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MINNESOTA DEPARTMENT OF COMMERCE

In the Matter of the Application of Enbridge Energy,  
Limited Partnership for a Certificate of Need for the  
Line 3 Pipeline Replacement Project in Minnesota from the  
North Dakota Border to the Wisconsin Border

PUC DOCKET NO: CN-14-916

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In the Matter of the Application of Enbridge Energy,  
Limited Partnership for a Route Permit for the Line 3  
Pipeline Replacement Project in Minnesota from the North  
Dakota Border to the Wisconsin Border

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InterContinental St. Paul Riverfront  
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## I N D E X

SPEAKER	PAGE
MS. MARGARET BREEN	4
MS. MAHYAR SOROUR	5
MS. SARA SUPPAN	7
MR. FRANK HORNSTEIN	10
MR. DOUG CAIN	12
MR. ALGIN GARYT GOODSKY	13
MS. SUE MENTER	16
MR. JASON GEORGE	17
MR. GERALD STRIEGEL	20
MS. SUSU JEFFREY	22
MS. JACI CHRISTENSON	24
MR. BRIAN BRUNETTE	26
MS. RUTH LINDH	28
MR. MIKE NEATON	30
MR. CHUCK NELSON	32
MS. DECOURCY SQUIRE	33
MS. NICOLETTE SLAGLE	36
MS. SALLY DOWNING	38
MS. KYLE SAMEJIMA	38
MS. KATY LOWERY	40
MS. ANGELA RONAYNE	41
MR. STEVE BUCK	44
MR. TODD ROTHE	45

1	MS. MARY THERESA DOWNING	48
2	MS. SARAH HARPER	50
3	MS. ANN MANNING	53
4	MS. CHELSEA DEARMOND	55
5	MR. ELAN POCHEDLEY	58
6	MR. KEVIN PRANIS	60
7	MR. DAVID COOLEY	63
8	MR. STEVE CLEMENS	69
9	MR. CAMERON WINTON	71
10	MS. MARY KOWALSKI	74
11	MS. MOLLY WILBUR-COHEN	77
12	MR. ALLEN RICHARDSON	79
13	MR. JOHN MUEHLHAUSEN	81
14	MR. STAN SATTINGER	84
15	MR. MARTIN MALECHA	87
16	MS. KATHY HOLLANDER	90
17	MS. JEAN ROSS	92
18	MS. LOIS NORRGARD	94
19	MS. LAURA DESHANE	98
20	MR. DARRIL WEGSCHEID	101
21	MR. JOHN MUNTER	104
22	MR. ANVAYA AJAY	107
23	MS. CLAUDIA ALTHOEN	109
24		
25		

1 FACILITATOR: All right. So our  
2 first speaker will be Margaret Breen.

3 And, Mahyar Sorour, okay, you'll be  
4 second.

5 Margaret Breen. Right over here. And  
6 who is Mahyar? If you could raise your hand so --  
7 okay. We will bring you the mic to be second. So  
8 you'll be on deck.

9 All right. So please remember to  
10 state your name and spell it, and then you can begin  
11 your comments.

12 MS. MARGARET BREEN: Hello. My name  
13 is Margaret Breen. M-A-R-G-A-R-E-T. B, as in boy,  
14 R-E-E-N. I'm 19 years old and a lifetime resident  
15 of the state of Minnesota.

16 While I have many concerns with the  
17 draft of the Environmental Impact Statement, for the  
18 purpose of this testimony I will focus on my primary  
19 concern, which is that it only analyzes the  
20 environmental impact of the pipeline for the last  
21 30 years.

22 Being that the old line has been in  
23 the ground for 50 years and Enbridge plans on  
24 leaving it in the ground indefinitely, I am confused  
25 as to why the environmental impacts beyond 30 years

1       aren't being considered. This is of particular  
2       concern to me because I intend on residing in  
3       Minnesota for much longer than 30 years.

4               Thank you.

5               FACILITATOR: Thank you. So we know  
6       that we're asking you to fit a lot into a short  
7       time. And if you could speak a little bit slowly,  
8       it's a little easier for our court reporter as well.

9               So Mahyar will be next. And Sara  
10       Suppan, if you could raise your hand.

11              MS. MAHYAR SOROUR: Okay. Hi. So  
12       Mahyar Sorour. M-A-H-Y-A-R. S-O-R-O-U-R. And I am  
13       a member of the Minnesota Pollution Control Agency  
14       Environmental Justice Advisory Group. I'm here  
15       today as a St. Paul resident, as a lifelong  
16       Minnesotan, concerned with the inadequacy of the  
17       Draft Environmental Impact Statement for the  
18       proposed Line 3 Pipeline Project.

19              Every summer when I was growing up, I  
20       had the honor of going up to the Boundary Waters,  
21       swimming in Lake Superior, enjoying the pristine  
22       natural resources of the land. Now, as a St. Paul  
23       resident, I have the honor of living right by the  
24       the Mighty Mississippi River.

25              The DEIS contains no spill analysis

1       for the tributaries of the St. Louis River or the  
2       Nemadji River, where spills could decimate Lake  
3       Superior and the harbors of the Twin Ports. A spill  
4       in Lake Superior not only affects the communities  
5       who reside near the water, but all Minnesotans, as  
6       the Mississippi River is connected. All of our  
7       water is connected.

8               As someone who has spent their life  
9       working on environmental justice, this project is a  
10      clear example of environmental racism. In the  
11      environmental justice chapter, Chapter 11 of the  
12      DEIS, which might I add is less than 20 pages long  
13      out of a 5,000-page document, it acknowledges that  
14      pipeline impacts on tribal communities are part of a  
15      larger pattern of structural racism that tribal  
16      people face in Minnesota, which was well documented  
17      in a 2014 student by the Minnesota Department of  
18      Health. It also concludes that the impacts  
19      associated with the proposed project and its  
20      alternatives would be an additional health stressor  
21      on tribal communities that already face overwhelming  
22      health disparities and inequities.

23              The injustices of cumulative impact is  
24      an aspect that must be acknowledged, but is clearly  
25      forgotten in this Draft Environmental Impact

1 Statement. You are proposing a pipeline on  
2 environmental injustice communities that already  
3 have to live with a number of disparities, and  
4 cutting off access to water, where native  
5 communities hunt, fish, and gather wild rice is  
6 environmental racism. This is just not right.

7 The Draft Environmental Impact  
8 Statement concludes that a disproportionate and  
9 adverse impacts would occur to native populations in  
10 the vicinity of the proposed project. Therefore, to  
11 honor our environmental justice communities and not  
12 perpetuate the cycle of structural and environmental  
13 racism that's so clear in our country today, we  
14 cannot move forward with this project

15 Thank you.

16 FACILITATOR: Thank you. Sara Suppan.  
17 And next will be Frank Hornstein. Frank, if you can  
18 raise your hand. Right here in the middle.

19 MS. SARA SUPPAN: My name is Sara  
20 Suppan. That's S-A-R-A, S-U-P-P-A-N. I am a  
21 volunteer with MN350, and I appreciate the  
22 opportunity to testify today.

23 I am concerned that a new major oil  
24 pipeline in Minnesota will result in a new major oil  
25 spill in Minnesota. I will focus my testimony on

1 accidental crude oil releases.

2 The premise that there is a need for a  
3 new pipeline is flawed. The DEIS discloses that  
4 between 2002 and '17 there were seven known pipeline  
5 failures in the existing Line 3. Remember that  
6 Enbridge continues to operate pipelines they know  
7 are at risk. Line 3 is not even their oldest  
8 pipeline in operation; it is their third oldest. It  
9 should also be acknowledged that this analysis  
10 misses an obvious alternative to the proposed route.  
11 It's called no pipeline at all.

12 Now I will list several points missing  
13 from the DEIS. First, the Terrestrial Wildlife Risk  
14 Analysis does not include the bee population. My  
15 understanding is that there will be herbicides used  
16 around the pipeline. If so, there must be  
17 consideration of which herbicides will be used and  
18 what scientific literature says about how these will  
19 affect one of our most important pollinators.

20 Second, the effects on aquatic life  
21 section does not discuss the effects of spills on  
22 algae and other microorganisms in the water, nor the  
23 long-term effects of removing oxygen from the water.

24 Third, this should cover what  
25 effective steps Enbridge will take to prevent



1 intentional third-party damage. In a corridor with  
2 multiple pipelines, it seems plausible that a  
3 terrorist could strike all at once and cause a  
4 multi-catastrophic event. The topic of a public  
5 awareness program indicates only what measures will  
6 prevent accidental third-party damage.

7 Fourth, I am confused by the assertion  
8 that the risk of a spill would not be different  
9 whether Line 3 operates at the current capacity or  
10 at the proposed capacity, which is almost double.  
11 This document does not consider the pressure  
12 required to force thick crude through pipe, and the  
13 potential to exacerbate weaknesses in the pipe with  
14 high pressure and pressure cycling. More oil, more  
15 pressure, more risk.

16 Finally, it is acknowledged that the  
17 risk of this pipeline is largely placed on rural  
18 communities and that those communities won't have  
19 easy access to the promised rapid response tech and  
20 crew.

21 However, the Remote Area analysis is a  
22 four-sentence placeholder where there should be a  
23 spill response strategy for areas with difficult  
24 access.

25 I am not convinced at all that

1 Minnesota will benefit by this massive pipeline  
2 project. Both the DEIS content and the unconsidered  
3 factors outlined here, reflected against the cases  
4 on the record where Enbridge has failed as a  
5 corporate citizen, demonstrate that Enbridge is  
6 unprepared for and undeserving of yet another  
7 pipeline. This pipeline is transporting the  
8 thickest, dirtiest, and least-profitable stuff. It  
9 has higher concentrations of heavy metal and,  
10 because it does not flow easily, requires higher  
11 pressure and more diluent chemicals. This pipeline  
12 is guaranteed to leak, supposedly once every four  
13 years.

14 Why does Minnesota need the risk?

15 FACILITATOR: Frank Hornstein, and  
16 next will be Doug Cain. Where is Doug?

17 MR. FRANK HORNSTEIN: Good evening.  
18 I'm Frank Hornstein. I am a state representative.  
19 My district includes part of downtown and southwest  
20 Minneapolis, Minnesota House of Representatives.

21 Thank you for giving me the  
22 opportunity to speak this evening. While I also  
23 have shared many of the concerns that have already  
24 been raised this evening, I want to focus a little  
25 more broadly on the fact that the EIS does not talk

1 broadly enough about the global impact to climate  
2 change. And under the Minnesota Environmental  
3 Policy Act, the Department of Commerce EIS can and  
4 should talk more broadly about this issue.

5 In fact, the interagency report on  
6 pipelines that was released by the Environmental  
7 Quality Board in 2015, which the Department of  
8 Commerce signed off on and is a part of, states the  
9 following: Whether oil transported in pipelines  
10 through Minnesota is burned in Minnesota or  
11 elsewhere in the globe, the greenhouse gas  
12 contribution from combustion will contribute to  
13 climate change, impacting the entire world's  
14 pollution, including Minnesotans.

15 And while we address climate change,  
16 you do it in an inherent way on the various modes of  
17 oil transportation. It needs to be done in a much  
18 broader context, particularly because tar sands oil  
19 burns dirtier and 17 percent dirtier than other  
20 forms of oil. So the climate effects are magnified.

21 So I urge you to take a much broader  
22 look at the climate impact, and I would further  
23 encourage you to (indiscernible) DEIS, main issues  
24 that have been raised here. Whether it's the  
25 climate, whether it's the (indiscernible), whether

1       it's the spill response, all of these issues need to  
2       be addressed before this EIS can be deemed adequate.

3               FACILITATOR: If you give us your  
4       prepared remarks, we can give them to the court  
5       reporter to make sure she gets it all.

6               So Doug Cain. And next will be Algin  
7       Garyt Goodsky. Algin is up there.

8               So Doug Cain.

9               MR. DOUG CAIN: D-O-U-G. C A I N.  
10       (Indiscernible) share a passion for Minnesota and  
11       rivers (indiscernible) camping. And (indiscernible)  
12       rain and headwaters of the Rain River. And I've  
13       seen the abuse that my people have put on resources  
14       throughout my lifetime, and I have great concern  
15       that it will continue exploitation of the  
16       environment at the risk for our water, our woods,  
17       our native life, all the species that do not have a  
18       voice here tonight, our muskrats and birds, the  
19       indigenous people in the Mille Lac area who have  
20       thousands of years. The Lakota have villages up,  
21       and the Anishanabe moved in a few years later. You  
22       know, half the nation passed through.

23               We've had a long history here, and  
24       hopefully a long future to plan for. And if we're  
25       not planning for that, we will have more and more

1 contaminated lands, river ways. I'm terribly afraid  
2 that the Line 3 current route will be left in the  
3 ground and not environmentally restored. And  
4 building another one with the tar sands rushing  
5 through it endlessly is a recipe for more fatal  
6 accidents and very troubling to me.

7 So that's why I'm here tonight. And I  
8 want to echo all the ones that have prepared  
9 speeches (indiscernible), and the rest of you with  
10 your own hearts sharing what your tradition is for  
11 our nation.

12 (Off the record.)

13 FACILITATOR: Say your name and spell  
14 it. Thanks.

15 MR. ALGIN GARYT GOODSKY: Algin Garyt  
16 Goodsky. A-L-G-I-N. G-A-R-Y-T. G-O-O-D-S-K-Y.

17 First off I'd like to say that I'm a  
18 permanent resident of the homelands of my  
19 grandparents and the ancestors before them. And  
20 second off I'd like to take a minute to acknowledge  
21 who I am in my culture and my tradition and in my  
22 language.

23 (Speaking Ojibwe.) What I just said  
24 there is my name, where I'm from. My mother is here  
25 present with me and my father, who is no longer

1 here.

2 Some things that I'd like to talk  
3 about today is, first off, I'd like to say that I  
4 come humbly to -- brief reminder -- brief reminder  
5 to people of things of all traditions, so to speak,  
6 not only in certain cultures and certain  
7 ethnicities, but traditions as human beings,  
8 recognizing the moral standings of everything. And  
9 to take a minute to realize how -- how much this  
10 greed affects us, this need for something that's  
11 materialistic.

12 If you take a -- you take a good  
13 look -- take a good look at the people around you  
14 that you're sitting around. That's not  
15 materialistic. Those are live human beings, and  
16 they want to do the things that you would want to  
17 do; and that's live until the very end, until you  
18 can't live no more. But how are we going to do that  
19 with dirty water? I mean, honestly, if I drink a  
20 cup of water -- or oil, not water, I'd probably end  
21 up, you know, with a bad body. You know, something  
22 would be wrong with me.

23 But the true concern that I have with  
24 all of this is that people are not realizing that  
25 we're becoming something that we were never meant to

1 be. It's like we've taken a step back in the chain  
2 of evolution. But I do believe -- I believe  
3 strongly that together, with the work of every  
4 single body, every single person in this room, every  
5 single person all across this nation, state,  
6 wherever, that we can all work together for a truly  
7 better future, one where you don't have to rely upon  
8 the money in your pocket, but rely upon the work  
9 that you put in that day.

10 I remember there was an old saying  
11 that used to say, you know, put food on the  
12 family -- put food on the table for the family. And  
13 to me it appears that all that went out of the  
14 window. Now it's put money in you pocket so we can  
15 live. Honestly, that sounds too materialistic to  
16 me. Now, if I went and put in a hard day's work  
17 hunting, gathering and practicing my own rights --

18 FACILITATOR: That's five.

19 MR. ALGIN GARYT GOODSKY: -- I could  
20 have --

21 FACILITATOR: You can stop now.

22 MR. ALGIN GARYT GOODSKY: -- my  
23 family. (Speaking Ojibwe.) Thank you.

24 FACILITATOR: Next will be Sue Menter.

25 MR. THANE MAXWELL: Okay. So first

1 I'd like to request that the court reporter take a  
2 brief, well-earned rest, because I've already  
3 submitted my comments in entirety in written form.  
4 So, therefore, please just take a rest while I  
5 proceed to read my comments.

6 To my fellow citizens and to the  
7 Department of Commerce, my modest proposal is to  
8 require Enbridge to completely remove the abandoned  
9 line and restore the entire area to the satisfaction  
10 of all parties prior to allowing standing to  
11 Enbridge and all other companies to propose any new  
12 pipeline.

