BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF SOUTH DAKOTA

HP 22-002

IN THE MATTER OF THE APPLICATION

OF NAVIGATOR HEARTLAND

GREENWAY, LLC FOR A PERMIT UNDER

THE SOUTH DAKOTA ENERGY

CONVERSION AND TRANSMISSION FACILITIES ACT TO CONSTRUCT THE HEARTLAND GREENWAY PIPELINE IN

SOUTH DAKOTA,

APPLICANT'S AMENDED RESPONSE TO STAFF'S SEVENTH SET OF DATA REOUESTS

:

Applicant Navigator Heartland Greenway LLC makes the following amended responses to Staff's Seventh Set of Data Requests pursuant to SDCL § 15-6-33, and SDCL § 15-6-34(a). These amended responses are made within the scope of SDCL § 15-6-26(e) and shall not be deemed continuing nor be supplemented except as required by that rule. Applicant objects to definitions and directions in answering the requests to the extent that such definitions and directions deviate from the South Dakota Rules of Civil Procedure.

- 7-3) Refer to the Applicant's response to Staff data requests 6-2 and 6-3. Provide the information requested for the current route submitted on May 25, 2023.
- **RESPONSE:** 6-2.a. Relative to the route submitted on May 25, 2023, it appears there are 2 occupied residences within the 321-foot Initial Routing Buffer for a 6 inch Pipeline (Hudson Lateral and Chancellor Lateral)
- 6-2.b. Relative to the route submitted on May 25, 2023, it appears there are 5 occupied residences within the 321-519-foot Design and Operations Buffer for a 6 inch Pipeline (Hudson and Chancellor).
- 6-3.a. Relative to the route submitted on May 25, 2023, it appears there are 4 occupied residences within the 417-foot Initial Routing Buffer for a 6 inch Pipeline (Aurora)
- 6-3.b. Relative to the route submitted on May 25, 2023, it appears there are 5 occupied residences within the 417-687-foot Design and Operations Buffer for a 6 inch Pipeline (Aurora).
- AMENDED RESPONSE: 6-2.a. Relative to the route submitted on May 25, 2023, it appears there are 2 occupied residences within the 321-foot Initial Routing Buffer for a 6 inch Pipeline (Hudson Lateral and Chancellor Lateral)
- 6-2.b. Relative to the route submitted on May 25, 2023, it appears there are 5 occupied residences within the 321-519-foot Design and Operations Buffer for a 6 inch Pipeline (Hudson and Chancellor).
- 6-3.a. Relative to the route submitted on May 25, 2023, it appears there are 4 occupied residences within the 417-foot Initial Routing Buffer for a 8 inch Pipeline (Aurora)
- 6-3.b. Relative to the route submitted on May 25, 2023, it appears there are 5 occupied residences within the 417-687-foot Design and Operations Buffer for a 8 inch Pipeline (Aurora).

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Dated this 18th day of July, 2023.

WOODS, FULLER, SHULTZ & SMITH P.C.

By /s/James E. Moore

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Attorneys for Navigator Heartland Greenway

OBJECTIONS

The objections stated to Staff's Seventh Set of Data Requests were made by James E. Moore, one of the attorneys for Navigator Heartland Greenway, for the reasons and upon the grounds stated therein.

/s/ James E. Moore

One of the Attorneys for Navigator Heartland Greenway

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CERTIFICATE OF SERVICE

I hereby certify that on the 18th day of July, 2023, a true and correct copy of the foregoing Applicant's Amended Response to Staff's Seventh Set of Data Requests was served via e-mail transmission on the following:

Ms. Kristen Edwards
Staff Attorney
South Dakota Public Utilities Commission
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Mr. Darren Kearney Staff Analyst South Dakota Public Utilities Commission 500 E. Capitol Ave. Pierre, SD 57501 darren.kearney@state.sd.us Mr. Jon Thurber Staff Analyst South Dakota Public Utilities Commission 500 E. Capitol Ave. Pierre, SD 57501 jon.thurber@state.sd.us

<u>/s/ James E. Moore</u>
One of the Attorneys for Navigator
Heartland Greenway

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