



State of West Virginia
Office of the Attorney General

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Attorney General

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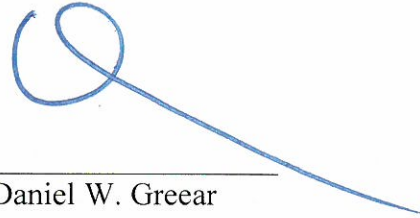
**WRITTEN DETERMINATION REGARDING THE APPOINTMENT OF OUTSIDE
COUNSEL ON BEHALF OF THE WEST VIRGINIA
DIVISION OF NATURAL RESOURCES**

The West Virginia Division of Natural Resources (hereinafter "West Virginia DNR") has requested legal representation in conjunction with the preparation of a title abstract for the Great Cacapon Power Plant Public Access Site ("PAS") situated in Morgan County. The West Virginia DNR is in need of an attorney to abstract the title and prepare a title report on the subject property on or before August 26, 2013.

In accordance with the Attorney General's Policy on Outside Counsel (Policy #WVAGO-004), the Office of the Attorney General has determined that it is both cost-effective and in the interest of the public to appoint outside counsel to assist the West Virginia DNR with the title abstract of the subject property:

- The matter at issue requires particular expertise in real estate transactional law not currently possessed by the Office of the Attorney General.
- The legal services needed would require a significant time commitment from the Office of the Attorney General to familiarize itself with real estate transactional work.
- There is a particular need for a private attorney with experience handling real estate transactions.
- The geographic area where the services are to be performed (Morgan County) makes appointment more cost-effective than the services that could be provided by the Office of the Attorney General.
- It is not feasible or cost-effective for the Office of the Attorney General to provide the requested legal services.

Accordingly, the Attorney General authorizes the appointment of outside counsel in the current legal matter pursuant to commencement of the request for proposal process laid out in subsection (D) of Policy #WVAGO-004.

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Daniel W. Greear
Chief Counsel

Date Signed: July 24, 2013