13 Meanwhile, we could proceed as if we  
14 believed we had a future, rapidly transitioning away  
15 from the dirtiest energy and toward conservation,  
16 retrofitting public planning and transit, wind,  
17 solar and renewables.

18 I hope the reasonableness and the  
19 justice of this proposal won't prevent its  
20 consideration and joyful implementation.

21 Thank you.

22 FACILITATOR: Thank you. So Sue  
23 Menter is next, and after that will be Jason George.  
24 Jason George, if you can raise your hand.

25 MS. SUE MENTER: Hello, I'm Sue



1 Menter.

2 FACILITATOR: Sorry, if you could  
3 spell your name.

4 MS. SUE MENTER: Sue, S-U-E.

5 M-E-N-T-E-R. I'm a Minnesota resident for my entire  
6 life, and I also have worked in the environmental  
7 field most of my life, and I'm extremely concerned  
8 about this proposal for this new pipeline. I've  
9 seen many things in my career where a company will  
10 commit to something, and they walk away when there's  
11 an environmental event, and they don't clean it up,  
12 and it ends up going back to the state to clean up.  
13 Once that happens, things are left unmitigated for  
14 years, decades. And this is what I'm really afraid  
15 of.

16 With the price of oil going down so  
17 much, I see -- from a cost benefit analysis, I can't  
18 understand the logic to even doing this new project.

19 And that's all I want to say. Thank  
20 you.

21 FACILITATOR: Thank you.

22 Jason George will be next. And after  
23 that will be Gerald Striegel. Right over here.

24 MR. JASON GEORGE: My name is Jason  
25 George, G-E-O-R-G-E. I'm with the International

1 Union of Operating Engineers Local 49. We are  
2 strongly in support of the Line 3 project, and we  
3 believe it is a necessary project to replace the  
4 existing pipeline and move oil safely in this state.

5 I just want to talk about a couple of  
6 different points specifically to the EIS, the DEIS,  
7 that aren't maybe mentioned, and I think they should  
8 be.

9 One is training. I'm not sure how  
10 many people are aware, but our union, labor union,  
11 is here today; and UAA Teamsters, other unions that  
12 work on pipelines, spend millions of dollars a year  
13 of our members' money training specifically on  
14 pipelines to make sure that we do this right. I  
15 don't know if that gives anybody in here comfort,  
16 but it should. We know how to do this, do it well.

17 I would also like to say that right  
18 now there's pipeline training happening at our  
19 training center in Hinckley with directors from the  
20 tribes and the state of people that might actually  
21 get to go work on this project, which I think is a  
22 good thing. It's something that we try to do all  
23 the time. So I just wanted to point that out.

24 Oil trains I wanted to touch on  
25 briefly. Every ounce of -- every amount of oil that

1 doesn't travel through a pipeline is going to travel  
2 on rail. That's just a fact. And people that live  
3 in this community should be extremely concerned  
4 about that, because a lot of that oil traffic goes  
5 through St. Paul, Minneapolis, through  
6 neighborhoods. I think it's much better served for  
7 the public to be put in the pipeline underground.  
8 That's just the fact of the matter dictates that  
9 that's safer.

10 Also, lastly, in the DEIS it mentions  
11 that there will be zero local jobs created by this  
12 project. That's just absolutely false. I know  
13 hundreds of 49ers personally -- some of them are  
14 sitting at this table -- that worked on the Clipper  
15 project. These same folks will build Line 3 as  
16 well. Hundreds of 49ers, hundreds of laborers will  
17 work. Local Minnesota residents will build this  
18 project. People need to know that as well. It's  
19 not addressed in the DEIS.

20 Lastly -- I still have a little bit of  
21 time -- I just want to say to the Commerce  
22 Department that I really encourage you to stay on  
23 track with this process. We deserve answers on  
24 these issues and on -- you know, the company  
25 deserves an answer yes or no with the PUC in a

1       timely fashion. I believe this process is going  
2       better than it did for the Sandpiper project, which  
3       unfortunately went down. We hope to see this  
4       project built for the safety of Minnesota. We hope  
5       to see the jobs as well. They're good-paying jobs  
6       in a region that desperately needs it.

7               Thank you.

8               FACILITATOR: Thank you.

9               Gerald Striegel. Next to speak would  
10       be Jeffrey, Susu. Right here in the middle.

11              MR. GERALD STRIEGEL: Hi.

12              FACILITATOR: Start by spelling your  
13       name.

14              MR. GERALD STRIEGEL: Gerald Striegel.  
15       G-E-R-A-L-D. Striegel, S-T-R-I-E-G-E-L. Hi.

16              I'd like to focus on the greenhouse  
17       gas emissions associated with the materials to be  
18       pumped through the proposed pipeline. Although the  
19       Draft EIS identifies potential shipping variations,  
20       the corresponding lifecycle emissions are not  
21       quantified adequately. In the final EIS document  
22       is -- if the final EIS document is to provide  
23       heat-trapping contribution of the transported  
24       material lifecycle, greenhouse gas emissions must be  
25       thoroughly identified.

1                   In Section 10.3.1.1.2 both heavy crude  
2                   and dilbit are listed. They are unique substances.  
3                   But Table 5.2.7-10 lists only heavy Western Canada  
4                   sedimentary basin crude, with a range of 584 through  
5                   632 kilograms of CO2 equivalent per barrel. We're  
6                   going to call it WCSB basin from here on out. It's  
7                   an expansive area and contains both conventional and  
8                   tar sands formation.

9                   So what material is being identified?  
10                  Page 5-440 states that lifecycle analysis or  
11                  greenhouse gas tracks the total production of  
12                  greenhouse gases from their extraction from the  
13                  earth to the end-use combustion of the refined  
14                  petroleum products or by-products. So in the case  
15                  of dilbit, is the inclusion of Petcoke -- is that  
16                  inclusive of Petcoke, and what emission content is  
17                  applicable?

18                  Given the expanse of the tar sands  
19                  fields and the waning life of conventional basin  
20                  assets, it seems that a worst-case scenario, dilbit  
21                  and associated Petcoke products, would be an  
22                  appropriate baseline. I would like to see those  
23                  numbers identified and applied to the subsequent  
24                  discussion.

25                  Independently, the proposed pipeline

1 and its lifetime distributions to atmospheric CO2  
2 could be dismissed as insignificant, if all other  
3 considerations are ignored, an approach foolishly  
4 applied to many discussions today. It adds up.  
5 It's cumulative.

6 When we consider this or any pipeline  
7 servicing the tar sands formation, it's critical to  
8 recognize not just the destructive contribution of  
9 the proposed pipeline, but also those already  
10 existing. It's important to understand there are  
11 roughly 170 billion barrels of recovered tar sands  
12 material. And when burned, it will add 25 billion  
13 metric tons of carbon to the atmosphere.

14 FACILITATOR: Thank you. You can hand  
15 in your written statement. Thank you.

16 Susu Jeffrey. And next will be Jaci  
17 Christenson. Where is Jaci? Right here. Great.

18 MS. SUSU JEFFREY: Susu Jeffrey.  
19 S-U-S-U. Jeffrey, J-E-F-F-R-E-Y.

20 My comments are addressed to the  
21 appointed, not elected, Public Utilities  
22 Commissioners. Since I'm a poet, it's in the form  
23 of a poem, which is dedicated to my nephew, Peter,  
24 the National Cancer Institute's poster person, for  
25 17 years of chemotherapy survival.

1                   The Process: The earth is a body, and  
2                   a governor at his desk said, you, man or sir, you  
3                   get to decide that hours away on ancient cretaceous  
4                   bedrock on land you've never walked with veins of  
5                   pure water running through, moving, always moving,  
6                   you get to decide that somebody else can rip a hole  
7                   in the skin of the body of the earth, insert in  
8                   that, cut a tube to carry toxic liquified dead  
9                   matter hundreds of miles away across the Hudson Bay,  
10                  Mississippi, and Great Lakes/Lawrencian mother  
11                  waters, to refineries, to bake black buried matter  
12                  to poison the air and water for profit.

13                  Remember the body is mostly water.  
14                  Remember the body of the earth is not just your body  
15                  to decide to cut into with scalpels the size of  
16                  dinosaurs for black fecal waste that should not see  
17                  light of day. We breathe what runs all the wheels  
18                  in and out of our bodies like water. We did not  
19                  volunteer to be Job.

20                  Who pays you for your decision to  
21                  allow somebody else to cut open the body of the  
22                  earth? Who calls this passing-the-buck service?  
23                  Remove the self serve. It is simply vice.

24                  I am on death watch for Peter. Why  
25                  me? Why mine? I call this agony. And I call you,

1 on your decision on the body of the earth and the  
2 bodies of Peter's children, on the making of the  
3 future, the future of the earth and everything that  
4 lives and grows and casts a shadow upon her, because  
5 you do matter in this matter of life and death.

6 Constant growth is the cancer model.

7 Thank you.

8 FACILITATOR: Katy Lowry? No. Brian  
9 Brunette? Brian Brunette.

10 Okay. Start by spelling your name.

11 Thank you.

12 MS. JACI CHRISTENSON: Jaci  
13 Christenson. J-A-C-I. C-H-R-I-S-T-E-N-S-O-N.  
14 Minnesota is uniquely rich in clean water; and it is  
15 the resource we, every one of us in this room, are  
16 dependent on for our survival. This Draft  
17 Environmental Impact Statement should be our  
18 assurance that that water be protected, and it is  
19 not.

20 In looking at the DEIS, I found at  
21 least 80 times where Line 3 crosses flowing waters.  
22 These are just rivers, streams, brooks. But I put  
23 on a poster board, and it's hard to even fit them  
24 all on. That does not include our other waters, our  
25 marshes, our lakes, and our very important wild rice



1 beds.

2 So during the construction of this  
3 pipeline, what it says in the DEIS is that surface  
4 water may become contaminated from small spills or  
5 leaks of lubricants, gasoline, oil, dot, dot, dot,  
6 other hazardous chemicals.

7 To protect the surface water  
8 resources, the Applicant would store petroleum  
9 products, hazardous chemicals, etcetera, in upland  
10 areas of -- at 100 feet from surface waters.

11 I question if this DEIS is considering  
12 seriously the impacts of Line 3. When I go to the  
13 Boundary Waters and I wash my dishes with  
14 biodegradable or nonbiodegradable soap, I wash them  
15 at least a hundred feet from the water's edge.  
16 These are chemicals, and we're allowing them at  
17 100 feet. The U.S. -- the U.S. Department of -- the  
18 Forest Service is saying we need 150 feet for soap.  
19 This is not right.

20 Regarding the accidental oil release  
21 spills, in Chapter 10 -- and I have everything  
22 documented here for you -- the overall annual  
23 probability of a spill at any given time on this  
24 route is .249, which means that there's a 25 percent  
25 chance of there being an oil spill on Line 3 in one

1 every four years. This is an absurd risk to  
2 Minnesota's water. We do not accept this high risk  
3 when we go to our faucet to take a drink of water.

4 Regarding oil spills, the DEIS uses a  
5 ten-mile region of interest for downstream. We know  
6 those impacts can be felt at least 35 miles  
7 downstream, for example, with the Kalamazoo spill.

8 Also, little research has been  
9 conducted on the dilbit toxicity, the organisms.  
10 And we have no idea what we are actually even  
11 dealing with, because Enbridge will not release the  
12 chemical composition. It's considered trade secret.

13 And so one other just final example is  
14 the DEIS does not adequately look at alternative  
15 routes. There's a clean energy alternative, and  
16 that needs to be included in the DEIS.

17 Thank you.

18 FACILITATOR: Again, we encourage you,  
19 if you have written remarks, to hand them in.

20 Brian Brunette is next. After that is  
21 Ruth Lindh. Ruth?

22 MR. BRIAN BRUNETTE: Good evening. My  
23 name is Brian Brunette. It's B-R-I-A-N.

24 B-R-U-N-E-T-T-E. I'm with the Minnesota Laborers,  
25 but most of all I'm a proud Minnesotan.

1 I'd like to just point out a few  
2 things. There are many reasons why I support this  
3 project, but I'm just going to hit on just a few of  
4 them.

5 I support this project for  
6 environmental protection. Line 3 is old and out of  
7 date. The proposed replacement is the best option  
8 to protect Minnesota lakes, rivers, streams by  
9 reducing spills by nearly 40 percent.

10 Protecting the natural environment is  
11 important to our members, because so many of us  
12 hunt, fish, and enjoy the outdoors. We are  
13 committed to having pipelines operated safely.

14 Number two, reliable fuel supplies.  
15 Minnesota depends on Line 3 for the fuel that keeps  
16 the state moving. If anything happened to the  
17 pipeline, our members and contractors would be  
18 hardest hit. Construction workers often drive long  
19 distances to reach job sites. The fuel is a major  
20 factor in construction costs.

21 Number three, jobs for northern  
22 Minnesota. The pipeline industry employs engineers,  
23 inspectors, and technicians, marketers. The Line 3  
24 placement will keep our pipelines operating safely  
25 and effectively so we can keep northern Minnesota

1           working.

2                       Thank you.

3                       FACILITATOR: Thank you.

4                       Ruth is next. After Ruth is Mike  
5 Neaton. Mike? You can raise your hand. Great.

6                       So, Ruth, if you could spell your  
7 name.

8                       MS. RUTH LINDH: R-U-T-H. L-I-N-D-H.

9                       There are numerous flaws in this draft  
10 of the EIS. Start with the document title. This is  
11 not a replacement for Line 3; it is a mostly new and  
12 different route pumped up and supersized. It  
13 endangers Minnesota waters, lands, and wildlife.

14                      This EIS is a huge document, but the  
15 troubling part is what is missing. First, to  
16 abandon the old crumbling pipe in place with only  
17 the vague reassurance that it will be monitored  
18 indefinitely is not sufficient. We need specifics:  
19 Dollars, time frame, guarantees. What if Enbridge  
20 has gone out of business or morphed into a new  
21 entity, who pays then?

22                      Second, we know that the heavier tar  
23 sand oil, when leaked or spilled into bodies of  
24 water, have never been successfully cleaned up once  
25 it has sunk. What would happen if a spill made its

1 way into Lake Superior?

2 Minnesota should be very uncomfortable  
3 with the fact that Enbridge classifies their  
4 worst-case scenario spill data as trade secret, so  
5 it cannot be reviewed by the public.

6 Third, we are in the brink of enormous  
7 changes in this 21st Century economy. How can any  
8 30-year projection of costs not include  
9 consideration of rapid advances and demands for  
10 renewable energy, declining oil prices, and the  
11 growing scarcity and value of clean water?

12 Here are three snippets from the news  
13 this past week, and I cited the sources in my  
14 written testimony. Coal is dead and oil faces peak  
15 demands, says Jim Barry, the global head of  
16 BlackRock Infrastructure Investment Group, the  
17 world's largest, with 5 trillion in assets. The  
18 thing that has changed fundamentally is that  
19 renewables have gotten so cheap. In short, the  
20 smart money is headed away from fossil fuels and  
21 towards clean energy.

22 (Cheering.)

23 FACILITATOR: Please do not interrupt.

24 MS. RUTH LINDH: Headlines: Minnesota  
25 steps up to the plate on climate. Now more than

1       ever Minnesota needs to continue to make the case  
2       that moving away from fossil fuels is not just a  
3       moral imperative, but is also politically feasible  
4       and economically advantageous.

5                   Headline: Water shortage looms. UN  
6       Secretary General warned that by 2050 global demand  
7       for fresh water is projected to grow by 40 percent.  
8       Strains on water access are already rising in all  
9       regions.

10                   It is fool hearty to grant this permit  
11       without consideration of these issues.

12                   FACILITATOR: We need you to finish.  
13       Thank you.

14                   MS. RUTH LINDH: A legitimate option  
15       of not building a new pipeline must be but carefully  
16       maintaining the Line 3 --

17                   FACILITATOR: Thank you. We need you  
18       to finish now.

19                   MS. RUTH LINDH: -- most prudent  
20       choice.

21                   FACILITATOR: Thank you.  
22                   Mike Neaton. And next will be Chuck  
23       Nelson.

24                   MR. MIKE NEATON: Mike Neaton.  
25       M-I-K-E. Neaton, N-E-A-T-O-N.

1 I'll just make a comment regarding the  
2 Minnesota Statute of 116D.02, declaration of state  
3 and environmental policy. I won't read the whole  
4 thing, because it's a little bit long-winded.

5 But the Subdivision 1, Policy: The  
6 Legislature, recognizing the profound impact of  
7 human activity on the interrelations of all  
8 components of natural environment.

