

**BEFORE THE PUBLIC UTILITIES
COMMISSION OF THE STATE OF SOUTH
DAKOTA**

Print

**IN THE MATTER OF THE PETITION OF
TRANSCANADA KEYSTONE PIPELINE, LP
FOR ORDER ACCEPTING CERTIFICATION
OF PERMIT ISSUED IN DOCKET
HP09-001 TO CONSTRUCT THE
KEYSTONE XL PIPELINE**)
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**APPLICATION FOR PARTY
STATUS
HP14-001**

Pursuant to SDCL 49-41B-17,

Rosebud Sioux Tribe, RST Tribal Historic Preservation Office & RST Sicangu Oyate Land Office

(Name of Applicant)

petitions the Public Utilities Commission to be granted party status in the above-referenced facility permit proceeding.

Briefly explain your interest in this permit proceeding. Form is limited to 1000 characters.

The Rosebud Sioux Tribe, a federally recognized Indian Tribe, has jurisdiction of trust and allotted lands within Tripp County, South Dakota. The United States Supreme Court in Rosebud Sioux Tribe v. Kniep stated "To the extent the members of the Rosebud Sioux Tribe are living on allotted land outside the Reservation, they, too are in "Indian Country" within the definition of 18 U.S.C. s 1151 and hence subject to federal provisions and protections." 430 US 584, 615, fn. 48 (1977). The Programmatic Agreement, part of the Final Environmental Impact Statement, ("EIS") mistakenly identifies Tripp County as within the Yankton Indian Reservation. The EIS is based upon legal and factual errors and does not comply with federal statutes, regulations, and court decisions.

Signature of Applicant

Cyril Scott, President

Print or Type Name

Address: **Rosebud Sioux Tribe**
PO Box 430 Rosebud SD 57570

(605)747-2381

Phone Number

cscott@gwtc.net;ejantoine@hotmail.com

E-mail Address

Rosebud Sioux Tribe

Name of Organization (if applicable)

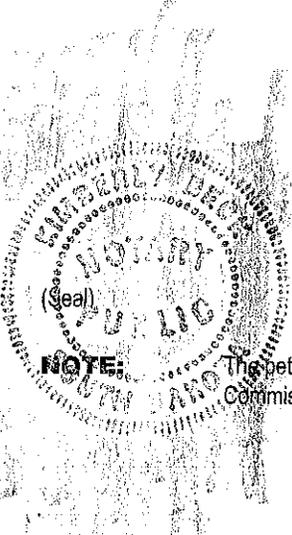
October 1, 2014

Date

Subscribed and sworn to before me this 1st day of October, 2014.

Notary Public

My Commission expires: 05-25-2017



NOTE: The petition was filed Sept. 15, 2014. This Application for Party Status form must be filed in the Commission's offices on or before Oct. 15, 2014.

Executive Director
South Dakota Public Utilities Commission
500 E. Capitol Ave.
Pierre, SD 57501-5070
Electronic Filing: <http://puc.sd.gov/EFilingOptions.aspx>

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OCT 14 2014
**SOUTH DAKOTA PUBLIC
UTILITIES COMMISSION**