

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

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IN THE MATTER OF THE APPLICATION  
OF DAKOTA ACCESS, LLC FOR AN  
ENERGY FACILITY PERMIT TO  
CONSTRUCT THE DAKOTA ACCESS  
PIPELINE

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**HP14-002**

**PRE-FILED TESTIMONY OF  
DAN ZULKOSKY**

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STATE OF SOUTH DAKOTA )  
  :SS  
COUNTY OF LINCOLN        )

Dan Zulkosky, being first duly sworn on his oath, deposes and states as follows:

**Please state your name and address.**

Dan Zulkosky  
Construction Administrator  
Lewis & Clark Regional Water System (“Lewis & Clark”)  
46986 Monty Street  
Tea, SD 57064

**Who are you testifying on behalf of in this proceeding?**

I am testifying on behalf the South Dakota Association of Rural Water Systems, Inc. (SDARWS).

**How are you involved with the Dakota Access Pipeline (“DAPL”) project?**

I am the Construction Administrator of Lewis & Clark, a nonprofit rural water system affected by the proposed DAPL project. I am an employee of one of seven rural water systems that will have waterlines crossed by DAPL in the state of South Dakota. Lewis and Clark is a member of SDARWS.

**How many customers does Lewis & Clark Regional Water System serve?**

Lewis & Clark will provide treated water to its member municipalities and rural water systems. When completed, the System will provide safe, reliable drinking water through its members to over 300,000 people in South Dakota, Iowa, and Minnesota. Lewis & Clark's member systems will use this new source of water to either replace or supplement existing sources of supply. When completed the System will distribute treated water

through 337 miles of pipeline to members in a roughly 5,000 square mile area. It is important to Lewis & Clark as well as all of our customers that have worked so hard in making Lewis & Clark the reality that it is today, that we maintain the integrity of our rural water system for generations to come.

**Please state the purpose of your testimony in this proceeding:**

With at least one crossing with DAPL, on behalf of Lewis & Clark, I have been negotiating in good faith to finalize a crossing agreement with DAPL. Most importantly, we are focusing on ensuring our drinking water supply in South Dakota remains protected to the best of our abilities.

**Have you been working with Engineering Consultants to ensure that Lewis & Clark's waterlines re protected?**

Yes, we are working with Banner Associates of Brookings, South Dakota.

**What recommendations have been made to Lewis & Clark to ensure the waterlines are protected?**

The waterline of Lewis and Clark is 54 inches in diameter and it is not possible to move this line. This puts Lewis and Clark in a unique situation from the other crossings of rural water lines. Our Engineers are working on a crossing agreement that will specify the engineering requirements necessary for this crossing.

**Why is your testimony late-filed?**

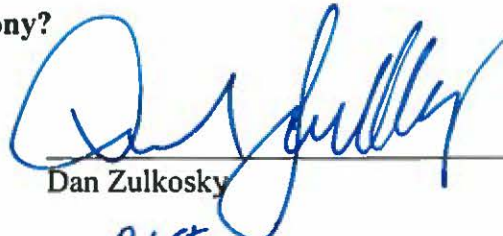
Steve Harper, recently left the employment of WEB Water.

**Would you be available to present testimony and respond to questions during the formal hearing scheduled for September 29 through October 8, 2015?**

Yes.

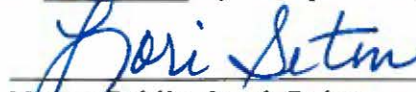
**Does that conclude your testimony?**

Yes.

  
\_\_\_\_\_  
Dan Zulkosky

Subscribed and sworn to before me this 21<sup>st</sup> day of September, 2015.



  
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Notary Public, South Dakota  
My commission expires: 2-6-17