

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION

MOUNTAIN VALLEY PIPELINE, L.L.C.,	)	
	)	
Plaintiff,	)	
	)	
v.	)	Civil Action No. 7:17-cv-492-EKD
	)	
EASEMENTS TO CONSTRUCT, OPERATE	)	
AND MAINTAIN A NATURAL GAS PIPELINE	)	
OVER TRACTS OF LAND IN GILES COUNTY,	)	
CRAIG COUNTY, MONTGOMERY COUNTY,	)	
ROANOKE COUNTY, FRANKLIN COUNTY,	)	
AND PITTSYLVANIA COUNTY, VIRGINIA,	)	
et al.,	)	
	)	
Defendants.	)	

**NOTICE OF APPEAL**

Defendants, identified below, in the above named case hereby appeal to the United States Court of Appeals for the Fourth Circuit from the Court's Memorandum Opinion (ECF #339) and the associated Order (ECF #340), both entered in this action on January 31, 2018. The Defendants who notice this appeal are:

- 0.335 Acres of Land, Owned by George Lee Jones,
- 0.65 Acres of Land, Owned by Michael S. Hurt and Mary Frances K. Hurt,
- 0.66 Acres of Land, Owned By Gordon Wayne Jones and Donna W. Jones,
- 0.71 Acres of Land, Owned by Roanoke Valley 4-Wheelers Association,
- 1.52 Acres of Land, Owned By Vernon V. Beacham, Sr. and Vernon V. Beacham, II,
- 1.53 Acres of Land, Owned by Roanoke Valley 4-Wheelers Association,
- 1.53 Acres of Land, Owned by Stephen W. Bernard and Anne W. Bernard,
- 1.97 Acres of Land, Owned by Keith M. Wilson and Mary K. Wilson,

- 2.01 Acres of Land, Owned by George Lee Jones,
- 2.09 Acres of Land, Owned By Steven C. Hodges and Judy R. Hodges,
- 2.83 Acres of Land, Owned By Vernon V. Beacham, Sr. and Vernon V. Beacham, II,
- 3.15 Acres of Land, Owned By Delwyn A. Dyer, Trustee of the Dyer Family Trust, and Delwyn A. Dyer, Trustee of the Dyer Living Trust,
- 3.70 Acres of Land, Owned by Michael S. Hurt and Mary Frances K. Hurt,
- 4.88 Acres of Land, Owned by Clarence B. Givens and Karolyn W. Givens,
- 5.88 Acres of Land, Owned by Wendell Wray Flora and Mary McNeil Flora, and
- 6.50 Acres of Land, More or Less, Owned by New River Conservancy, Inc.

Respectfully submitted,

**/s/ Derek O. Teaney**

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DEREK O. TEANEY (*pro hac vice*)  
JOSEPH M. LOVETT (VBN 89735)  
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**/s/ Isak Howell**

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*Flora; and New River Conservancy.*

**/s/ Christopher S. Johns**

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*Beacham, Sr. and Vernon V. Beacham, II; Stephen W. Bernard and Anne W. Bernard; Keith M. Wilson and Mary Kay Wilson; Steven C. Hodges and Judy R. Hodges, Delwyn A. Dyer, Trustee of the Dyer Family Trust; Delwyn A. Dyer, Trustee of the Dyer Living Trust; Clarence B. Givens and Karolyn W. Givens; and Wendell Wray Flora and Mary McNeil Flora.*

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MOUNTAIN VALLEY PIPELINE, L.L.C.,	)	
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Plaintiff,	)	
	)	
v.	)	Civil Action No. 7:17cv492EKD
	)	
AN EASEMENT TO CONSTRUCT,	)	
OPERATE AND MAINTAIN A 42-INCH	)	
GAS TRANSMISSION LINE OVER TRACTS	)	
OF LAND IN GILES COUNTY, CRAIG	)	
COUNTY, MONTGOMERY COUNTY,	)	
ROANOKE COUNTY, FRANKLIN COUNTY,	)	
AND PITTSYLVANIA COUNTY, VIRGINIA,	)	
et al.,	)	
	)	
	)	
Defendants.	)	

**CERTIFICATE OF SERVICE**

I hereby certify that, on February 13, 2018, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system, which will send notification of such filing to counsel of record. I will serve the foregoing by United States mail, postage prepaid, on February 13, 2018, on the following defendants at the following addresses:

0.11 Acres of Land, Owned by Delmar Wayne Howard  
2740 Reese Mountain Road  
Elliston, VA 24087

0.28 Acres of Land, Owned by Elijah D. Howard  
0.37 Acres of Land, Owned by Elijah Howard and Kristin Howard  
2219 Willis Hollow Road  
Shawsville, VA 24162

/s/ Isak Howell  
Isak Howell (VA Bar No. 75011)