

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION
CASE NO. 2025-00042

IN THE MATTER OF:

ELECTRONIC APPLICATION OF KENTUCKY FRONTIER GAS, LLC FOR
DECLARATORY ORDER ON FREE GAS

**COTY AND LINDSEY BROWN'S RESPONSES TO FIRST REQUEST FOR
INFORMATION**

Comes now Coty and Lindsey Brown for their Responses to First Request for
Information states as follows:

1. Refer to the Response to Motion to Submit, 2 page 4, regarding the consideration received for the natural gas pipeline right-of-way and easement over 3073 Long Creek Road, Salyersville, Kentucky 41465 (the Brown Property). Explain how the documents provided require Kentucky Frontier to provide free gas service to the Brown Intervenors at the Brown Property.

ANSWER: Free gas was the consideration for the original gas pipeline easement in the Right of Way Agreement to BTU Gas Company. Kentucky Frontier Gas, LLC acquired this gas pipeline and Right of Way at the bankruptcy sale of BTU Gas Company.

2. Refer to the Response to Motion to Submit, 3 page 4, regarding the consideration for the natural gas pipeline easement and right-of-way over the property owned by the Brown Intervenors. State when Kentucky Frontier refused to pay the consideration for the natural gas pipeline easement and right-of-way over the Brown Property and the amount of consideration requested.

ANSWER: Free gas for 1 residence has been received free of charge. A second tap has not been utilized.

3. Refer to the Response to Motion to Submit, 4 page 4, regarding the Brown Intervenors' request for the fair market value of their property before and after the construction of the natural gas pipeline over their property by BTU Gas Company, Inc. State the fair market value of the property before and after the construction of the natural gas pipeline and provide any evidence used to calculate or estimate the stated property value.

ANSWER: If free gas is no longer available then the measure of damages would be the difference in the fair market value of our property before and after the gas pipe line was constructed the property. No appraiser has valued the difference in the fair market value at this time.

4. Refer to the Reply Response to Request for Intervention of the Brown Intervenors. 5 Explain how the referenced documents require Kentucky Frontier to provide free gas service.

ANSWER: The consideration for the gas pipeline right of way acquired by BTU Gas Company was free gas. Kentucky Frontier Gas purchased this right of way in the sale of BTU Gas Company assets.

5. Provide the dates for any communication with BTU Gas Company or Kentucky Frontier regarding free gas and explain the reason for the communication.

ANSWER: I have spoken to representatives of Kentucky Frontier Gas, LLC about the consideration promised of free gas for the pipeline right of way 3-4 times since I received the original Complaint. The purpose of my calls was to inform them that I was entitled to free gas

under the gas pipeline easement and right of way agreement signed by Irvin Allen and Ethel Allen, my grandparents who were my predecessors in title.

6. Provide any additional documents filed in Case No. 2026-CI-00030.6 This data request is continuing and should be updated in a supplemental filing as additional information becomes available.

ANSWER: Please see attached Deeds and previous documents filed which are attached again.

/s/ John C. Collins
HON. JOHN C. COLLINS
ATTORNEY AT LAW
132 WEST MAPLE STREET
PO BOX 475
SALYERSVILLE, KY 41465

CERTIFICATE OF SERVICE

This is to certify that the foregoing has been mailed, postage prepaid, or electronically sent to the following on this the 25th day of March, 2026:

Hon. L. Allyson Honaker
Honaker Law Office
1795 Alysheba Way
Suite 1203
Lexington, Ky. 40509

Ms. Linda C. Bridwell, P.E.
Executive Director
Kentucky Public Service Commission
211 Sower Boulevard
Frankfort, Ky. 40602

/s/ John C. Collins
HON. JOHN C. COLLINS

THIS DEED OF CONVEYANCE, made and entered into this the 23rd day of October, 2019, by and between **BRENDA K. HOWARD and RICKY HOWARD**, her husband, of 54 Wile Howard Bmety Rd. Salyersville, Ky 41465, Parties of the First Part, and **COTY BROWN and LINDSEY BROWN**, husband and wife, of 3073 Long Creek Rd. Salyersville, KY 41465, Parties of the Second Part, WITH RIGHTS OF SURVIVORSHIP.