9 If I then skip to Subdivision 1, State  
10 Responsibilities: In order to carry out the  
11 policies set forth in Laws 1973, Chapter 412, it is  
12 the continuing responsibility of the state  
13 government to use all practicable means, consistent  
14 with other essential considerations of state policy  
15 to improve and coordinate state plans, functions,  
16 programs, and resources to the end that the state  
17 may.

18 Amongst the things that it lists are  
19 number 7, which says define, designate, protect  
20 environmentally-sensitive areas. Number 10 says,  
21 preserve important existing natural habitats of rare  
22 and endangered species of plants, wildlife, fish,  
23 and provide for the wise use of our remaining areas  
24 of natural habitation, including necessary  
25 protection measures where appropriate.

1           The only point that I particularly  
2           wanted to make with this is that, given that this  
3           area in Minnesota is the only place on the planet  
4           that has wild rice, I point to the number 10,  
5           stating that preserve important existing natural  
6           habitats of rare, endangered species of plants will  
7           be a failure. This risk is a rare plant, critical  
8           plant to the native culture and livelihood. And  
9           also that essentially we are vulnerable to another  
10          Kalamazoo River, probably of even a greater  
11          magnitude.

12                 So my conclusion is that we cannot  
13                 afford to be risking our environment with a pipeline  
14                 or the products that we're putting through it.

15                 FACILITATOR: Thank you.

16                 Chuck Nelson is next. And after that  
17                 will be DeCourcy Squire.

18                 MR. CHUCK NELSON: For the recorder,  
19                 I've already read this into the recorder --  
20                 reporter. My name is Chuck Nelson. C-H-U-C-K.  
21                 N-E-L-S-O-N.

22                 Another pipeline proposal. It seems  
23                 that Minnesota is crisscrossed with pipelines. No  
24                 doubt some have been necessary. Today, however, we  
25                 are entering a time when renewables, energy



1 efficiency, and conservation are clearly  
2 demonstrating a wiser course.

3 At this time, rather than risking  
4 Minnesota land and waters to allow investors to  
5 profit from the tar in Canada, let us be prudent;  
6 deny the permit for Enbridge 3, encourage safer  
7 renewables. In ten years there will likely be  
8 pipeline removal proposals.

9 Thank you.

10 FACILITATOR: DeCourcy Squire is next.  
11 And after that is Nicolette Slagle. Nicolette.  
12 Great.

13 MS. DECOURCY SQUIRE: DeCourcy Squire.  
14 D-E capital C-O-U-R-C-Y. And last name is  
15 S-Q-U-I-R-E.

16 And I'm here not as an expert, but as  
17 a concerned citizen. And I've read parts of the  
18 Draft EIS, especially Chapter 10, and as well as the  
19 reports by Stantec that were commissioned to the EIS  
20 on pinhole releases and on assessment of accidental  
21 releases and also the 2015 report by the Department  
22 of Public Safety on Minnesota's preparedness for an  
23 oil transportation incident, because I'm extremely  
24 concerned about the risk the proposed pipeline may  
25 pose to the environment if there are spills. And

1        what reading the draft report has left me with are  
2        some questions. So here are 12 of them.

3                The DEIS acknowledges in the  
4        introduction to Chapter 10, Section 10.1, the  
5        probability of release of some type along the entire  
6        pipeline during its lifetime is not low. The  
7        consequences of a large release can be significant.

8                Enbridge commissioned the two studies  
9        that I mentioned earlier. The one on the large  
10       release redacts the estimates of how much the  
11       potential leaks could be. Why is this not  
12       considered public information?

13               Stantec, et al., estimates the  
14       probability of leaks based on past history. And I  
15       realize we cannot always predict the future, even  
16       though my financial advisor is always saying past  
17       performance isn't a guarantee of the future.

18               What they did is they took the number  
19       of incidents, which were 80, over a period of  
20       14 years, from 2002 to 2015, and they divided that  
21       on miles per year using the miles of the pipeline,  
22       roughly 2,000 miles. And that was Tables 2.4 and  
23       2.5 in the report, Line 3 Replacement Project,  
24       Assessment of Pinhole Release.

25               In the DEIS Section 10.2.5.3, the

1       probabilities are figured by miles per single year,  
2       using the length of new Line 3 route only. But to  
3       get a better prediction one also needs to look at  
4       the expected lifetime of the pipeline to see how  
5       many incidents there might be, so multiplying by the  
6       number of years, although this does not take into  
7       account that the older the pipeline gets, the higher  
8       the probability of leaks. It's also becoming more  
9       difficult to estimate weather dangers, as we are  
10      seeing some changes in average temperature, severity  
11      of storms, et cetera.

12               The lifetime of a pipeline can be  
13      expected to be about 60 years, according to  
14      Petroleum News in the week of February 14th, 2010  
15      newsletter, although catastrophic spills have  
16      occurred when pipelines were less than 30 years old,  
17      as with the old Line 3. So how long is the new Line  
18      3 expected to last? And when it gives out, will it  
19      too be left in the ground to corrode and leak?

20               Reports cite to --

21               FACILITATOR: Time's up. Thank you  
22      very much. And written comments can be handed to  
23      the court reporter. Thank you.

24               We have Nicolette after that is Sally  
25      Downing. Sally? Right there. Great.

1 Nicolette.

2 MS. NICOLETTE SLAGLE: Hi. Nicolette  
3 Slagle. N-I-C-O-L-E-T-T-E. S-L-A-G-L-E. And I'm  
4 with Honor the Earth. I'm their research director.  
5 And I just wanted to talk a little bit about the  
6 process and choices.

7 Back in around 2006, 2005, New York  
8 State had a decision to make, and this decision was  
9 whether they were going to follow in the footsteps  
10 of Pennsylvania and allow fracking in their state  
11 and under what regulations. After a seven-year  
12 process of environmental impact statements and  
13 public comments and public concerns, they decided to  
14 ban fracking.

15 And I'm bringing this up because the  
16 state of Minnesota is in a similar position to make  
17 a similar decision, not to allow fracking on their  
18 lands, but to allow the continued expansion of tar  
19 sands, because that is what we are talking about.  
20 We're not -- yes, it's one pipeline, but it's a much  
21 bigger -- it's part of a much bigger picture, and  
22 that picture is what is happening to the people up  
23 in the area of Athabasca, what is happening to the  
24 people in Detroit and around other refining  
25 communities? What is happening to the global

1 population because of climate change, and what is  
2 going to happen to the future generations.

3 So we really need to spend a lot of  
4 time and energy thinking about this decision that  
5 we're making. We also need to think about Enbridge  
6 and their liability and what's going to happen when  
7 they want to stop using all of their pipelines  
8 because they've gotten every last drop of oil out of  
9 the ground. Are they going to be able to just leave  
10 those in place like the current regulations allow or  
11 is there going to be funds set aside for the removal  
12 and cleanup of these legacy sites? We need to look  
13 at that. We probably need an entire Environmental  
14 Impact Statement on the abandonment issue, because  
15 we know after this pipeline gets abandoned, there's  
16 going to be other ones abandoned too.

17 I also want to talk about this idea  
18 that if not by pipeline, then by rail or by truck.  
19 This is a false choice. Our choices are really are  
20 we going to continue down the path of destruction or  
21 are we going to transition to a new energy future?

22 I'm almost out of time. But I just  
23 want to say quickly also, Enbridge is not a good  
24 neighbor. We know that they've had at least  
25 \$1.1 million fines from pipelines that they've built

1 in Wisconsin in 2008. I heard they had fines here  
2 when they built the Clipper. I just heard about  
3 that. They have -- they had a penalty back in 2004  
4 for \$30,000 in Minnesota. And, also, they like to  
5 start building before they have permits in place.

6 FACILITATOR: Thank you, Nicolette.

7 MS. NICOLETTE SLAGLE: You're welcome.

8 FACILITATOR: Thank you.

9 All right. Sally Downing. And after  
10 Sally is Kyle Samejima.

11 All right. Sally.

12 MS. SALLY DOWNING: Hi. My name is  
13 Sally Downing. S-A-L-L-Y. D-O-W-N-I-N-G.

14 And I think the previous speaker must  
15 have looked at my notes, because she said exactly  
16 what I was going to say. So I'm done.

17 FACILITATOR: Thank you.

18 Okay. Kyle, you're up next. After  
19 Kyle is Katy Lowry. Katy?

20 MS. KYLE SAMEJIMA: My name is Kyle  
21 Samejima. That's K-Y-L-E, S-A-M-E-J-I-M-A.

22 And I am here as a resident of  
23 Minnesota grappling with this complicated process  
24 and DEIS and believe firmly, first and foremost,  
25 that this dirty oil should stay in the ground. And

1       for those who want to significantly ask, well, how  
2       did -- did you use oil to get here tonight, well,  
3       even when we want to lose weight, we need to eat.  
4       And sooner or later we need to get completely off  
5       our diet of fossil fuels.

6               So my questions are these: Were the  
7       wetlands, forests, and farmland assessed not just  
8       for their climate change mitigation part of the  
9       sequestration role, but for their natural capital  
10      value, for the value beyond the bottom line that  
11      they provide?

12             Second, does the certificate of need  
13      assess the need for this oil, as it relates to  
14      renewable energy and energy efficiency standards and  
15      goals of Minnesota?

16             And, third, I reiterate the call for  
17      an alternative that includes no new pipeline and  
18      clean up of the old one.

19             And, four, how does this PUC compare  
20      the bottom line of Enbridge with the creatures and  
21      living systems that we depend on no matter where you  
22      stand on the political spectrum that have no voice  
23      and we are their voice?

24             And does the employment impact take  
25      into account the jobs that will be lost in tourism

1 and the hundreds of jobs that can be gained in  
2 renewable energy jobs, one of the fastest-growing  
3 industries all over the country.

4 FACILITATOR: Katy is up next. Do we  
5 have Katy at the mic? Okay. And then after Katy is  
6 going to be Angela Ronayne. Angela.

7 Angela, stay right there; we'll bring  
8 you the mic.

9 Katy.

10 MS. KATY LOWERY: Hello, friends and  
11 neighbors. I'm Katy Lowery. That's K-A-T-Y.  
12 L-O-W-E-R-Y. I'm a lifelong resident and citizen of  
13 Minnesota.

14 The job of my government is to ensure  
15 that the interests of Minnesotans be balanced and  
16 that all the impacts of the proposed pipeline are  
17 entirely considered and paid for.

18 I'm here to speak to the inadequacy of  
19 the EIS, but I understand that there are other  
20 legitimate interests. Safety and jobs have been  
21 mentioned, and I think those are legitimate.

22 My concerns -- well, I have many. But  
23 one concern is that the EIS does not assign a  
24 funding source for all the social and environmental  
25 costs. Not assigning a funding source for



1           inevitable costs is inadequate.

2                       My second concern is the abandonment  
3           of the old existing pipeline in place is not  
4           adequate. Abandoning the old, inadequate line in  
5           place leaves the public and people near and  
6           downstream inevitable -- vulnerable, the inevitable  
7           problems of an end line.

8                       Surely the interests of safety and  
9           jobs would be advanced and all our interests would  
10          be advanced by mandating removal and restoration  
11          before replacement.

12                      Thank you.

13                      FACILITATOR: So thank you.

14                      Angela is next. And after that is  
15          Steve Buck. Steve? Great. Make sure we bring  
16          Steve the mic.

17                      MS. ANGELA RONAYNE: Hi, my name is  
18          Angela Ronayne. A-N-G-E-L-A. R-O-N-A-Y-N-E. I'm a  
19          shareholder with --

20                      FACILITATOR: Could you hold the mic a  
21          little bit closer?

22                      MS. ANGELA RONAYNE: I'm a shareholder  
23          with Merjent, an environmental consulting firm based  
24          in Minneapolis that works with both public and  
25          private entities and mainly within the energy

1 industry. I'm also a registered professional  
2 engineer in the state of Minnesota.

3 Enbridge retained Merjent early in the  
4 project planning process to conduct environmental  
5 and cultural resource surveys, advise on resource  
6 avoidance and minimization strategies, participate  
7 in the development of permit applications, and  
8 engage in discussions with federal, state, and local  
9 permitting agencies.

10 My role on this project is the  
11 engineering interface and data management lead. I  
12 work with Enbridge environment department staff and  
13 Enbridge staff from other departments in data  
14 management and environmental permitting and analysis  
15 efforts.

16 My work on the project began in 2014.  
17 Since May of 2013 Merjent has coordinated several  
18 types of environmental and cultural surveys for  
19 Enbridge within the environmental survey area, which  
20 completely contains the route considered in the  
21 DEIS, referred to as the Applicant's preferred  
22 route.

23 I have reviewed portions of the DEIS  
24 and read in several sections about how DOC used  
25 Enbridge's survey data to inform certain analyses

1 when comparing route -- the route to alternatives.

2 I would like to emphasize the survey  
3 information that our scientists have gathered  
4 regarding Enbridge's route is much more specific  
5 than the information presented on any alternatives;  
6 and I would like for the DEIS to make this  
7 clarification, when necessary, so the public is  
8 informed of the extensive work that has gone into  
9 studying the proposed route.

10 And while I appreciate our survey  
11 information is represented in some places, I would  
12 like to speak to the completeness of the  
13 environmental information that our scientists, as  
14 well as those of several specialized firms that we  
15 have subcontracted, have gathered on the preferred  
16 route and how it has informed the route that  
17 Enbridge is proposing.

18 Over the past five survey seasons, our  
19 team of scientists have gathered information on over  
20 29,600 acres of land covering 430 miles in Minnesota  
21 alone. We surveyed 99 percent of wetland and water  
22 bodies; 98 percent of geomorphic stream surveys have  
23 been completed; 95 percent of protected flora  
24 surveys have been completed; 100 percent of northern  
25 long-eared bat surveys have been completed;

1       98 percent of cultural resources surveys have been  
2       completed.

3               These are just a few examples of the  
4       extensive information we have gathered on the  
5       proposed route. We have also gathered information  
6       on bald eagle and osprey nests, grassland habitat  
7       and butterflies, protected mussels and invasive  
8       species.

9               FACILITATOR: Thank you very much. We  
10      greatly appreciate it. And, again, written comments  
11      can be handed in to the court reporter.

12              Steve is up next. And then it's Todd  
13      Rothe. You want to raise your hand? Right there.  
14      Great. Okay.

15              MR. STEVE BUCK: Hi. My name is Steve  
16      Buck. S-T-E-V-E. B-U-C-K. I'm a member of the  
17      laborers union. I represent roughly 10,000 laborers  
18      who build all types of infrastructure, including  
19      pipelines.

20              To me the importance of this pipeline  
21      is to replace an old, unreliable pipeline with the  
22      newest state-of-the-art technology that will provide  
23      the most safe and reliable transport of needed crude  
24      oil to refineries. So it's really more about  
25      replacing an existing pipeline than creating new

1 pipelines.

2 I wish we were to a point where we  
3 could flip a switch and go to renewables. Our  
4 members build all of that infrastructure also. Wind  
5 farms, solar farms. We do it all. But we're not in  
6 a position to flip a switch and make it change  
7 tomorrow. So as we move towards new technologies,  
8 there's still a need for the old technology.

9 I'll finish up quickly with -- to the  
10 point that the first speaker tonight made about the  
11 bees. As a beekeeper, I can assure you that my bees  
12 face a much larger threat from the people that grow  
13 our food than the people that build our pipelines.

14 Thank you.

15 FACILITATOR: Todd is up next, and  
16 then Mary Theresa Downing. Mary Theresa?

17 Thank you, Mary Teresa. You'll be  
18 next.

19 Okay. Todd.

20 MR. TODD ROTHE: My name's Todd Rothe.  
21 T-O-D-D, R-O-T-H-E. I'm a lifelong Minnesotan as  
22 well, born in Thief River Falls. I come from  
23 (indiscernible). My family and I love Minnesota.  
24 We love and respect the environment. We love and  
25 appreciate the recreational opportunities that

1 Minnesota has to offer.

2 I also need to work, or should I say I  
3 prefer to support my family here in Minnesota. And  
4 on behalf of my 80 employees at my company that  
5 basically do construction jobs, we rely on projects  
6 like this to support our families and pay our taxes  
7 in Minnesota.

8 So what concerns me a little is that,  
9 you know, the nation of Canada, the state of  
10 North Dakota, the state of Wisconsin can approve all  
11 these projects, and here we are sitting in Minnesota  
12 waiting for perhaps another year. So that to me is  
13 offensive.

