

**KXL Pipeline  
South Dakota PUC  
Liaison Quarterly Report  
2016**

**January 01, through March 31, 2016**

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## **1. General Liaison Activity**

The proposed Keystone KXL project is anticipated to begin following approval by the US Department of State (US-DOS) and issuance of a Presidential Permit. On November 6<sup>th</sup>, 2015 the President denied the application for the project, however TransCanada remains committed to the project and retains the right to seek approval of the project sometime in the future. The pipeline is 36 inches in diameter and will extend 875 miles from the Canadian–U.S. border, to Steele City, Nebraska. The route in South Dakota, will include three or four construction spreads and cover approximately 311 miles of right-of-way (ROW) with 301 landowners. The route crosses Harding, Butte, Perkins, Meade, Pennington, Haakon, Jones, Lyman, and Tripp Counties. In addition, facilities in South Dakota include seven pump stations to be located in Harding, Meade, Haakon, Jones, and Tripp Counties. Construction schedule will be finalized and is planned to commence following the US-DOS approval of the project.

The South Dakota Public Utility Commission issued the Notice of Entry- Amended Final Decision and Order on June 29, 2010. These construction conditions ordered Keystone to appoint a Liaison Officer for the KXL project. In 2010 the Commission approved Sarah Metcalf to be the Liaison Officer for the Keystone KXL Project. By statute, if the project does not commence within four years, the company must certify that it still meets the permit conditions. SDCL § 49-41B-27. The four year mark occurred in June of 2014 and the company proceeded to certify that it continues to meet the permit conditions issued in the 2010 permit. The hearings considering the certification of the project took place throughout 2015 and concluded January 21, 2016, with the issuance of the Final Decision and Order accepting the certification of the Notice of Entry, Doc HP14-001. No construction activities will take place in the state until a Presidential Permit is issued by the US-DOS. Keystone XL representatives will continue to work in the state to keep landowners, as well as state and local stakeholders advised as the permit process and project progresses.

## **2. Issue Tracking and General Liaison Activity**

There have been no issues reported to the liaison office during the first quarter of 2016. There were only 12 contacts to the liaison office. Of those contacts, 3 were regarding the first phase of the Keystone Project, and were related to anticipated maintenance and reclamation activities this summer. These calls were forwarded to Keystone Pipeline staff and media contacts.

On the KXL project there were 9 contacts and no official meetings with land owners or other interested parties, although the liaison has traveled along the pipeline corridor to meet with interested parties. The majority of landowners have reported no concerns at this time and most people are waiting to see what happens with the Presidential permit. All of the contacts to the liaison were related to general information on the project and the Presidential permit, or to get clarification on details of the state hearing and the acceptance of the Notice of Entry certification. Although there is still interest in the state related to the project, there were no

issues reported to the liaison related to the KXL Pipeline Project. Contacts were from parties interested in general information about the project and the permitting status.

The Liaison office has had several changes in contact information since the first of the year. The current contact information is as follows:

South Dakota Public Utility- Pipeline Liaison Officer- KXL Pipeline

Sarah Metcalf  
P.O. Box 1292  
Aberdeen, SD 57401

888-443-6466  
605-228-4736 cell  
smetcalf12@gmail.com

Due to these changes the company plans to send an updated letter regarding the Liaison contact information to landowners, tenants, agencies and other stakeholders during the second quarter of 2016.

### **3. Summary**

The number of calls to the liaison office has decreased since the end of the state hearing. The majority of calls were related to the permit process on a state and national level. There were no major issues reported to the liaison during the first quarter of the year. Keystone XL officials remain available to provide information and to assist affected parties as the project moves forward.

The Liaison Officer will be available throughout the national permitting process and will remain in the state during the construction of the KXL Pipeline, once it is fully permitted. The liaison will be available to landowners and other affected parties in the state of South Dakota, through construction of the pipeline and for a period of three years post-construction, or as ordered by the SD-PUC in the construction conditions. The liaison will assist landowners, tenants, agencies and other interested parties with any questions, concerns or issues that might arise during or after project.