W-I-T-N-E-S-S-E-T-H:

That for and in consideration of the sum of One Hundred Thousand (\$100,000.00) Dollars, the receipt of which is hereby acknowledged, the Parties of the First Part do hereby sell, grant and convey unto the said Parties of the Second Part, for and during their joint lives and upon the death of either of them, then the remainder to the survivor, their heirs and assigns forever, with Covenants of General Warranty, that certain tract or parcel of land located in Magoffin County, Kentucky, being more particularly bounded and described as follows:

SEE ATTACHED EXHIBIT "A"

Being the same property conveyed to Brenda K. Howard by deed from Irvin Allen, dated December 21, 2018, recorded in Deed Book 220, Page 352, Magoffin County Clerk's Office.

In accordance with KRS 382.135, the address to which the current year property taxes may be sent is:

3073 Long Creek Rd. Salyersville, KY 41465.

LODGED FOR RECORD
MAGOFFIN COUNTY CLERK

OCT 29 2019

TIME 9:03 AM



EXHIBIT "A"

One tract of land, lying and being in the County of Magoffin, State of Kentucky and located on Long Creek a tributary of Licking River and bounded as follows:

BEGINNING on a poplar tree near the old splash dam at J. B. Allen's line, thence a south course up a drain to the corner of the field, thence a south course up the hill with the fence a straight line to the top of the hill with J. B. Allen's line to Jimmie Mullins' line thence an east course with Jimmie Mullins' line and the dividing ridge to Sallie Allen's line, and p the ridge to the Bruce Stephens' line at a high knob, thence a north course down the hill to a high rock, and down the hill with a line fence between Bruce Stephens and S. Y. Allen's line to the creek, just above the old splash dam, thence across the creek and up to a cedar tree thence a straight up the hill to the center of the point and Bruce Stephens' line to the dividing ridge between Long Creek and Salt Lick Creek at the S. B. Allen line, thence a south course down the hill with the J. B. Allen line to the creek; thence across the creek to the poplar tree at the beginning, containing 150 acres more or less.

TO HAVE AND TO HOLD all of the above-described real property together with the rights, privileges, appurtenances and improvements thereunto belonging unto the Parties of the Second Part, for and during their joint lives and upon the death of either of them, then the remainder to the survivor, their heirs and assigns forever, with Covenants of General Warranty of title.

IN WITNESS WHEREOF, the Parties of the First Part have hereby set their hands the day and year first above written.


BRENDA K. HOWARD

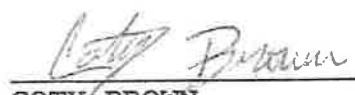

RICKY HOWARD

CERTIFICATE OF CONSIDERATION

The undersigned hereby swear and affirm, under penalty of perjury, that the consideration recited in the foregoing instrument is the full actual consideration paid or to be paid for the property transferred hereby.


BRENDA K. HOWARD


RICKY HOWARD


COTY BROWN


LINDSEY BROWN

STATE OF Ky

COUNTY OF Pike

The foregoing instrument and certificate of consideration was acknowledged, subscribed and sworn to before me this the 23 day of October, 2019, by BRENDA K. HOWARD and RICKY HOWARD.

My Commission expires 3/17/2022

Alan Moore
NOTARY PUBLIC

STATE OF Ky

COUNTY OF Pike

The foregoing certificate of consideration was acknowledged, subscribed and sworn to before me this the 23rd day of Oct, 2019, by COTY BROWN and LINDSEY BROWN.

