

From: Brad Dietz [REDACTED]
Sent: Tuesday, December 24, 2024 4:55 PM
To: PUC-PUC <PUC@state.sd.us>
Subject: Re: [EXT] Carbon Dioxide Pipeline Comment

Correction the Zip Code should be 57013.

Brad Dietzenbach

On Tue, Dec 24, 2024 at 4:03 PM Brad Dietz [REDACTED] wrote:

I am writing in regards to the proposed CO2 pipeline. I live within 1/2 mile of the proposed line and am strongly against the project. Based on the information I have researched, the risk of such a pipeline is not worth pursuing the project. As we all know, this was on the ballot last November and failed to pass. This within itself should have been evident it is not supported by the great residents of South Dakota. By ignoring this, you would be ignoring the residents that voted for you and other officials in office that should be representing the residents (voters) majority opinion.

Regarding eminent Domain: From the Institute for Justice website: "In 2006, the South Dakota Supreme Court was the first to reject *Kelo*. "Our state constitution provides its landowners more protection against a taking of their property than the United States Constitution," the Court ruled in [*Benson v. State*](#).

That same year, South Dakota passed HB 1080, which prohibits government agencies from seizing private property by eminent domain "for transfer to any private person, nongovernmental entity, or other public-private business entity." The act also stipulates that after seven years, if condemned land is not used for the purpose for which it was acquired, the original owner has right of first refusal to buy the property at current fair market price. By taking this approach, South Dakota lawmakers demonstrated their recognition that it is simply wrong for the government to take property from one person and give it to another private party."

Respectfully,

Brad Dietzenbach

[REDACTED]

Canton, SD 57104