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JUL 13 2011

**SOUTH DAKOTA PUBLIC
UTILITIES COMMISSION**

TRIPP COUNTY COMMISSIONERS

200 EAST 3RD

WINNER, SOUTH DAKOTA 57580-1838

605-842-3727

7-12-2011

Public Utilities Commission
Capital Building, First Floor
500 E. Capitol Avenue
Pierre, SD 57501-5070

Dear Sirs;

We, the members of the Tripp County Board of Commissioners, are sending this letter to advise you that Tripp County has been contacted by TransCanada Pipeline concerning the approaches and road improvements on various roads in the County for the placement of the Keystone XL pipeline.

The Board of Commissioners has decided that it will, at a later date, designate which approaches, road improvements, and road construction projects, constructed by TransCanada, it wishes to keep as permanent improvements. At the time the County designates the permanent improvement, it will attach a diagram and/or survey designating the road improvement and will forward the same to your department. It is understood that the designation of such improvements as permanent is at the discretion of the County Commissioners and said decision will be made after review of all improvements plans and construction.

It is further understood that once TransCanada has ceased construction operations in Tripp County, the County will accept all liability and maintenance responsibility for any improvements it designates as permanent. It is understood and agreed that TransCanada will not be responsible for the improvements once they have ceased construction phase of operations in Tripp County.

Sincerely yours,



Dan Forgey, Chairman
Tripp County Board of Commissioners