My Commission expires 3/17/2022

Alan Moore
NOTARY PUBLIC

THIS INSTRUMENT PREPARED BY:

Samantha Hatcher Smith

HON. SAMANTHA HATCHER SMITH
ATTORNEY AT LAW
FRANK K. NALL, P.S.C.
P.O. BOX 1018
PIKEVILLE, KENTUCKY 41502

RENEE ARNETT-SHEPHERD
MAGOFFIN COUNTY
10/29/2019 0:00 AM



STATE OF KENTUCKY
COUNTY OF MAGOFFIN

I, RENEE ARNETT-SHEPHERD, County Clerk for the County and State aforesaid, certify that the foregoing DEED was on October 29, 2019 0:00 AM lodged for record, whereupon the same with the foregoing and this certificate have been duly recorded in my office.

WITNESS my hand this October 29, 2019
RENEE ARNETT-SHEPHERD, CLERK

9:03 AM

BY: Melissa Williams D.C.

DEED TAX OF \$ 100.00 COLLECTED

THIS THE 29 DAY OF October 2019

RENEE ARNETT-SHEPHERD CLERK

BY: Melissa Williams D.C.

BTU GAS COMPANY
RIGHT OF WAY EASEMENT AGREEMENT

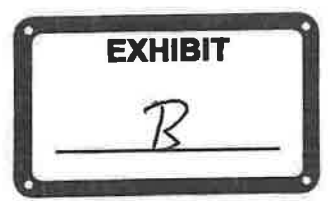
For and in consideration of one (1) residential free tap and gas (for a total of two (2) residential dwellings with gas; this includes the one residential dwelling from the lease) and other good and valuable consideration the receipt of which is hereby acknowledged, the undersigned, Irvin Allen Jr. and Ethel Allen, their successors, heirs, and assigns do hereby grant to BTU GAS COMPANY, INC. its licensees, successors, and assigns (hereinafter referred to as Grantee), a right of way and easement agreement to construct, operate, maintain, add/or remove such lines or related services as the Grantee may require from time to time consisting of

- A. Buried wires, markers, steel and plastic pipe upon, over and under a strip of land being a twenty (20) foot working right of way, being a ten (10) feet wide permanent easement with the right of ingress and egress across the following lands in Magoffin County, State of Kentucky, described as follows:

Deed Book 170 Page number 342-344 and to the fullest extent the undersigned has the power to grant, if at all, along and under the roads, streets, or highways adjoining or through said property.

The following rights are also granted: ingress and egress to said easement at all times to clear the easement and keep it cleared of all trees, undergrowth or other obstructions; to trim and cut and keep trimmed and cut all dead, weak, leaning or dangerous trees or limbs outside of the easement which might interfere with or fall upon the right of ways. And the right to relocate said facilities on said lands to conform to any future highway relocation, widening or improvements.

To have and to hold the above granted easement unto BTU GAS COMPANY, its successors and assigns forever and in perpetuity.



Grantor(s) warrant(s) that he/she/they/ are the true owner (s) of record of the above described land on which the aforesaid easement is granted.

In witness whereof, the undersigned has/have caused this instrument to be executed on the 12th day of September 2005.

Witness: Charles Brown Owner: Irvin Allen Jr
Witness: _____ Owner: Ethel Allen

STATE OF KENTUCKY
COUNTY OF MAGOFFIN

Personally came before me Irvin Allen Jr. and Ethel Allen to be the owner(s) who executed this instrument and acknowledged the same.

This 12 day of September, 2005

Andrea K Long
Notary Public

My commission expires: April 29, 2007

STATE OF KENTUCKY
MAGOFFIN COUNTY
I, Maden B. Arnett, Clerk of the County and State do hereby certify that the foregoing Row was on the 5th day of May 2006 lodged for record, whereupon the same with the foregoing and this certificate have been duly recorded in my office.
Given under my hand, this 10th day of May 2006
at Book 186 Page 97 MADEN B. ARNETT Clerk
Time A.M. 3:45 P.M. By Jane Bily D.C.

This instrument prepared by:
Sam Williams