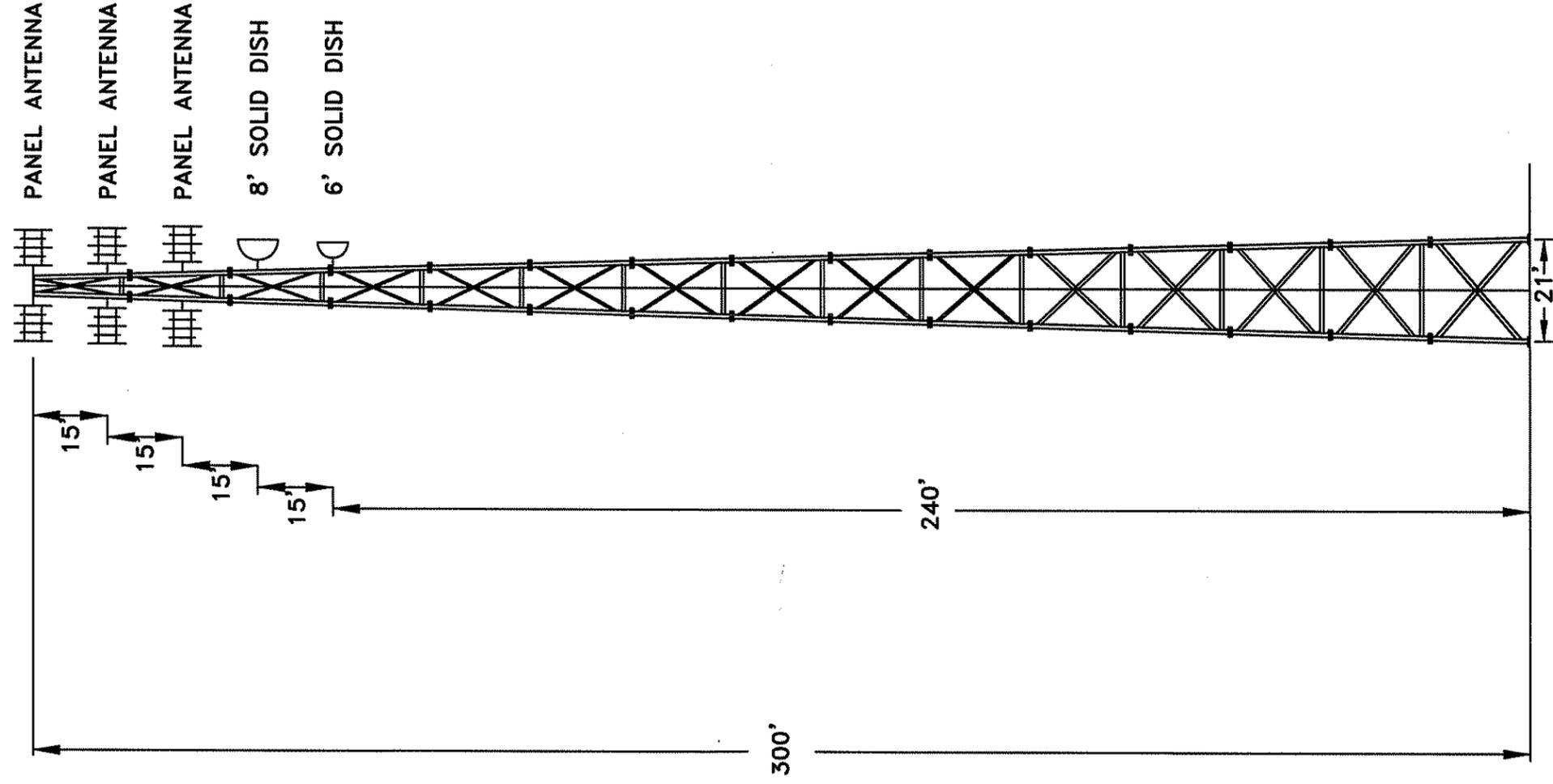
# APPALACHIAN WIRELESS

101 TECHNOLOGY TRAIL

IVEL, KY. 41642

PROPOSED TOWER SITE

WAYNE RAMEY TR. IN LESLIE CO. OF KY



GRAPHIC SCALE

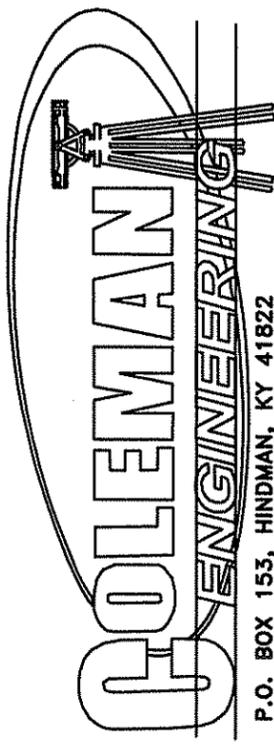


THIS IS A VERTICAL PROFILE SKETCH OF THE TOWER INDICATING THE PROPOSED ANTENNA AND DISH ELEVATIONS. NO DESIGN CRITERIA WAS CONSIDERED IN THE PREPARATION OF THIS DRAWING.

*James W. Caudill* 12305 11-19-07  
JAMES W. CAUDILL P.E. DATE



VERTICAL PROFILE SKETCH



11/19/07