

16 company responsible. Condition # 34 that TransCanada was to follow was that "Construction
17 must be suspended when weather conditions are such that construction will cause irreparable
18 damage, unless adequate protection measures approved by the commission are taken." As of
19 2015, our land has been irreparably damaged by TransCanada's failure to follow the
20 Commission's conditions.

21 TransCanada failed to comply with applicable construction mitigation and
22 reclamation plan as to reclamation and revegetation. The objectives of the plan were to return
23 the disturbed areas to approximately preconstruction use and capability. TransCanada failed
24 to live up to this commitment and requirement. Reclamation on our land has been a
25 nightmare. The easement area has very little if any native grass growing. TransCanada's
26 experts planted thickspike wheatgrass which is not native to eastern South Dakota. When we
27 asked TransCanada about this grass they said it was sterile and would die out in 1-2 years.
28 We now are on almost six years and that grass has not died out. Our cattle will not eat this
29 grass -we consider it a weed. We now have an easement area that cannot be used for grazing.

30 Condition # 41 sets forth TransCanada obligation for reclamation and maintenance of
31 the right-of-way, which continue throughout the life of the pipeline. As landowners, we have
32 continually had to get after TransCanada to do the reclamation work they are obligated to do.
33 When TransCanada's reclamation work was not effective and failing on our land,
34 TransCanada actually then wanted us to take over the reclamation of our land. At this time
35 we have no intention to ever sign off on our land.

36 As South Dakota landowners we should not have to carry the burden for the South
37 Dakota Public Utilities conditions set forth on pipeline companies.

38 Our land reclamation aerial video is found at <https://vimeo.com/133581096>.

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Sue Sibson
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Subscribed and sworn before me this 13th day of August, 2015.



Ben E. O. Lundquist
Notary Public - South Dakota
My Commission Expires: 11/15/15