14 Many people, however, will speak to  
15 the economic benefits of this project; but I'd also  
16 just like to take a minute and focus on the  
17 environment and the environmental impact, because  
18 Enbridge is a company I've been involved with for  
19 20 years on various projects of various sizes. And  
20 from the inside of working on these projects, I can  
21 assure you that the commitment to safety is  
22 paramount. It is the number one priority, not just  
23 for the people, including our construction people,  
24 but for the environment.

25 Enbridge is committed to preventing

1 accidents or injuries of any kind, including those  
2 to the environment. And that is stressed to an  
3 extent that I've not seen working for other  
4 industries. So I'd just like to say that, you know,  
5 this proves to me and should prove to you that their  
6 commitment is there to do this project right.

7 That being said, there's probably --  
8 common sense to me that says there's probably not  
9 very many practical alternatives to ourselves, you  
10 know, using something other than oil to fuel our way  
11 of living in the United States. And if there were,  
12 I think those projects would be economically funded.  
13 However, they just presently do not exist. The  
14 technology is just not there yet. I personally  
15 would love to not have to put fuel in my truck, but  
16 that's not where we are at today. The Line 3  
17 replacement project is simply a way to make it safer  
18 than alternatives and is the most practical way of  
19 doing it.

20 Regarding the deactivation of Line 3,  
21 it seems to attract all this attention. Just seems  
22 to me another diversion tactic to obscure and delay  
23 the process which is being applied for and tended  
24 to. So I would encourage the State of Minnesota to  
25 stick to their regulatory guideline and approve the

1 Draft EIS.

2 Thank you.

3 FACILITATOR: Thank you.

4 We have Mary Theresa, and then we have  
5 Tim Andersen. Tim Andersen. Tim's over here.

6 Okay. Mary Theresa.

7 MS. MARY THERESA DOWNING: Mary  
8 Theresa Downing. M-A-R-Y. T-H-E-R-E-S-A. Downing,  
9 D-O-W-N-I-N-G.

10 And I'll probably repeat things that  
11 other people have already said more eloquently, but  
12 a statement of this type needs all kinds of very  
13 good data. And it seems like quite a few pieces are  
14 missing, and then the analysis isn't always the  
15 best.

16 For example, in Chapter 10 it's stated  
17 that immediate abandonment costs and annual  
18 monitoring costs are quantified, but there's no  
19 estimate or commitment for what would happen in the  
20 future if there was a leak and a cleanup. And we  
21 all know what happens when there's a cleanup after  
22 somebody has, oh, gone bankrupt. Isn't it amazing  
23 they're no longer around to pay for it? And you  
24 know who gets to pay for that, don't you? We do.

25 And it's really unfortunate that this



1 line would be handling fuel that people use. But  
2 we're not using it. It's tar sands. It's much  
3 dirtier than anything else that's going through the  
4 state right now. Not a good idea. Not a good idea  
5 to put it near water either, and that's where it  
6 would go.

7 So I think that's something we have to  
8 look at very, very carefully. Thank you.

9 FACILITATOR: Thank you.

10 After Tim we have Sarah Harper.  
11 Sarah? Okay. Sarah is right there. Great.

12 MR. TIM ANDERSEN: Hi. My name is Tim  
13 Andersen. T-I-M. A-N-D-E-R-S-E-N. Thank you for  
14 the opportunity for me to speak tonight.

15 Everywhere I look around here tonight,  
16 I see things that are made out of oil. You know the  
17 list, from cellphones to sunglasses to  
18 pharmaceuticals. Like it or not we cannot live  
19 without petroleum. Until we develop the technology  
20 to replace petroleum, we have to face the fact that  
21 if we want to live the lives that we've built for  
22 ourselves, we need oil.

23 Now, the question is how do we  
24 reliably and responsibly transport it safely using  
25 the best-available technologies while balancing our

1 concerns for the environment with our reliance on  
2 oil?

3 We live in a world of risk. We need  
4 to be honest with ourselves. Are we willing to give  
5 up everything petroleum brings to us to make our  
6 lives better, healthier, safer? We know the  
7 trade-offs. If not, how do we limit the risks of  
8 bringing this vital resource to our benefit? Safe  
9 pipelines.

10 Thank you.

11 FACILITATOR: All right. So Sarah is  
12 up next. And then Ann Manning. Ann? Okay. Great.  
13 Ann's right here. Great.

14 So, Sarah, you're up next.

15 MS. SARAH HARPER: Okay. Hello, my  
16 name is Sarah Harper. That is S-A-R-A-H,  
17 H-A-R-P-E-R.

18 I would first like to thank you for  
19 allowing me to comment today. The pipeline and the  
20 considerations being made for its proposed  
21 construction are a big deal to me. I spend every  
22 summer up north at my family farm, enjoying the  
23 spectacular lakes our state has to offer. And I  
24 would love to share these traditions with others.  
25 But with the new Line 3 breathing through regulatory

1 approval and our bordering states and Canada, I'm  
2 worried this may not be possible.

3 The current state of this DEIS  
4 reflects what will be taken into account for  
5 something far less potentially detrimental to our  
6 state, priceless land, lakes, rivers, and wetlands.  
7 It is clearly rushed and inconsistent.

8 As previously mentioned, the  
9 possibility of permanently decommissioning Line 3  
10 for good with no alternative was not considered in  
11 any of the sections. This is a huge problem. The  
12 false trichotomy of either relying on the old Line  
13 3, building a new one, or implementing  
14 poorly-thought-out and even infeasible  
15 alternatives, indicates an unmistakable preference  
16 for Enbridge's profitability over any other concern.

17 I would hope that all the decision  
18 makers know that there is an option to shut down  
19 Line 3 entirely by gradually diminishing the use of  
20 economically, ill-advised tar sands oil. But they  
21 won't know what benefits or downside there are to  
22 this unmeasured alternative if it isn't analyzed  
23 sufficiently or at all. Lately this dirty oil is  
24 about as difficult to make a profit off of as it is  
25 to clean up, and much of it is selling at a loss.

1                   It is stated in Section 3.1.1C that  
2                   the Commission must determine whether or not the  
3                   consequences to society of granting a certificate  
4                   are more favorable than the consequences of denying  
5                   it. And how can they accurately decide without  
6                   being given the full range of options?

7                   I see that in Section 4.2.2 it states  
8                   that the Applicant should reasonably be expected to  
9                   meet shipper demand through other means, but I don't  
10                  see any comprehensive analysis of projected demand  
11                  relating specifically to this project.

12                  The scoping document promised much  
13                  more. In fact, what I do see in Section 5.2.7.3  
14                  regarding overall energy consumption in the U.S.  
15                  remaining relatively flat through 2040 would lead me  
16                  to believe that upping the capacity is not a  
17                  critical need. If this is the case, how do we know  
18                  if it even is necessary to approve Line 3, which  
19                  will be the largest project in Enbridge history?

20                  It also states in this section that  
21                  approval or denial of any one crude oil transfer  
22                  project is unlikely to significantly impact the rate  
23                  of extraction in the oil sands. This is  
24                  inconsistent with what the executive summary says,  
25                  which is that the project will have an increase in

1 extraction over what would have occurred if demand  
2 was met instead with light crude oil. This is  
3 misleading and --

4 FACILITATOR: Thank you.

5 MS. SARAH HARPER: -- makes me wonder  
6 how carefully this document was put together.

7 FACILITATOR: Thank you very much.

8 We have Ann next, and then we have  
9 Chelsea DeArmond. Chelsea? Great.

10 Ann.

11 MS. ANN MANNING: Ann Manning. A-N-N.  
12 M-A-N-N-I-N-G. I lead the Women's Conference For  
13 Future Generations.

14 I am here to ask that a full and  
15 complete EIS be conducted that takes into account  
16 the rights of future generations to a clean and  
17 sustainable world. The rights of future generations  
18 must be considered as a primary feature of any new  
19 review.

20 We all know that we're at the  
21 precipice of an environmental disaster. Adding new  
22 pipelines is a risk we should not be taking. We all  
23 care about our children, our grandchildren, our  
24 great-grandchildren, and they are the ones we must  
25 consider today.

1                   Implementing the precautionary  
2 principles, looking at cumulative impacts, and  
3 considering the impact of climate change to burning  
4 this dirty fuel must be considered far more  
5 seriously than it has been outlined in the current  
6 DEIS.

7                   I also want to talk about  
8 environmental justice. Minnesota prides itself on  
9 being an open, caring place. Yet when I read the  
10 material on the pipeline planning, I can only  
11 conclude that the rights of native people are not  
12 being included equally, as they should be.

13                  There is, quote, low-impact rural  
14 areas with low diverse -- low density -- I grew up  
15 in rural America -- are not sacrificed zones. And  
16 in this case Line 3 represents a threat to the water  
17 that we all need, that we all find precious. The  
18 risk is too great.

19                  And I know how much good jobs mean. I  
20 live in an area -- or I grew up in an area that was  
21 economically deprived. And I believe that we need a  
22 government that really believes that we can  
23 transition to a new economy and bring everybody  
24 along, that doesn't abandon anybody. And right now  
25 we don't have a government. We say you're on your

1 own. That's not okay.

2 And, lastly, we have to remember that  
3 the economy is a wholly-owned subsidiary of mother  
4 earth. But we treat it as if the economy is the  
5 owner and the earth is the subsidiary. No, it's  
6 not. And the earth bats last.

7 Thank you.

8 FACILITATOR: Chelsea is here. And  
9 then Elan Pochedley. Elan.

10 Okay. Chelsea.

11 MS. CHELSEA DEARMOND: First I would  
12 like to say thank you to -- that we have this  
13 opportunity to even have a public discussion about  
14 this environmental impact study. And I say thank  
15 you to the Friends of the Headwaters for intervening  
16 in the certificate of need process, to Honor the  
17 Earth and the Anishanabe Band who've taken a  
18 leadership in this, Minnesota 350, the Sierra Club,  
19 and many other grassroots organizations and  
20 volunteers who have helped raise awareness about the  
21 impact pipelines have on our water sources,  
22 communities, and way of life.

23 This draft environmental impact state  
24 study raises more questions than answers for me. By  
25 the DEIS's own conclusions, construction of the Line

1       3 preferred route would not create any permanent  
2       jobs for Minnesotans, and temporary jobs would be  
3       filled by people who relocate. That's in Chapter 5,  
4       Section 3.4.

5               It would also perpet-- perpetuate  
6       structural racism by disproportionately affecting  
7       indigenous populations, including an increase in sex  
8       trafficking. That's in Chapters 9 and 11.

9               It would have at least one  
10      catastrophic spill in the next few decades. As a  
11      resident of St. Paul, I get my drinking water from  
12      the Mississippi River, and this concerns me.

13              And it would contribute to climate  
14      change to the tune of costing society an estimated  
15      \$478 billion over its life span. And that's in  
16      Chapter 5, Section 2.7.

17              This Draft EIS does not realistically  
18      consider a no-build option, does not adequately  
19      analyze potential spills, and devotes only 18 pages  
20      out of thousands to the responsibility for cleaning  
21      up the existing pipeline that Enbridge will abandon.

22              Another concern that I have that isn't  
23      addressed in the Draft EIS is enforcement of  
24      compliance. This is important to me because I spent  
25      time trafficking bills at the Capitol during this



1 legislative session, and I learned that the oil and  
2 gas industry lobbied our state to specifically  
3 exempt pipelines from the certificate of need  
4 requirement. And thankfully this provision did not  
5 make it into law.

6 But doing a quick -- okay. And  
7 there's also -- besides these lobbying efforts,  
8 there's also PR campaigns to convince Minnesotans  
9 that pipelines are safe and that Enbridge cares  
10 about our communities. But doing a quick Google  
11 search on Enbridge's safety and compliance record  
12 reveals a very different story. And, of course,  
13 there's the 1.7 million gallon spill right here in  
14 Minnesota, and the notorious Michigan Kalamazoo  
15 River spill.

16 We have an opportunity here to say no  
17 to a multinational fossil fuel corporation who wants  
18 all the rewards of faster, bigger profits without  
19 taking the responsibility. When we say no to  
20 pipeline profiteering, we say yes to the value of --

21 FACILITATOR: Thank you.

22 MS. CHELSEA DEARMOND: -- our fresh  
23 water, we say yes to leadership of First Nations  
24 people who are protecting this water --

25 FACILITATOR: Thank you.

1 MS. CHELSEA DEARMOND: -- we say yes  
2 to permanent jobs for Minnesotans in the  
3 renewable --

4 FACILITATOR: Thank you very much.

5 MS. CHELSEA DEARMOND: -- energy  
6 specter, we say yes to our safe commitment to  
7 resisting climate change.

8 FACILITATOR: You can provide the  
9 written statement --

10 MS. CHELSEA DEARMOND: We say no --

11 FACILITATOR: -- to the court  
12 reporter.

13 MS. CHELSEA DEARMOND: -- to profit  
14 for a few, and yes to what is priceless for all of  
15 us.

16 FACILITATOR: Thank you.

17 Elan is next. And Kevin Pranis is  
18 next. Kevin? Kevin Pranis? Great.

19 All right. Elan.

20 MR. ELAN POCHEDLEY: Elan Pochedley.  
21 E-L-A-N, P-O-C-H-E-D-L-E-Y. (Speaking Ojibwe.)

22 Hi. I'm Elan Pochedley. I'm a grad  
23 student at the University of Minnesota and an  
24 enrolled member of the Citizen Potawatomi Nation.

25 Pipelines increase violence against

1 native women and their communities. Involved in the  
2 oil fields, for example, rape, assaults, and  
3 trafficking of native women have skyrocketed in the  
4 last few years.

5 Enbridge has a vested interest in the  
6 Bakken oil fields as of 2016, investing  
7 \$1.5 billion. The question I have is why should we  
8 reward what manifests from these infrastructure  
9 development projects with more trust, with faith in  
10 something that doesn't benefit our futures, our  
11 families, and our communities?

12 The protection of Manoomin beds, or  
13 wild rice beds, is also vital to the Ojibwe  
14 communities of Minnesota. Corporations have  
15 historically altered the water levels of these beds,  
16 often flooding them.

17 Infrastructure development should  
18 prioritize the interests of communities and not  
19 capital. Capital is vital for creating jobs, but at  
20 the same time we must weigh that against the  
21 interests of current citizens and the citizens  
22 coming after them. Essentially I'm trying to say  
23 that creating or assisting creating a toxic  
24 environment needs to be rethought.

25 Miigwech.

1 FACILITATOR: Thank you.

2 We have Kevin, and then we have Ellen  
3 Pajore (phonetic). Ellen? Ellen, where are you  
4 again? Up here. After Ellen, we have Dave Cooley.  
5 David. Okay.

6 MR. KEVIN PRANIS: Kevin Pranis.  
7 K-E-V-I-N. P-R-A-N-I-S.

8 So I'm also with the laborers union  
9 representing the skilled construction workers.  
10 We're proud to work in a range of industries,  
11 including pipeline, but also, as Steve mentioned,  
12 renewables.

13 A couple of points. One, I want to  
14 thank the Department of Commerce for the tremendous  
15 amount of work that went into the Draft  
16 Environmental Impact Statement. I wouldn't say it's  
17 perfect, but it is the most comprehensive study  
18 that's ever been done, to my knowledge, on any  
19 pipeline in Minnesota and gives us a great basis for  
20 moving forward with a decision.

21 I'd also say that preventing spills  
22 has to be a top priority. It's a top priority for  
23 us, just as it is, I think, for everyone in this  
24 room. That's actually why we support this project,  
25 because simply by replacing an outdated line that

1 was built with outdated technologies that are no  
2 longer in use and shouldn't be, we can reduce the  
3 risk of spills by nearly 40 percent. Because,  
4 folks, we're not talking about whether to have a  
5 pipeline; we're talking about the difference between  
6 building a safer, newer pipeline and the existing  
7 pipeline.

8 The decision to not go forward with a  
9 replacement won't mean there's no pipeline. All it  
10 will mean is that we're still using the existing  
11 line. And we can't keep Band-Aiding that forever,  
12 although I think our members do a good job. We get  
13 lots of work out of it, but it's not a long-term  
14 solution.

