BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF SOUTH DAKOTA

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IN THE MATTER OF THE APPLICATION

HP 09-001

BY TRANSCANADA KEYSTONE

PIPELINE, LP FOR A PERMIT UNDER THE SOUTH DAKOTA ENERGY CONVERSION

AND TRANSMISSION FACILITIES ACT TO

CONSTRUCT THE KEYSTONE XL

PROJECT

AFFIDAVIT OF BROCK TAYLOR

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Brock Taylor, being first duly sworn, states as follows:

- 1. I am employed by TC Energy as Land Manager. I have overseen the release or termination of county and township haul road agreements in South Dakota related to the Keystone XL Pipeline project. I have also been involved in the process of closing the work camp sites in South Dakota where construction began. I have personal knowledge of the facts stated in this affidavit.
- 2. Attached as Exhibit A is a notice from Paul Seamans as Supervisor of Dunkel Township confirming that the board of supervisors agreed to vacate the haul road agreement between Dunkel Township and TC Energy.
- 3. Attached as Exhibit B is a release of the Scovil Township Haul Route Agreement signed by Raymond Roghair as Chair of the Scovil Township.
- 4. I supervise a land agent, John Ohlms, who at my direction contacted townships in Jones County that had entered into haul road agreements for the Keystone XL Pipeline project.

 He produced written confirmation of his conversations with Sam Seymour of Buffalo Township,

 Bob Fuoss of Draper Township, Ross Block of South Creek Township, and Kenny Booth of

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Williams Creek Township, in which each township supervisor agreed that the township was aware of no outstanding repair issues covered by the haul road agreement for the Keystone XL Pipeline project, and that the haul road agreement could be terminated.

- 5. The six townships identified in paragraphs 2-4, all of which are in Jones County, are the only townships in South Dakota that signed haul road agreements for the Keystone XL Pipeline project. Thus, I have confirmed that there are no outstanding road issues with any South Dakota township related to the Keystone XL Pipeline project.
- 6. Keystone leased real property in South Dakota for the construction of four work camps to support construction of the Keystone XL Pipeline. In anticipation of construction of the pipeline, Keystone started work at two of the four work camps, one at Opal and one at Philip, South Dakota. In 2021, TransCanada Keystone Pipeline, LP, released and terminated the leases for the two undeveloped camps and reached agreement with the landowners of the Opal and Philip camps that the leases were terminated and the landowners accepted the property in its "as is" condition.

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Dated this aday of March, 2022.

Brock Taylor

STATE OF SOUTH DAKOTA

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COUNTY OF MINNEHAHA

On this the _____ day of March, 2022, before me, the undersigned officer, appeared Brock Taylor, not by physical presence, but by means of communication technology from 700 Louisiana Street, Suite 1300, Houston, Texas 77002-2700, who is known to me through dealings sufficient to provide me reasonable certainty, to be the person described in the foregoing instrument, and acknowledged that he executed the same in the capacity therein stated and for the purposes therein contained.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

Notary Public - South Dakota

My Commission Expires: (seal)

JAMES E. MOORE, Notary Public State of South Dakota My Commission Expires September 26, 2024