

From: Jason Pazour <[REDACTED]>

Sent: Tuesday, March 15, 2022 6:59 PM

To: PUC-PUC <[PUC@state.sd.us](mailto:PUC@state.sd.us)>

Subject: [EXT] Opposition to the granting of Summit Carbon Solutions Pipeline Application

Opposition to the granting of Summit Carbon Solutions pipeline application

This is Jason Pazour I farm near Frankfort SD with my family. The proposed pipeline crosses multiple quarters of my family's land and comes extremely close to two of our houses and building sites. I have many concerns with the project. I have been civil when dealing with Summit representatives but they have been less than honest or forthcoming on their end.

First and foremost, I have safety concerns with this pipeline. This will be the biggest CO2 pipeline ever built. This pipeline will be under extreme pressure. CO2 is a hazardous material; Summit Carbon solutions is playing if off that it is harmless. When pressed even they admit that if an accident was to occur it would likely be deadly. The proposed route is about 500 feet from my parents' house and just a little farther from mine. I have asked them to move it further away numerous times but have got nowhere. We live in a valley and within three miles there are 5 family farms and a colony all that sit in the valley. We quite often get inversions and fog gets trapped in this low-lying valley along the Timber Creek. If a leak were to occur CO2 is heavier than oxygen and would settle in this valley. With the size and pressure and volume of this pipe a leak would be deadly for me and my neighbors. They are proposing only burying the pipe 4 feet deep. That is not below the frost line. In 2019 we had excess amounts of moisture we were stuck with equipment more than 4 feet deep on numerous occasions. They are not spacing shut off valves close enough and haven't been open to the idea of more of them at closer proximities. I also believe there needs to be minimum setbacks from residences. There have been disastrous leaks of much smaller lines under much less pressure in the United States. A leak on this pipeline would be catastrophic.

Another major concern with this pipeline is Summits lack of taking responsibility for liability of the pipeline. A direct quote from a proposed contract states "Indemnification. Company agrees to indemnify and hold Landowner harmless from and against any claim or liability or loss from personal injury or property damage resulting from or arising out of the use of the Easements by Company, its servants, agents or invitees, **excepting, however such claims, liabilities or damages as may be due to or caused by acts of Landowner, or its servants, agents or invitees.**" The last Line I have bold text because that shifts liability onto landowners. If they force us to put in a hazardous material pipe only four feet deep cutting our property diagonally, and I accidentally get stuck with a piece of equipment on top of the pipeline now I am liable for all damages. I have asked if my liability insurance would even cover me to work on top of the ground and I haven't heard back yet. It is not looking likely. They are proposing an easement that cuts some of our best ground at an angle. If I am not able to safely farm that ground, they have just taken prime ground I saved and paid for and stolen it

from me and ruined the whole field by cutting it diagonally in half. As far as compensation they are offering it has been offensively low. It is less than 1/3rd of what ground sells for in the area and they are only wanting to pay for the easement acres not the loss of development on the whole piece of land, or the decrease in value my house and buildings are now worth because they are close to a pipeline.

Under South Dakota law

- (2) That the proposed trans-state transmission line and route will not pose a threat of serious injury to the environment nor to the social and economic condition of inhabitants or anticipated inhabitants in the siting area;
- (3) That the proposed trans-state transmission line and route will not substantially impair the health, safety or welfare of the inhabitants;
- (4) That the proposed trans-state transmission line and route will not unduly interfere with the orderly development of the region with due consideration having been given to views of the governing bodies of effective local units of government;

Summit Carbon Pipeline currently FAILS under all three of these statutes in order to receive a permit for a pipeline in South Dakota

I built my life here in South Dakota. I have two young boys who I intend to raise here on this land. This pipeline is going to cross the creek where I take my kids fishing, it is going to be there pumping hazardous material when I tuck them in at night. I never thought in my wildest dreams could an out of state for profit entity force me to allow them onto my land and endanger my family and my way of life. I am a big supporter of ethanol and am invested in ethanol plants. This pipeline is a bad idea. This biggest producer of ethanol is headquartered in South Dakota and has not joined this pipeline. Maybe they are right.

These are just a few of my concerns. As a citizen of South Dakota I take great pride in the common sense of our state. This pipeline doesn't make common sense. It is capturing a hazardous material, condensing it to dangerous levels, then pumping it through the state close to our residents and pumping it underground. Why? To get federal tax incentives that we as citizens will end up paying for. Stop the stealing of South Dakota citizens' private property rights for the use of a for profit company to suck federal funds for their project. This is an UNPROVEN concept. Carbon sequestration has not been done on this scale with any success before. Please consider my concerns and the many concerns of South Dakota citizens and put us first before the desires of a few rich out of state powerful individuals. Thank you for your time, Sincerely Jason Pazour

Jason Pazour

A large black rectangular redaction box covering the signature area.

Docket HP22-001

SCS Carbon Transport LLC Application