15 I would also say that the climate  
16 change is also essential. That's why we're involved  
17 in building wind and solar, natural gas, replacement  
18 of coal, reducing carbon emissions. All those are  
19 great things to do. Those are climate investments.  
20 Stopping a pipeline is not a climate investment. It  
21 makes virtually zero impact on climate, because the  
22 truth is the oil moves by other means. If you're  
23 going to invest in electric cars, that's a different  
24 story. But that's not what we're talking about  
25 here. We're talking about whether the oil moves

1 safely through a newer pipeline, whether it moves  
2 through the old pipeline, or whether it moves  
3 through rail, which is much more unsafe.

4 In terms of the Environmental Impact  
5 Statement, while it's overall excellent and it's  
6 5,000 pages, you know, incredibly comprehensive,  
7 there's one big glaring hole on construction job  
8 impacts. An assumption was made, sort of for  
9 purposes of the report, that there will be zero  
10 local jobs. It's acknowledged that's not based on  
11 anything, and that's completely inaccurate. As all  
12 of us know, in fact, our agreement that will cover  
13 this contract require that half of the workforce be  
14 local workforce. And we've seen that on project  
15 after project. So we're talking hundreds and  
16 thousands of jobs for local people, not only  
17 existing members, but also new career opportunities  
18 for people for whom this would be a first chance to  
19 get into a family-supporting career that can last  
20 the rest of their lives.

21 Also, I think it's important to look  
22 at the public safety of the rail alternatives.  
23 There is no discussion of the actual public safety  
24 risks of rail not only from derailments and  
25 explosion, but also at at-grade crossings. In fact,

1 the Keystone report that the U.S. State Department  
2 did showed that you're talking about additional  
3 deaths and injuries as a result of moving those  
4 volumes by rail instead.

5 Last, I think that it's important to  
6 look -- to look at the -- Line SA04 we think is a  
7 waste of time, because ultimately all of this  
8 feedstock fuels Minnesota's refineries. The gas  
9 only moves --

10 FACILITATOR: Thank you.

11 MR. KEVIN PRANIS: -- to get here.  
12 That all comes from this pipeline.

13 FACILITATOR: Thank you.

14 MR. KEVIN PRANIS: We have to find a  
15 safer alternative.

16 FACILITATOR: Thank you very much.  
17 Did we find Ellen Pajore? Ellen Pajore.

18 Okay. David.

19 MR. DAVID COOLEY: My name is David  
20 Cooley. D-A-V-I-D. C-O-O-L-E-Y. I'm against this  
21 pipeline being built, period. I want  
22 to (indiscernible) as being a realist. And since  
23 there's already pipe on the ground laying up there  
24 up north and has been for a while, I want to make  
25 sure that Enbridge is paying for removal of the old

1 pipeline before the new one being laid.

2 I also want to make sure that there's  
3 a provision made by the State that we have upfront  
4 escrow for the future removal of this Line 3 in case  
5 Enbridge disappears off the map in the future or  
6 whatever. So when it's no longer of service, it can  
7 be taken out.

8 I don't want private property owners,  
9 whether they're native or nonnative, to be on the  
10 hook to pay for removal of old Line 3, nor future  
11 removal of the new Line 3 whenever that period comes  
12 to be.

13 How is a private property owner,  
14 whether they're a businessman, a farmer, a  
15 homeowner, a cabin owner, going to deal with an  
16 abandoned pipeline on their property? How are they  
17 going to -- who's going to buy it? How are they  
18 going to deal with lower property values? This has  
19 got to be dealt with up front. The EIS needs to  
20 address removal of the old -- new -- old and new  
21 Line 3 up front.

22 Another point. Minnesota is joining  
23 states and cities to support the Paris Climate  
24 Accord. This Line 3 is in dec-- is counter to the  
25 whole idea of preventing climate catastrophe on down



1 the line. And all of the line -- all the training  
2 that has been done by people installing a pipeline  
3 has not done anything to make Enbridge other than a  
4 bad pipeline manager, since they have such a bad  
5 record of pipeline spills.

6 So you guys can put your pipelines in  
7 the ground, but they're going to spill, and we're  
8 going to end up with it in our water. Okay?

9 Now, just this past week I heard a  
10 program on MPR. It took 13 years to go from horses  
11 to horseless carriages. 13 years. We're going to  
12 put this pipeline in the ground. It's going to  
13 maybe take a year or two to get in there, if they do  
14 that. And then another seven, eight years down the  
15 road, there's going to be far reduced demand for the  
16 oil. Yes, I acknowledge that we're going to need  
17 some oil along the way. But should it be tar sands  
18 oil?

19 Another thing that hasn't been brought  
20 up here tonight, the effluent that brings -- think  
21 of bricks being --

22 FACILITATOR: Thank you.

23 MR. DAVID COOLEY: -- shipped down  
24 here through that pipeline --

25 FACILITATOR: Need you to wrap up.

1 MR. DAVID COOLEY: The effluent is --

2 FACILITATOR: Thank you.

3 MR. DAVID COOLEY: -- highly toxic  
4 and --

5 FACILITATOR: Thank you.

6 MR. DAVID COOLEY: -- can't be taken  
7 out of the ground.

8 FACILITATOR: Thank you.

9 Okay. Thank you.

10 So we have a lot more cards than we do  
11 time. We just want to say the court reporters are  
12 still out in the hall. If you do want to go and  
13 give an oral statement, they will write it down for  
14 you. If your card is picked, you can still come in  
15 and take your turn. So wanted to remind people that  
16 option is there.

17 Next is going to be Lee Stocking.

18 Lee?

19 And then the person after that will be  
20 Steve Clemens. Steve, if you could raise your hand.  
21 Okay. So Steve will be next.

22 So, Lee, you're first. And if you can  
23 spell your name. Thank you.

24 MR. LEE STOCKING: Well, it's either  
25 Lee or Hobart Stocking. What were my parents

1 thinking? I'm a -- that's Hobart spelled like  
2 dishwasher, and Stocking like you wear on your foot.  
3 I'm a lifelong resident of Minnesota. I live in  
4 St. Paul.

5 I went to the University of Minnesota,  
6 where I studied chemistry and physics and graduated  
7 in chemical engineering. So you get a little bit of  
8 a nerd spin on this.

9 My wife is a lifetime resident of  
10 Minnesota and grew up on a Minnesota farm. No  
11 farmers' daughters from here.

12 My point is I'd like to see more  
13 detail in the Environmental Impact Statement on the  
14 impact of climate change with respect to Minnesota  
15 crop production. Three simple points here.

16 Line 3 is going to be responsible for  
17 spewing into our atmosphere over two megatons of CO2  
18 per week. The science is in. We understand the  
19 impact on global warming.

20 I read a report that was published  
21 last year by 14 scientists at the University of Ames  
22 in Iowa on the impact of temperature change on our  
23 crop production in Iowa and Minnesota. In Minnesota  
24 the corn yield will be decreased by 49 percent by  
25 the end of the century, soybeans by 40 percent, and

1 wheat by 22 percent.

2 So why is that? Well, it's for every  
3 degree day over 86 degrees Fahrenheit, the crop  
4 production is reduced by 6/10ths of a percent. What  
5 does that mean in economic value to Minnesota  
6 farmers? Well, it means that if this happens -- and  
7 it's predicted to happen, because over the next  
8 30 years we've been experiencing that we expect to  
9 see 22 to 70 days over 95 degrees Fahrenheit in  
10 Minnesota, whereas in the last 30 years we've seen  
11 only 3 days on an average over 95 degrees. The  
12 economic impact of that is \$470 million over the  
13 next 10 years. And that's a very conservative  
14 estimate.

15 So what I want to know is what are we  
16 smoking? Who's going to pay for that? We -- we  
17 have better alternatives. We have cleaner energy  
18 where there's more jobs. We don't need this  
19 pipeline. And I'd like to see the crop impact added  
20 to the EIS.

21 Thank you very much.

22 FACILITATOR: Thank you. After Steve  
23 Clemens, it's Cameron Winton. Cameron, if you could  
24 raise your hand. Cameron's over there. Great.

25 Steve.

1                   MR. STEVE CLEMENS: My name is Steve  
2 Clemens. S-T-E-V-E. C-L-E-M-E-N-S. I've been a  
3 resident of Minneapolis for 27 years. My family now  
4 gets 100 percent of its residential electricity from  
5 solar, a community solar garden in Minneapolis. I  
6 drive a hybrid car, and I'm on the list to buy an  
7 affordable electric car later this year. I rode a  
8 nice bicycle to this hearing.

9                   I've attended numerous PUC hearings in  
10 the past three to five years on oil pipelines, and I  
11 have toured the existing pipelines in northern  
12 Minnesota with a staff member of the indigenous  
13 environmental network. And I have seen Enbridge oil  
14 pipelines, which are supposed to be buried, now  
15 completely out of the ground. I've visited sites of  
16 past oil spills that still have not been cleaned up.

17                  I want to speak on behalf of the  
18 water. I've walked some of our rivers and creeks  
19 with a local Ojibwe woman, who is commissioned by  
20 tribal elders to pray for the rivers.

21                  I want to speak on behalf of my  
22 children and our future generations and all living  
23 things. My main concerns about this Draft  
24 Environmental Impact Statement are these: It does  
25 not adequately address the climate chaos caused

1 primarily by the burning of fossil fuels. The  
2 extraction of tar sands is enormously damaging to  
3 both the land and the Athabaskan people who live in  
4 Alberta.

5 It does not adequately address the  
6 treaty rights of the Ojibwe Nation within our state,  
7 especially how this pipeline jeopardizes lakes where  
8 wild rice grows.

9 The proposed placement of Line 3  
10 continues a practice of environmental racism. Our  
11 fresh, clean water is priceless and must not be  
12 jeopardized for corporate profit, especially foreign  
13 corporations with a track record of oil spills.

14 We need the Department of Commerce to  
15 support infrastructure development in Minnesota for  
16 renewable clean energy, not the old, dirty oil  
17 ripped from mother earth.

18 Redo this EIS with a clear  
19 recommendation that the PUC deny the permit. No  
20 pipeline at all.

21 Thank you.

22 FACILITATOR: Thank you.

23 Cameron Winton. And after Cameron  
24 will be Mary Kowalski. Mary is right here. Great.

25 Cameron.

1 MR. CAMERON WINTON: Hi. Good  
2 evening. My name is Cam Winton. I'm with the  
3 Minnesota Chamber of Commerce. The Minnesota  
4 Chamber is comprised of 2,300 companies of all sizes  
5 all across our state, and those employers between  
6 them have 500,000 employees. It's my honor to speak  
7 on behalf of those companies this evening.

8 A quick note to the gentleman who  
9 spoke in his native tongue at the beginning of his  
10 comments. Thank you. That was a moving experience  
11 to hear that, with the Mississippi River through the  
12 windows there.

13 To the woman who shared her thoughts  
14 in the form of a poem, I'll admit I've never  
15 testified in the form of a poem before. That took  
16 guts, and I appreciate that.

17 And to the spirit of dialogue about  
18 our state and how we can chart that shared future,  
19 to borrow a phrase that someone over here used, I  
20 want to share a few thoughts in support of the Line  
21 3 replacement.

22 First of all, the Draft Environmental  
23 Impact Statement is thorough. It took more than a  
24 year. It runs through thousands and thousands of  
25 pages. It took dedicated experts intense work to

1 create. It considers routes and alternative routes.  
2 It considers impacts and potential mitigants. It  
3 deserves to have good impact, good input factored in  
4 to be polished up and finalized, and then the Public  
5 Utilities Commission needs to move ahead promptly  
6 with the certificate of need and route permit  
7 process.

8 I do want to echo some of the points  
9 that have been made here. Unfortunately, the Draft  
10 Environmental Impact Statement fails to account for  
11 all of the local jobs that would be created.  
12 Regarding those jobs, it was noted that these are,  
13 quote, unquote, just temporary jobs. And I say this  
14 with respect to the person who said that, but I  
15 think it's very important to note that when we call  
16 jobs just temporary jobs, that ignores the reality  
17 of how everything we see that's been built by human  
18 hands is built, and it disrespects the livelihoods  
19 and the life work of the men and women we see here  
20 and over there and over there and their families.  
21 These are not just temporary jobs; these are jobs;  
22 these are good jobs.

23 Regarding Enbridge, Enbridge is a  
24 member of the Minnesota Chamber of Commerce. And if  
25 you talk to the thousands of landowners and



1 employees and local businesses whose livelihoods are  
2 supported by the company, they say that Enbridge is  
3 a darn good neighbor. And I've had the opportunity  
4 to meet with dozens and dozens of Enbridge employees  
5 over the past year, as they have gone to countless  
6 meetings, much like this one. And I believe that  
7 they are striving their very best to be good  
8 neighbors and chart that shared future for us.

9 And in closing, in my remaining 17  
10 seconds, I direct you to page 17 of the booklet that  
11 we all have. It compares different methods of  
12 moving petroleum, petroleum products that we all  
13 need.

14 And just in closing, I direct your  
15 attention to cultural resources area of interest.  
16 48 acres are impacted by the Applicant's preferred  
17 route and, in contrast --

18 FACILITATOR: Thank you.

19 MR. CAMERON WINTON: -- 85,000 --  
20 84,000 are impacted by the --

21 FACILITATOR: Thank you.

22 MR. CAMERON WINTON: -- alternatives.

23 FACILITATOR: Thank you. All right.

24 MR. CAMERON WINTON: Let's approve  
25 this pipeline.

1 FACILITATOR: Thank you.

2 We have Mary Kowalski next. After  
3 that is Sierra Osimoatutu (phonetic). Sierra  
4 Osimoatutu? Is she here?

5 MS. MARY KOWALSKI: Good evening.

6 M-A-R-Y. K-O-W-A-L-S-K-I.

7 Water and oil is my primary concern.  
8 Tar sands oil, the dirtiest, most greenhouse gas  
9 intensive, with no proven cleanup, pumping through  
10 communities at about 760,000 barrels per day, being  
11 pushed through pipes by a company whose safety  
12 records are missing from the DEIS, a company  
13 reported to have 800 spills in its history gives me  
14 pause. Why would we permit this archaic  
15 infrastructure to be built at all?

16 Given the cost to produce tar sands  
17 oil that is 80 to \$100 a barrel, with the profound  
18 risk to Minnesotans and excess capacity now in  
19 pipeline construction, why should the line be built?

20 The Department of Commerce notes the  
21 Applicant's preferred route would cross more wild  
22 rice lakes than any other proposed route. This area  
23 has the highest concentration of the most pristine  
24 aquatic ecosystems and some of the shallowest  
25 aquifers that can have irreversible damage done by

1 the Applicant's preferred route.

2 An example. The Applicant's preferred  
3 route runs very, very close to Spire Valley, the  
4 source stream that provides trout to all the fresh  
5 water streams in Minnesota. It could be taken out  
6 by the construction of the pipeline. If during  
7 construction they disrupt the geological structure  
8 that creates the natural springs, they have  
9 destroyed the hatchery forever. There is no  
10 recovering it. The hatchery has served the state  
11 since the 1950s. There is no return from this  
12 strategic error.

13 As a concerned citizen, taxpayer, and  
14 property owner affected by this process, I expect  
15 the DNR, the PCA, the DOC to negotiate a route that  
16 would be the least harmful to the citizens of the  
17 state, and especially to our water resource.

18 While it is my preference to not build  
19 another pipeline, if the replacement is permitted,  
20 use a route that would protect Minnesota citizens.

21 I want to make two points about the  
22 route. It's clear there are differences among the  
23 routes economically and ecologically. Those  
24 differences need to be weighted for the preservation  
25 of water, especially water that is the most pristine

1 in the state.

2 It appears that SA 04 is the least  
3 destructive to our state natural resources. It is  
4 the most direct to the final destination. It  
5 travels mostly over land. It is farthest removed  
6 from our clearest water, wetlands, and natural  
7 habitat. Please give serious consideration to SA 04  
8 or a route that is the least potentially --

9 FACILITATOR: Thank you.

10 MS. MARY KOWALSKI: -- destructive to  
11 our life in Minnesota.

12 FACILITATOR: Thank you.

13 And again, a reminder, please give  
14 your statements over. You can give them to the  
15 people who are bringing the mic to you as well to  
16 give them to the court reporters.

17 Sierra Osimoatutu? Did she come in?  
18 She's not here. Thank you.

19 Okay. We're going to go with Molly  
20 Wilbur-Cohen. And next will be Ellen Pajore. Is  
21 Ellen here? I called her before. Just thought we'd  
22 try one more.

