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VIA EMAIL TO PATTY.VANGERPEN@STATE.SD.US

Ms. Patricia Van Gerpen
South Dakota Public Utilities Commission
Capitol Building, 1st Floor
500 East Capitol Avenue
Pierre, SD 57501-5070

Re: *PO 09-005*

*In the Matter of the Petition of the Commission Pipeline Safety Program Manager for a
Declaratory Ruling Regarding Whether the Crooks Municipal Utilities Gas Line Should
be Classified as a Transmission of Distribution Line for Pipeline Safety Purposes*

Dear Ms. Van Gerpen:

Attached for filing in the above matter, please find the Petition to Intervene of the City of
Garretson.

As indicated above, this document has been sent to you via electronic mail in PDF form.
If you have any questions or concerns regarding this document, please do not hesitate to contact
me.

Best regards.

Sincerely,

CUTLER & DONAHOE, LLP



Meredith A. Moore
For the Firm

MAM/cmc
Attachment

cc: Service List

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF SOUTH DAKOTA

In the Matter of the Petition of the
Commission Pipeline Safety Program
Manager for a Declaratory Ruling
Regarding Whether the Crooks Municipal
Utilities Gas Line should be Classified as a
Transmission or Distribution Line for
Pipeline Safety Purposes

Docket No. PO 09-005

**PETITION TO INTERVENE
OF THE CITY OF GARRETSON**

COMES NOW, the City of Garretson, by and through its undersigned counsel, and pursuant to A.R.S.D. 20:10:01:15.02, petitions this Commission for leave to intervene in the above entitled proceeding.

IN SUPPORT THEREOF, Petitioner does state and declare as follows:

1. The City of Garretson ("Garretson") is a municipal corporation organized and existing under the laws of the State of South Dakota.
2. On or about September 24, 1996, Garretson entered into an agreement with the City of Crooks ("Crooks") for the purpose of constructing and owning a municipal natural gas utility system (the "Agreement"). The Agreement has been attached as an exhibit to the Petition for Declaratory Ruling filed in this matter.
3. The Agreement sets forth the various rights and obligations of Garretson and Crooks, including the responsibility for certain financial obligations as they relate to the construction and ownership of the municipal natural gas utility system.
4. Garretson has a direct and substantial interest in these proceedings because this Commission's decision may, directly or indirectly, affect the administration of the pipeline, as well as the interpretation and enforcement of various provisions within the Agreement.

5. Garretson desires to intervene in order that it may receive documents, present comment, present testimony, cross-examine witnesses and produce evidence, to the extent that such actions are required in the above entitled proceeding.

WHEREFORE, Garretson respectfully requests that the Commission grant this Petition to Intervene and authorize Garretson to participate in the above entitled proceeding with full rights as a formal party.

Dated this 21st day of October, 2009.

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CERTIFICATE OF SERVICE

The undersigned certifies that on the 21st day of October, 2009, a true and correct copy of the Petition to Intervene of the City of Garretson was served electronically on the following individuals:

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