

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF SOUTH DAKOTA

In the Matter of the Petition of the
Commission Pipeline Safety Program
Manager for a Declaratory Ruling
Regarding Whether the Crooks Municipal
Utilities Gas Line should be Classified as a
Transmission or Distribution Line for
Pipeline Safety Purposes

Docket No. PO 09-005

**PETITION TO INTERVENE
OF THE CITY OF CROOKS**

COMES NOW, the City of Crooks, by and through its undersigned counsel, and pursuant to A.R.S.D. 20:10:01:15.02, petitions this Commission for leave to intervene in the above entitled proceeding.

IN SUPPORT THEREOF, Petitioner does state and declare as follows:

1. The City of Crooks (“Crooks”) is a municipal corporation organized and existing under the laws of the State of South Dakota.
2. On or about September 24, 1996, Crooks entered into an agreement with the City of Garretson (“Garretson”) for the purpose of constructing and owning a municipal natural gas utility system (the “Agreement”). the Agreement has been attached as an exhibit to the Petition for Declaratory Ruling filed in this matter.
3. The Agreement sets forth the various rights and obligations of Crooks and Garretson, including the responsibility for certain financial obligations as they relate to the construction and ownership of the municipal natural gas utility system.
4. Crooks has a direct and substantial interest in these proceedings because this Commission’s decision may directly affect the administration of the pipeline, as well as the interpretation and enforcement of various provisions within the Agreement.
5. Crooks desires to intervene in order that it may receive documents, present comment, present testimony, cross-examine witnesses and produce evidence, to the extent that such actions are required in the above entitled proceeding.

WHEREFORE, Crooks respectfully requests that the Commission grant this Petition to Intervene and authorize Crooks to participate in the above entitled proceeding with full rights as a formal party.

Dated this 4th day of November, 2009.

CREW AND CREW

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CERTIFICATE OF SERVICE

The undersigned certifies that on the 4th day of November, 2009, a true and correct copy of the Petition to Intervene of the City of Crooks was served electronically on the following individuals:

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