23 So we're going to go with Molly  
24 Wilbur-Cohen. And next will be Allen Richardson.  
25 Is Allen here? Okay. Thank you.

1 Molly.

2 MS. MOLLY WILBUR-COHEN: Thank you for  
3 this opportunity. My name is Molly Wilbur-Cohen.  
4 M-O-L-L-Y. W-I-L-B-U-R, hyphen, C-O-H-E-N.

5 I am a volunteer with Minnesota 350  
6 and have been a health professional for more than  
7 20 years. I am testifying about the problems and  
8 misguided statements in the Draft EIS.

9 In Chapter 10, Section 4.2.2.1, it  
10 states that little research has been conducted on  
11 the toxicity of diluted bitumen or tar sands oil to  
12 organisms, although the dilbit contains many  
13 potentially toxic materials.

14 Further into the chapter, at 10.4.1,  
15 it reads, quote, long -- excuse me, longer-term  
16 health effects of oil spills aren't well documented,  
17 but components of crude oil are known carcinogens.  
18 Spills have been shown to have limited correlation  
19 to cancer. And it says this is from the  
20 International Agency for Research on Cancer in 1989.

21 I'm going to speak about some  
22 following articles which show a very high  
23 correlation to cancer. In a 2017 article by Paul  
24 Goldstein, professor of toxicology at the American  
25 Medical Forensic Specialist website: The target

1 organs for contact with crude oil are the  
2 blood-forming system, nervous system, and  
3 reproductive system. Long-term exposure via  
4 inhalation and skin, which can be a few days or  
5 weeks, can cause central nervous system problems;  
6 can cause damage to blood and organs, such as  
7 kidneys and livers, according to Centers for Disease  
8 Control and Prevention.

9 There's also significant risk of  
10 cancer because tar sands crude oil isn't  
11 biodegradable, and effects of exposure to this toxin  
12 can follow generation to generation. What appears  
13 to be a small exposure may prove to be catastrophic.

14 In a July 2014 Financial Post article,  
15 oil tar sands pollution was linked to an increase in  
16 cancer rates for Chippewa in Alberta, Canada.  
17 Research conducted in collaboration with the  
18 Athabasca Chipewyan and Mikisew Cree First Nation  
19 and the University of Manitoba, they found unusually  
20 high concentrations of contaminants emitted during  
21 extraction and upgrading of bitumen. There were  
22 23 cases of cancer reported among 94 persons  
23 interviewed over a three-year study.

24 And I am against this building of the  
25 pipeline and --

1 FACILITATOR: Thank you.

2 MS. MOLLY WILBUR-COHEN: Okay.

3 FACILITATOR: Thank you very much.

4 Allen Richardson. And next will be  
5 Jason George. Jason George? Is he here?

6 MR. ALLEN RICHARDSON: My name is  
7 Allen Richardson. A-L-L-E-N. R-I-C-H-A-R-D-S-O-N.  
8 I'm an organizer, and it's been my great privilege  
9 to work with an outfit called Minnesotans for  
10 Pipeline Cleanup.

11 Door knocking landowners along the old  
12 Line 3, the central question coming from landowners  
13 is this: If a private property owner who has been  
14 graciously hosting Enbridge's Line 3 pipeline would  
15 like it removed from their land in the face of  
16 Enbridge's desire to decommission or abandon that  
17 pipeline, who's on the hook for that financially?  
18 Is it the private property owner or is it Enbridge?  
19 And I can tell you this: That thus far I haven't  
20 spoken to anyone who thinks that the landowner  
21 should be on the hook for that.

22 The second point is that the Draft  
23 Environmental Impact Statement makes a rather blithe  
24 assertion that the pipelines are, in general, 10 or  
25 15 feet apart. Mr. John Munter of Warba took it

1       upon himself to walk the distances of the public  
2       thoroughfares between Rowena and Grand Rapids and  
3       found that, amongst other things, on the -- the  
4       distance between Line 3 and Line 4, there is on  
5       average 30 feet rather than 15, which is certainly  
6       ample room to get some heavy equipment in there.

7               This next observation goes out to my  
8       brothers and sisters in the labor movement. Hello,  
9       laborers. How is it going for you, 49ers?

10              The Draft Environmental Impact  
11       Statement doles out this statistic: That Enbridge  
12       estimates the cost of removing Line 3 at  
13       approximately \$1.28 billion. My question is this:  
14       How many jobs can you get for \$1.28 billion? What  
15       it boils down to is this, is that it would be great  
16       if our brothers and sisters in the labor community  
17       would publicly and vocally throw their lot in  
18       politically with the landowners who are asking that  
19       these pipelines be removed.

20              Specifically, we're talking about  
21       landowner choice. If someone is indifferent to  
22       having a piece of abandoned pipeline on their  
23       property, well, then, no harm, no foul. But there  
24       are certainly no shortage of landowners who would  
25       really appreciate it if Enbridge would just take



1       that with them. And we all agree that you are the  
2       ones who are qualified to do that work. And  
3       \$1.28 billion sounds like a pretty good job creation  
4       program to me, particularly because we know that  
5       Enbridge intends to abandon the rest of those  
6       pipelines as well, and we are in the process of  
7       establishing a precedent on this question.

8               Finally, I observed that the DEIS says  
9       that removal of the existing Line 3 could positively  
10      affect these communities by removing stress or  
11      anxiety related to the presence of the abandoned  
12      pipeline and ongoing risks to related water flow,  
13      soil, and water contamination and subsidence.  
14      Sounds like a win-win to me, labor guys, to --

15             FACILITATOR: Thank you.

16             MR. ALLEN RICHARDSON: -- get a piece  
17      of that 1.28 billion to help out those communities.

18             FACILITATOR: So we have John  
19      Muehlhausen next. John here? There's John.

20             And next will be Stan Sattinger. Stan  
21      here? Stan's over there.

22             Okay. So John.

23             MR. JOHN MUEHLHAUSEN: Thank you.  
24      Thanks for this opportunity to comment on Enbridge's  
25      Line 3 replacements project. My name is John

1 Muehlhausen. That's spelled J-O-H-N,  
2 M-U-E-H-L-H-A-U-S-E-N. And I'm a founding partner  
3 of Merjent, Inc.

4 Merjent is an environmental consulting  
5 company that serves a variety of energy projects.  
6 Merjent helps project proposers and regulating  
7 agencies fulfill their environmental obligations  
8 under the law.

9 Merjent is neither an advocate for nor  
10 an opponent against specific energy projects or  
11 energy policies. Rather, we are an advocate for the  
12 environmental review process, a process which is  
13 implemented in response to state and federal energy  
14 policies and the projects that the marketplace  
15 identifies. This is a process which allows for  
16 substantial stakeholder input, impartial scientific  
17 analysis, and sound decision making.

18 Merjent works on projects all over  
19 North America, but is headquartered here in the Twin  
20 Cities in Minnesota. Merjent presently employs  
21 about 72 full-time staff, most of who are  
22 environmental scientists or engineers.

23 Our scientists' and engineers'  
24 specialties range from air quality to aquatic  
25 biology and hydrogeology to historic archeology,

1 among many other disciplines. We also employ 10 to  
2 50 additional field staff during the field season,  
3 which is typically every spring, summer, and fall.

4 Our field staff gather important  
5 information on wetlands, water bodies, endangered  
6 species, historic sites, and many other resources in  
7 the vicinity of energy projects.

8 Our scientists have been studying the  
9 environmental impacts of the Line 3 replacement  
10 project since the project was announced in 2014.  
11 We have been working with Enbridge staff to support  
12 a detailed and objective scientific review.  
13 Information we have gathered has been shared with  
14 state and federal regulators, such as the Public  
15 Utilities Commission, the Department of Natural  
16 Resources, and the Army Corps of Engineers, to  
17 supplement their environmental reviews and  
18 collectively build a more robust record of  
19 environmental resources in Minnesota.

20 I'm sure you have heard other people  
21 comment that energy projects such as the Line 3  
22 replacement project are job creators. The  
23 environmental review process also is a job creator.  
24 We are obliged to this process not only because it  
25 allows public input, independent review, and

1 sensible decision, but also because it keeps our  
2 scientists here in Minnesota and elsewhere employed  
3 and yields vast amounts of important scientific  
4 information, such as the discovery of new  
5 archeological sites, identification of previously --

6 FACILITATOR: Thank you.

7 MR. JOHN MUEHLHAUSEN: -- unknown  
8 species -- thank you for the opportunity to comment  
9 on this.

10 FACILITATOR: Thank you.

11 We have Stan Sattinger. And next is  
12 Martin Malecha? He's right there.

13 Stan.

14 MR. STAN SATTINGER: I'm Stan,  
15 S-T-A-N, last name Sattinger, S-A-T-T-I-N-G-E-R. I  
16 have a copy -- detailed copy of my testimony that I  
17 can furnish.

18 Okay. So I'm a resident of South  
19 Minneapolis. I'm a registered mechanical engineer  
20 and past employee of Westinghouse Electric  
21 Corporation, where I worked on the design and  
22 testing of mechanical systems.

23 My five-year-old grandson comes to  
24 vacation with us up north in Minnesota each year,  
25 and I want to do my part to ensure that together we

1 can enjoy waters that are uncontaminated by crude  
2 oil spills. So I've reviewed the analysis of the  
3 likelihood of spills from the proposed line  
4 replacement, as presented in Chapter 10.

5 Section 10.2.1 outlines how the  
6 probabilities of failures were put together at a  
7 number of water crossing sites per the route using  
8 historic data on failure incident. No rationale is  
9 offered for taking the presence of a water crossing  
10 or any other feature as a basis for determining the  
11 likelihood of a rupture.

12 Pipelines are typically operated over  
13 wide ranges of flow rates, so there are up-and-down  
14 cycles of pressure on the pipe wall. The pipe wall  
15 fatigue damage that results from these -- from this  
16 pressure cycling causes ruptures, which tend to  
17 occur at close distances from pump discharges.

18 The National Transportation Safety  
19 Board established that fatigue played dominant roles  
20 in the 6,000-barrel rupture of Enbridge Line 4 at  
21 Cohasset in 2002 and in the 20,000-barrel rupture of  
22 Enbridge Line 6B in Marshall, Michigan in 2010.

23 In my opinion, using historic failure  
24 data to make valid failure probability predictions  
25 would require taking into account the distances from

1 the nearest pump discharges where the actual  
2 historic failures occurred and where the predictions  
3 are to apply in the new system.

4 On page 10-17 of the DEIS appears a  
5 statement that, quote, the risk of an accidental  
6 spill on an existing pipeline in the Enbridge system  
7 in Wisconsin or elsewhere would not be materially  
8 different whether Line 3 operates at the current  
9 capacity of 390,000 barrels per day or at the  
10 proposed 760.

11 FACILITATOR: Thank you very much.  
12 You can turn in your statement to complete it.  
13 Okay. So thank you very much.

14 We are coming very close to 9:00. The  
15 State has agreed that we can continue on, with a  
16 hard stop at 9:30. So we can fit in a few more  
17 public comments.

18 The staff is going to start taking  
19 down the posters, because we're going to need to be  
20 able to clear out of here before 10:00, and it takes  
21 some time. So they will be doing some dismantling  
22 in the background.

23 The court reporters are still out in  
24 the hall in the atrium area, if you'd like to give  
25 your statement there. But we will continue on, for

1       those who do still want to make their public  
2       statement, for up to 30 minutes more. We need to  
3       stop by 9:30 to leave the room, the venue, in time.

4               So, with that, Martin Malecha is next.  
5       And after that we have Kathy Hollander. Kathy is  
6       still here? Okay.

7               So, Martin.

8               MR. MARTIN MALECHA: My name is Martin  
9       Malecha. M-A-R-T-I-N. M-A-L-E-C-H-A. I'm a  
10       lifelong resident of Minnesota, and I'm here tonight  
11       to talk about the LaSalle Lake State Recreation  
12       Area, a 1,000-acre parcel in Hubbard County. The  
13       recreation area includes the second deepest lake in  
14       the state at 213 feet, and it's adjacent to a cold  
15       water stream, a 200-acre scientific and natural area  
16       on pristine strips of the Mississippi River.

17               The landscape has been identified by  
18       the Minnesota County Biological Survey as an area of  
19       high and outstanding biodiversity significance.  
20       Surveys of the area have identified over 90 species  
21       of trees and shrubs and more than 140 species of  
22       vivacious plants, including 12 species of orchids.  
23       Numerous rare, threatened, endangered, and  
24       special-concerned species of plants and animals have  
25       been identified there.

1           The LaSalle Lake recreation area was  
2           purchased by the State of Minnesota in 2011 for  
3           \$8.5 million and has since then been developed  
4           further. The area now offers swimming, boating,  
5           fishing, camping, with plans for further  
6           development. The LaSalle Lake's recreation area is  
7           located 233 miles northwest of Minneapolis-St. Paul  
8           and 8 miles north of Itasca State Park. It is also  
9           located almost next to the Applicant's preferred  
10          route. LaSalle Lake itself is only one-and-a-half  
11          miles from the proposed pipeline.

12                 Upstream of the LaSalle Lake are  
13          Little LaSalle Lake and Big LaSalle Lake. All three  
14          lakes link to each other at the Mississippi River by  
15          LaSalle Creek. The proposed pipeline crosses  
16          LaSalle Creek, a designated trout stream, about  
17          one-half mile above Big LaSalle Lake.

18                 In addition to heavily forested and  
19          steep terrain in the area, for the pipeline to cross  
20          LaSalle Creek, it would go through a large wetland  
21          area, a process that will unavoidably be hugely  
22          disruptive to this sensitive ecological area.

23                 Along with many other dangers, any  
24          trenching and other construction activity may well  
25          lead to silk-laden water entering into LaSalle



1 Creek. Not good for the trout. These concerns  
2 about the terrain, the ecology, the wetlands apply  
3 even more so in the event of a spill. Not only  
4 would damage to this pristine area be enormous, but  
5 the terrain and other will make getting to the  
6 spill, containing it, and remediating it a much more  
7 difficult job than in other areas with other  
8 topographies.

9 Unfortunately, we know from prior  
10 experience that pipeline spills are catastrophic,  
11 and the areas affected by the spill never really  
12 recover. Just look at the Enbridge spill on the  
13 Kalamazoo River.

14 After this significant recent  
15 investment by the State of Minnesota to purchase the  
16 area, exposing the LaSalle Lake State Recreation  
17 Area and adjacent land and water to disruption and  
18 damage from pipeline construction and the  
19 catastrophe of a spill --

20 FACILITATOR: Thank you.

21 MR. MARTIN MALECHA: -- are not  
22 justified in this case. Thank you.

23 FACILITATOR: Thank you.

24 Kathy Hollander.

25 And next will be Jean Ross. Jean Ross

1           here? Thank you.

2                       MS. KATHY HOLLANDER: Good evening.  
3           My name is Kathy Hollander. Spelled K-A-T-H-Y,  
4           H-O-L-L-A-N-D-E-R.

5                       My speaker next door to us, next-door  
6           table, mentioned that MPR had a very interesting  
7           show last weekend. I listened to it twice. The  
8           first speaker was a Dr. Amory Lovins of the Rocky  
9           Mountain Institute. He mentioned two photographs of  
10          the New York Easter Parade. In one, taken in 1900,  
11          you could barely see an automobile, so numerous were  
12          the horses in the parade. The second was taken in  
13          1913, when barely even one horse was visible, so  
14          numerous were the automobiles.

15                      In just 13 years society had changed  
16          rapidly, even though gas stations and repair shops  
17          had to be built all over the country, and the  
18          economics of the transportation by horse industry  
19          were affected.

20                      We're on the cusp of another change  
21          now, from inefficient gasoline engines fueled by  
22          fossil fuels to efficient electric ones. Yet the  
23          DEIS does not consider the upcoming shift to  
24          electric vehicles as an alternative that would  
25          further drive down the worldwide demand of

1           transportation fuels.

2                       The original first cars were electric,  
3           and there were -- it was a very popular electric car  
4           produced by GM and subsequently killed by GM in the  
5           late 1990s called the EV1. Yet the alternative of  
6           just not transporting the oil is never considered in  
7           the EIS.

8                       EIA reports that the prime supply of  
9           sales from crude oil dropped 19 percent in Minnesota  
10          between 2004 to 2016. And there was also a drop in  
11          regional and U.S. a worldwide demand. But the Draft  
12          EIS refuses to consider the need for a foreign  
13          company to rip apart acres of our state by the  
14          largest infrastructure project in energy we have  
15          ever seen, to satisfy the needs of its customers,  
16          the refineries.

17                      There is a worldwide glut of oil and  
18          refined products sitting in storage. This is why  
19          oil prices are so low. We are pulling more oil out  
20          of the ground than we are using worldwide. And  
21          China was filling its strategic oil reserve in 2015,  
22          which further artificially inflated demand.

23                      This Draft EIS just assumes all this  
24          oil is going to go somewhere. Where is it going to  
25          go or the resultants refined petroleum products? We

1 are even exploring into storage overseas.

2 India just announced a goal of all  
3 electric cars by 2030. In Norway one-third of the  
4 cars are electric. Last year China sold more  
5 electric cars than were sold in the whole world in  
6 the last two years.

7 FACILITATOR: Thank you.

8 Jean Ross. And after that is Lois  
9 Norrgard. Is Lois here? Lois is next.

10 MS. JEAN ROSS: Jean Ross. J-E-A-N.  
11 R-O-S-S. The DEIS has glossed over the  
12 environmental impacts of Enbridge's preferred route  
13 for Line 3, quote, unquote, replacement. And the  
14 DOC hasn't addressed the fact that the DNR and the  
15 Pollution Control Agency came out last year  
16 advocating for a southern route to the Illinois  
17 refineries on farmland rather than through  
18 Minnesota's water-intensive lake country.

19 The memorandum of understanding  
20 between the DOC, the DNR, and the PCA has muzzled  
21 cooperative agencies' peer review and comment. The  
22 public has no way of knowing what the DNR and the  
23 PCA experts think about the DEIS's assumptions,  
24 analyses, and conclusions, or even if they've had  
25 very much input at all.

1                   The fact that the DOC's consultant  
2                   relied heavily on Stantec and Barr Engineering  
3                   testimony and results would lead us to believe the  
4                   study is slanted. The recent docket submitted and  
5                   discussions with the administrative law judge  
6                   regarding the DEIS modeling suggests that little, if  
7                   any, cooperating staff from the DE -- DNR or PCA  
8                   review of the DEIS modeling was done.

9                   For these reasons, we, the public,  
10                  need to have direct access to all communications  
11                  between the MOU partners and any other agencies'  
12                  discussions, such as with the Department of Health  
13                  and Ag. As a guardian of the comments, I implore  
14                  the DOC to do a thorough and transparent EIS and not  
15                  gloss over those facts so that Enbridge can build  
16                  their pipeline.

17                  With current projections this pipeline  
18                  project will be obsolete by 2025. I ask the DOC to  
19                  factor in that we are quickly transitioning away  
20                  from fossil fuel economy, because we have to. The  
21                  fossil fuel industry has been a bad corporate  
22                  citizen and destructive to the liveability of our  
23                  planet for future generations and most living  
24                  things.

25                  I beg the DOC, as the RGU on the

1 biggest and possibly last fossil fuel project in our  
2 state yet to be built, to honestly consider the  
3 alternative route through farmland that will be  
4 easily accessed when spills occur. And as a  
5 guardian of comments, I challenge the DOC to put up  
6 a no-build option and be part of the future and not  
7 the past.

8 As decision makers you have the  
9 opportunity to be on the right side of history.  
10 Don't make Minnesota make a bad decision here and --

11 FACILITATOR: Thank you.

12 MS. JEAN ROSS: -- we'll have to pay  
13 for getting rid of this pipeline --

14 FACILITATOR: Thank you.

15 MS. JEAN ROSS: -- when Enbridge  
16 abandons it, because they have no money to clean up  
17 their mess.

18 FACILITATOR: Thank you.

19 Lois Noorgard is next, and then Kelly  
20 Jewitt. Kelly, are you in the room? Kelly? If not  
21 Kelly, I've got Laura DeShane. Laura? Okay.

22 MS. LOIS NORRGARD: Hi. Lois  
23 Norrgard. L-O-I-S. N-O-R-R-R-G-A-R-D. And, again,  
24 thank you for the time to comment this evening.

25 I have many concerns over the Draft

1 Environmental Impact Statement, but I'm just going  
2 to concentrate on one thing right now and submit a  
3 lot more through writing by July 10th.

4 Abandonment is one of my major  
5 concerns. But, very importantly, why does the  
6 company request a 750-foot-wide buffer? I'm really  
7 concerned about that buffer, what land clearing,  
8 what impact of chemical treatment, tree removal, and  
9 other environmental disturbance would occur with  
10 that corridor? If this width is for additional  
11 pipeline corridor or just an additional future  
12 pipeline, this must be analyzed in this DEIS. That  
13 would be a connected action identified and reviewed  
14 and studied now.

15 One missing alternative that merits  
16 analysis and review in this DEIS would be a Line 3  
17 continued use for an extended period of time, with a  
18 planned sunset and then a transition to  
19 alternatives. We need an alternative that takes a  
20 very hard look at perhaps three more years or some  
21 assessed future continued use, then decommissioned  
22 with a sunset date. Not abandonment. That's not an  
23 option, for all the reasons laid out in the summary  
24 document.

25 The summary shows that continued use

1 of this pipeline is possible at this time. I  
2 advocate only allowing this, with a comprehensive  
3 and robust analysis and a plan put in place that  
4 ratchets down our use of the toxic tar sands that  
5 travel through it, a plan to transition to clean  
6 energy, (mic cutting out), and alternative  
7 transportation choices.

8 This review has been started in the  
9 Climate Pollutions and Economic Subsidies Report  
10 (mic cutting out) from 2016. While this framework  
11 would require heightened integrity work and  
12 progressive decreases in operating (mic cutting  
13 out), continuing this operation is possible in  
14 Line 3. Abandonment is not an answer.

15 In addition, Line 3 is over 60 years  
16 old and has integrity problems. We know it is a  
17 problem. The pipeline is breaking down. We cannot  
18 leave it to taxpayers to clean up the mess.  
19 Enbridge has had the benefit of operating and  
20 profiting on this line for many years. They should  
21 take the responsibilities, fulfill a commitment to  
22 the state, and properly (mic cutting out).

23 FACILITATOR: All right. What we're  
24 going to propose -- is the mic working now? Like 30  
25 more seconds. So it's going to keep us to -- ah.



1           40 more seconds to you. Thank you.

2                   MS. LOIS NORRGARD: I don't remember  
3           where I left off anyway. So the benefits of proper  
4           decommissioning far outweigh any risks from the  
5           actual process to do so. In Minnesota, for the  
6           protection of our amazing natural environment and  
7           water resources, we must require a proper  
8           decommissioning process that reflects the process  
9           done in Canada.

10                   Climate change is another big impact.  
11           And a lot of people talked about that this evening,  
12           so I will have comments on that. But the project is  
13           the wrong direction for Minnesota. I urge us to  
14           look to the future and our need to stop using fossil  
15           fuels, if we want to have a healthy planet for us as  
16           well as our fellow creatures.

17                   I urge the State to take a hard look  
18           at a greater range of realistic and doable  
19           alternatives, alternatives that do not lock us into  
20           a future of more high-capacity, extremely-risky,  
21           way-too-expensive fossil fuel infrastructure that  
22           may well be or should be obsolete in ten years. We  
23           need to ramp down our use of fossil toxic tar sands  
24           and move to alternatives.

25                   FACILITATOR: Thank you so much. And

1       thank you for your patience as we got the mics  
2       working.

3                   Laura DeShane is next. And after  
4       Laura is Darril Wegscheid. Darril is next after  
5       Laura.

6                   MS. LAURA DESHANE: Hello. My name is  
7       Laura, L-A-U-R-A, DeShane, D-E-S-H-A-N-E.

8                   I am a Minnesota resident, and I want  
9       to speak today in opposition of this pipeline. I've  
10      been to a number of hearings and meetings over the  
11      past few months, both on the issue of pipe lines and  
12      more general environmental issues.

13                  As an overarching note, I've been  
14      appalled by the considerations given to the  
15      environment. The air we breathe and water we drink  
16      have an understandably difficult -- are  
17      understandably difficult to assess on a monetary  
18      level, yet industry is so quick to risk our most  
19      fundamental resources for the benefit of their own  
20      profit.

21                  We've heard repeatedly that the  
22      existing Line 3 pipeline is too dangerous to  
23      continue using, and I absolutely trust that  
24      assessment. The existing Line 3 clearly needs to be  
25      shut down, cleaned up, and restored.

1                   What troubles me is what happens 30  
2                   years from now. What will become of the proposed  
3                   new line? If you're not taking out the existing  
4                   Line 3 now, how can we have any assurance that this  
5                   new proposed line will be cleaned up once it becomes  
6                   obsolete? Do we all gather in a room and be told  
7                   again that it just isn't possible to return to a  
8                   life of reduced fossil fuel consumption?

9                   So with that in mind, my question  
10                  becomes, what do we need to make these pipelines  
11                  unnecessary? What do I need to sacrifice? What can  
12                  all of us do to make this choice possible? Is there  
13                  any study that can tell us what would actually need  
14                  to be done to make these pipelines obsolete?

15                 I am very concerned about the  
16                 information provided in the accidental crude oil  
17                 release handout. First, it states clearly that  
18                 pipelines have a much, much larger -- have much,  
19                 much larger spills. But what I'm not seeing on that  
20                 sheet is what a gallon of oil will do to a lake or  
21                 on land once it is spilled. How many gallons need  
22                 to spill into a waterway to poison that water for  
23                 the wildlife and for the people who drink from it?

24                 A few people speaking in support of  
25                 the pipeline warned that other methods of

1 transportation would bring this oil close to city  
2 centers, as though it should convince me to support  
3 the pipeline because it would keep the oil away from  
4 me. To that I question why should the population  
5 size be so important? If it is dangerous to us here  
6 in the cities, surely it is dangerous to those small  
7 communities as well. I cannot value my safety over  
8 theirs.

9 If it is not -- it is not just or  
10 prudent to keep building these pipelines. It is a  
11 mistake to go forward with Line 3. We must shut  
12 down the old pipeline and finally work toward  
13 alternatives to fossil fuels at every opportunity so  
14 that we no longer need new pipelines.

15 Thank you.

16 FACILITATOR: Thank you. Again, I'm  
17 just going to remind folks we have very few minutes  
18 left. So, again, the court reporters are out there.  
19 So if you're not getting your comment in and want to  
20 talk with them, there's a little bit of time to do  
21 that.

22 We have Darril, then Adam Hutchins.  
23 Adam, are you in the room? All right. Troy  
24 Trulian? Troy? All right. And then what about  
25 Steve Luchuck? Steve?

1 UNIDENTIFIED SPEAKER: He left.

2 FACILITATOR: Okay. Darril can go.  
3 We'll check for other names after you go, Darril.

4 MR. DARRIL WEGSCHEID: Thank you.  
5 Thanks all of you. Name is Darril, D-A-R-R-I-L.  
6 Last is Wegscheid, W-E-G-S-C-H-E-I-D.

7 Background: Former state senator from  
8 the mid '80s. Relevant background: I have a  
9 bachelor's in mathematics and a master's in computer  
10 economic and operational modeling, which I'm going  
11 to go to primarily.

12 I have a home on Lake Roosevelt, which  
13 is right on the border of Cass and Crow Wing County,  
14 and our lake is about 300 feet from the right-of-way  
15 of the preferred route, coming between us and the  
16 DNR lake fish hatch-- or trout fish hatchery, which  
17 it more than likely would destroy because it's a  
18 natural spring hatchery and it would more than  
19 likely bust the bowl that makes that a natural  
20 spring hatchery. And that has got to be worked  
21 around.

22 Overall, compliment the PUC and the  
23 staff that put this together. I would hope that in  
24 the final EIS, for the sake of transparency, with  
25 footnote credibility of where the different

1 information is coming from. I find it very  
2 difficult to just look at this and say is that  
3 something I agree with or not. If the DNR and PCA  
4 have reviewed it, I'm going to feel a lot more  
5 comfortable. I look forward to their comments as  
6 well.

7 So, anyway, as a modeler for 31 years,  
8 practicing good building computer and operational  
9 models, I will remind everybody the Titanic was not  
10 a single-event disaster. There were a whole series  
11 of things that went wrong. As a modeler, you don't  
12 model averages; you model ranges of things or what's  
13 called stochastic variables, and you look at the  
14 possibility of a combined combination. For example,  
15 on the Titanic -- many ships hit icebergs. Okay?  
16 This one became a disaster because about seven  
17 factors went wrong at the same time. Didn't have  
18 enough life rafts, separate factor. The captain  
19 tried to avoid the iceberg and took it on the side  
20 rather than head on, an operational disaster. And  
21 you string those together, that's the concern of the  
22 modeling system that is complex.

23 And I would dare say that modeling is  
24 in need of some repair. For example, when you look  
25 at spills and the comparison, a truck only carries

1       about 11,000 gallons of petroleum, 11,700 to be  
2       specific. The worst disaster you can have from a  
3       truck, therefore, is 11,700 gallons. And, in fact,  
4       the average look at the chart, it's about 10  
5       gallons. So those high frequencies are usually  
6       setting up and setting transfers of fuel.

7               A full train of 110 cars carrying  
8       petroleum would potentially release something in the  
9       range of -- excuse me, read my numbers -- about --  
10      if the whole train went down -- again, probabilities  
11      is what you're modeling -- the worst case would be  
12      3.5 million gallons. That's substantial. This  
13      pipeline, if it were to rupture, would produce  
14      1.7 billion gallons per hour. Okay? That is  
15      30,000 gallons a minute. If you don't have  
16      instantaneous recovery, you're going to have a  
17      problem in terms of being --

18             FACILITATOR: Thank you.

19             MR. DARRIL WEGSCHEID: One last  
20      comment.

21             FACILITATOR: Appreciate it. Thank  
22      you.

23             MR. DARRIL WEIGSCHEID: The cost is  
24      one --

25             FACILITATOR: Thank you.

1 MR. DARRIL WEIGSCHEID: -- mill per  
2 gallon of petroleum transfer. For one mill --

3 FACILITATOR: Thank you. Thank you.

4 All right. Kelly Jewitt? Adam  
5 Hutchins? Troy Trulian? Steve Lochuck? Is Steve  
6 here?

7 UNIDENTIFIED SPEAKER: He left.

8 FACILITATOR: Okay. Thanks. Bob  
9 Chunberger.

10 UNIDENTIFIED SPEAKER: He left.

11 FACILITATOR: Dr. Tiffany Beckman?  
12 Ron Ledko?

13 UNIDENTIFIED SPEAKER: He left.

14 FACILITATOR: John Munter? John,  
15 you're up. And Debra Matson, if she's here, will be  
16 next.

17 MR. JOHN MUNTER: Anybody wants a  
18 copy, they can get one afterwards. Name is John  
19 Munter. J-O-H-N. M-U-N-T-E-R. Retired from Warba.

20 The Department of Commerce has been  
21 given an impossible task. The DEIS cannot be fixed.  
22 The only option is no build.

23 For number one, the complete economic  
24 analysis has not been provided to these meetings, as  
25 required by MEPA.



1                   Secondly, no good peer-reviewed  
2 groundwater or spill analysis has been done not paid  
3 for by Enbridge.

4                   Three, the routes all go through ceded  
5 territory where tribes have reserved rights to hunt,  
6 fish, and gather in perpetuity, not until an oil  
7 pipeline destroys wild rice or until Applicant  
8 causes in part. Global warming destroys rice beds.

9                   Number four, both the DNR and PCA last  
10 year advocated a farmland route over the lake  
11 country route. I don't know how people can get  
12 around that.

13                  Number five, relying on the EIA  
14 forecast, which has been historically prejudicial  
15 against renewables, of rising oil demand by 2040 is  
16 faulty. Since other analysts from Deutsche Bank,  
17 Carbon Tracker, Bloomberg's New Energy Finance, and  
18 Simon Henry, Shell's chief financial officer, all  
19 predict world oil demand peaking in the 2020s, since  
20 China, India, and Europe are rushing to electric  
21 vehicles.

22                  Next, the alternatives section under  
23 the no-build option did not consider Saudi oil,  
24 which is 21 percent less carbon intensive, according  
25 to the Line 67 EIS. And then there's the oil boom

1 in the Permian of Texas, which is keeping the  
2 coffers full in New Mexico; and the possible Trump  
3 potential to do offshore oil exploration. This is  
4 why all the majors are fleeing Alberta and signing  
5 off their holdings to the local Canadian companies.  
6 And so all future oil coming down there is probably  
7 going to be sold for a loss, again, to defray bad  
8 debt.

9 Number seven, genocide issues were not  
10 considered in the connected actions of First Nations  
11 downstream of the tar sands and environmental  
12 justice issues around Detroit, Michigan and Port  
13 Arthur, Texas refineries, as well as the lack of the  
14 lease for the Bad River Band in Wisconsin on Line 5,  
15 as well as placing a higher priority on Minnesota.

16 The DEIS did not consider the  
17 potential to stop or delay other pipeline projects,  
18 like the Sandpiper was stopped, the KXL was delayed,  
19 as well as others delayed in Canada.

20 It does not consider the Minnesota  
21 statutory greenhouse gas emissions goals or value of  
22 holding Minnesota to a higher standard than  
23 surrounding states and Canada.

24 I'll quit there. Thanks.

25 FACILITATOR: Thank you, John.

1 We have time for just two more.  
2 Debra Matson. Are you here, Debra?  
3 UNIDENTIFIED SPEAKER: She left.  
4 FACILITATOR: Thank you.  
5 Joe Nanihoss? Joe Nanihoss?  
6 UNIDENTIFIED SPEAKER: He left.  
7 FACILITATOR: Jay Dawn?  
8 All right. We're going to keep going.  
9 Robert Potter?  
10 UNIDENTIFIED SPEAKER: Left.  
11 FACILITATOR: He left. Thank you.  
12 Alicia Borback? Borack? Emily Knorr?  
13 Ron Wetfoe?  
14 All right. We're going to keep going.  
15 Let's see. Carolyn Ann?  
16 UNIDENTIFIED SPEAKER: She left.  
17 FACILITATOR: Abatha -- Anvaya Ajay?  
18 Lynn -- oh, we have one.  
19 MR. ANVAYA AJAY: My name is Anvaya  
20 Ajay, I'm 13 years old, and I am part of the  
21 generation that will build -- that will receive the  
22 full effects of this pipeline. We are the  
23 generation that will receive the polluted water,  
24 while Enbridge receives their profits.  
25 We are the generation that could

1 receive clean water and job opportunities, if we  
2 invest in renewable energy.

3 We are the generation that is already  
4 suffering. My cousins in Tamai -- the city of Tamai  
5 was flooded last year, and I didn't know if they  
6 were safe. It was terrible, but it could be  
7 prevented. This kind of thing could be prevented,  
8 if we can step up and not invest in fossil fuels and  
9 stay away from climate change.

10 The DEIS does not take into account  
11 the full economic -- the full social cost of carbon  
12 emissions. It does not account for climate change  
13 properly. It does not account for how climate  
14 change will continue to affect the world on a -- for  
15 a long, long time.

16 Thank you.

17 FACILITATOR: Thank you. And, Anvaya,  
18 if you could just spell your name for the record.  
19 If you could just spell your name for the record,  
20 sir, that would be greatly appreciated.

21 MR. ANVAYA AJAY: A-N-V-A-Y-A, space,  
22 A-J-A-Y.

23 FACILITATOR: Thank you.

24 Lynn Weeka? Lynn? Claudia A?  
25 Onancya Aushe (phonetic). Whoop, we got -- okay.

1 Great. And this will be our last speaker, because  
2 we're just past 9:30.

3 MS. CLAUDIA ALTHOEN: Hello, my name  
4 is Claudia Althoen. C-L-A-U-D-I-A. A-L-T-H-O-E-N.  
5 I have lived in Minnesota my entire life, and I'm a  
6 student here. And I'm part of the generation that  
7 will have to deal with the consequences of climate  
8 change, as well as this pipeline if it is built.

9 And as a young person, making my way  
10 in the world and pursuing a path to create positive  
11 change, it's greatly concerning that there are  
12 people here trying to keep us, pull us, and bind us  
13 back into the past.

14 It's time for Minnesota to take a  
15 stand and divert completely from fossil fuels. And  
16 there is no reset button. Minnesota is not the  
17 sandbox level of a video game, in which you can do  
18 whatever you want without consequences and just  
19 erase what you've done.

20 This is the real world. There are  
21 consequences. And we don't want to deal with the  
22 consequences of short-term thinking, such as this  
23 pipeline.

24 And someone said earlier that the  
25 current pipeline is old and out of date. Well, so

1 is using fossil fuels. We know that, as was also  
2 mentioned, that the current pipeline is not a  
3 long-term solution. Of course, it's not. Renewable  
4 energy is the long-term solution.

5 And I ask that a new pipeline not be  
6 built and the current pipeline be removed. It's  
7 time to embrace the future, a green future, a future  
8 powered by renewable energy.

9 DEPUTY COMMISSIONER BILL GRANT: With  
10 that, thank you very much, everyone, for coming. A  
11 reminder that if you would like to make written  
12 comments on the Draft EIS, those comments will be  
13 due by July 10th at the close of business.

14 There are still public meetings  
15 throughout the project area to attend through next  
16 week. Please see our website for those dates and  
17 times.

18 Thanks very much for coming.

19 (Off the record.)  
20  
21  
22  
23  
24  
25

<b>\$</b>	<b>account (9)</b> 35:7;39:25;51:4; 53:15;72:10;85:25; 108:10,12,13	<b>41:9,10</b> <b>advances (1)</b> 29:9	<b>72:5</b> <b>air (3)</b> 23:12;82:24;98:15	<b>always (4)</b> 23:5;34:15,16; 48:14
<b>\$1.1 (1)</b> 37:25	<b>accurately (1)</b> 52:5	<b>advantageous (1)</b> 30:4	<b>Ajay (4)</b> 107:17,19,20; 108:21	<b>amazing (2)</b> 48:22;97:6
<b>\$1.28 (3)</b> 80:13,14;81:3	<b>acknowledge (2)</b> 13:20;65:16	<b>adverse (1)</b> 7:9	<b>A-J-A-Y (1)</b> 108:22	<b>America (2)</b> 54:15;82:19
<b>\$1.5 (1)</b> 59:7	<b>acknowledged (4)</b> 6:24;8:9;9:16; 62:10	<b>advise (1)</b> 42:5	<b>al (1)</b> 34:13	<b>American (1)</b> 77:24
<b>\$100 (1)</b> 74:17	<b>acknowledges (2)</b> 6:13;34:3	<b>advisor (1)</b> 34:16	<b>Alberta (3)</b> 70:4;78:16;106:4	<b>Ames (1)</b> 67:21
<b>\$30,000 (1)</b> 38:4	<b>acres (3)</b> 43:20;73:16;91:13	<b>Advisory (1)</b> 5:14	<b>algae (1)</b> 8:22	<b>among (3)</b> 75:22;78:22;83:1
<b>\$470 (1)</b> 68:12	<b>across (3)</b> 15:5;23:9;71:5	<b>advocate (3)</b> 82:9,11;96:2	<b>Algin (6)</b> 12:6,7;13:15,15; 15:19,22	<b>Amongst (2)</b> 31:18;80:3
<b>\$478 (1)</b> 56:15	<b>Act (1)</b> 11:3	<b>advocated (1)</b> 105:10	<b>A-L-G-I-N (1)</b> 13:16	<b>Amory (1)</b> 90:8
<b>\$8.5 (1)</b> 88:3	<b>action (1)</b> 95:13	<b>advocating (1)</b> 92:16	<b>Alicia (1)</b> 107:12	<b>amount (2)</b> 18:25;60:15
<b>A</b>	<b>actions (1)</b> 106:10	<b>affect (3)</b> 8:19;81:10;108:14	<b>Allen (6)</b> 76:24,25;79:4,6,7; 81:16	<b>amounts (1)</b> 84:3
<b>abandon (5)</b> 28:16;54:24;56:21; 79:16;81:5	<b>activity (2)</b> 31:7;88:24	<b>affected (3)</b> 75:14;89:11;90:19	<b>A-L-L-E-N (1)</b> 79:7	<b>ample (1)</b> 80:6
<b>abandoned (6)</b> 16:8;37:15,16; 64:16;80:22;81:11	<b>actual (3)</b> 62:23;86:1;97:5	<b>affecting (1)</b> 56:6	<b>allow (6)</b> 23:21;33:4;36:10, 17,18;37:10	<b>analyses (2)</b> 42:25;92:24
<b>Abandoning (1)</b> 41:4	<b>actually (4)</b> 18:20;26:10;60:24; 99:13	<b>affects (2)</b> 6:4;14:10	<b>alone (1)</b> 43:21	<b>analysis (15)</b> 5:25;8:9,14;9:21; 17:17;21:10;42:14; 48:14;52:10;82:17; 85:2;95:16;96:3; 104:24;105:2
<b>abandonment (6)</b> 37:14;41:2;48:17; 95:4,22;96:14	<b>Adam (3)</b> 100:22,23;104:4	<b>afford (1)</b> 32:13	<b>allowing (4)</b> 16:10;25:16;50:19; 96:2	<b>analysts (1)</b> 105:16
<b>abandons (1)</b> 94:16	<b>add (2)</b> 6:12;22:12	<b>affordable (1)</b> 69:7	<b>allows (2)</b> 82:15;83:25	<b>analyze (1)</b> 56:19
<b>Abatha (1)</b> 107:17	<b>added (1)</b> 68:19	<b>afraid (2)</b> 13:1;17:14	<b>almost (3)</b> 9:10;37:22;88:9	<b>analyzed (2)</b> 51:22;95:12
<b>able (2)</b> 37:9;86:20	<b>Adding (1)</b> 53:21	<b>afterwards (1)</b> 104:18	<b>alone (1)</b> 43:21	<b>analyzes (1)</b> 4:19
<b>above (1)</b> 88:17	<b>addition (2)</b> 88:18;96:15	<b>Ag (1)</b> 93:13	<b>along (5)</b> 34:5;54:24;65:17; 79:11;88:23	<b>ancestors (1)</b> 13:19
<b>absolutely (2)</b> 19:12;98:23	<b>additional (5)</b> 6:20;63:2;83:2; 95:10,11	<b>Again (10)</b> 26:18;44:10;60:4; 76:13;94:23;99:7; 100:16,18;103:10; 106:7	<b>altered (1)</b> 59:15	<b>ancient (1)</b> 23:3
<b>absurd (1)</b> 26:1	<b>address (4)</b> 11:15;64:20;69:25; 70:5	<b>against (7)</b> 10:3;58:25;59:20; 63:20;78:24;82:10; 105:15	<b>alternative (14)</b> 8:10;26:14,15; 39:17;51:10,22; 63:15;72:1;90:24; 91:5;94:3;95:15,19; 96:6	<b>Andersen (4)</b> 48:5,5;49:12,13
<b>abuse (1)</b> 12:13	<b>addressed (5)</b> 12:2;19:19;22:20; 56:23;92:14	<b>agencies (2)</b> 42:9;82:7	<b>alternatives (14)</b> 6:20;43:1,5;47:9, 18;62:22;68:17; 73:22;95:19;97:19, 19,24;100:13;105:22	<b>A-N-D-E-R-S-E-N (1)</b> 49:13
<b>accept (1)</b> 26:2	<b>adds (1)</b> 22:4	<b>agencies' (2)</b> 92:21;93:11	<b>although (5)</b> 20:18;35:6,15; 61:12;77:12	<b>Angela (7)</b> 40:6,6,7;41:14,17, 18,22
<b>access (5)</b> 7:4;9:19,24;30:8; 93:10	<b>adequate (2)</b> 12:2;41:4	<b>Agency (3)</b> 5:13;77:20;92:15		<b>A-N-G-E-L-A (1)</b> 41:18
<b>accessed (1)</b> 94:4	<b>adequately (5)</b> 20:21;26:14;56:18; 69:25;70:5	<b>agony (1)</b> 23:25		<b>animals (1)</b> 87:24
<b>accidental (6)</b> 8:1;9:6;25:20; 33:20;86:5;99:16	<b>adjacent (2)</b> 87:14;89:17	<b>agree (2)</b> 81:1;102:3		<b>Anishanabe (2)</b> 12:21;55:17
<b>accidents (2)</b> 13:6;47:1	<b>administrative (1)</b> 93:5	<b>agreed (1)</b> 86:15		<b>Ann (7)</b> 50:12,12;53:8,10, 11,11;107:15
<b>Accord (1)</b> 64:24	<b>admit (1)</b> 71:14	<b>agreement (1)</b> 62:12		<b>A-N-N (1)</b> 53:11
<b>according (3)</b> 35:13;78:7;105:24	<b>advanced (2)</b>	<b>ah (1)</b> 96:25		<b>announced (2)</b> 83:10;92:2
		<b>ahead (1)</b>		

<b>Ann's (1)</b> 50:13 <b>annual (2)</b> 25:22;48:17 <b>Anvaya (5)</b> 107:17,19,19; 108:17,21 <b>A-N-V-A-Y-A (1)</b> 108:21 <b>anxiety (1)</b> 81:11 <b>apart (2)</b> 79:25;91:13 <b>appalled (1)</b> 98:14 <b>appears (4)</b> 15:13;76:2;78:12; 86:4 <b>applicable (1)</b> 21:17 <b>Applicant (3)</b> 25:8;52:8;105:7 <b>Applicant's (6)</b> 42:21;73:16;74:21; 75:1,2;88:9 <b>applications (1)</b> 42:7 <b>applied (3)</b> 21:23;22:4;47:23 <b>apply (2)</b> 86:3;89:2 <b>appointed (1)</b> 22:21 <b>appreciate (7)</b> 7:21;43:10;44:10; 45:25;71:16;80:25; 103:21 <b>appreciated (1)</b> 108:20 <b>approach (1)</b> 22:3 <b>appropriate (2)</b> 21:22;31:25 <b>approval (2)</b> 51:1;52:21 <b>approve (4)</b> 46:10;47:25;52:18; 73:24 <b>approximately (1)</b> 80:13 <b>aquatic (3)</b> 8:20;74:24;82:24 <b>aquifers (1)</b> 74:25 <b>archaic (1)</b> 74:14 <b>archeological (1)</b> 84:5 <b>archeology (1)</b> 82:25 <b>Area (27)</b> 9:21;12:19;16:9; 21:7;32:3;36:23;	42:19;54:20,20; 73:15;74:22;86:24; 87:12,13,15,18,20; 88:1,4,6,19,21,22; 89:4,16,17;110:15 <b>areas (7)</b> 9:23;25:10;31:20, 23;54:14;89:7,11 <b>Army (1)</b> 83:16 <b>around (10)</b> 8:16;14:13,14;36:7, 24;48:23;49:15; 101:21;105:12; 106:12 <b>Arthur (1)</b> 106:13 <b>article (2)</b> 77:23;78:14 <b>articles (1)</b> 77:22 <b>artificially (1)</b> 91:22 <b>aside (1)</b> 37:11 <b>aspect (1)</b> 6:24 <b>assaults (1)</b> 59:2 <b>assertion (2)</b> 9:7;79:24 <b>assess (2)</b> 39:13;98:17 <b>assessed (2)</b> 39:7;95:21 <b>assessment (3)</b> 33:20;34:24;98:24 <b>assets (2)</b> 21:20;29:17 <b>assign (1)</b> 40:23 <b>assigning (1)</b> 40:25 <b>assisting (1)</b> 59:23 <b>associated (3)</b> 6:19;20:17;21:21 <b>assumes (1)</b> 91:23 <b>assumption (1)</b> 62:8 <b>assumptions (1)</b> 92:23 <b>assurance (2)</b> 24:18;99:4 <b>assure (2)</b> 45:11;46:21 <b>at-grade (1)</b> 62:25 <b>Athabasca (2)</b> 36:23;78:18 <b>Athabaskan (1)</b> 70:3	<b>atmosphere (2)</b> 22:13;67:17 <b>atmospheric (1)</b> 22:1 <b>atrium (1)</b> 86:24 <b>attend (1)</b> 110:15 <b>attended (1)</b> 69:9 <b>attention (2)</b> 47:21;73:15 <b>attract (1)</b> 47:21 <b>Aushe (1)</b> 108:25 <b>automobile (1)</b> 90:11 <b>automobiles (1)</b> 90:14 <b>average (4)</b> 35:10;68:11;80:5; 103:4 <b>averages (1)</b> 102:12 <b>avoid (1)</b> 102:19 <b>avoidance (1)</b> 42:6 <b>aware (1)</b> 18:10 <b>awareness (2)</b> 9:5;55:20 <b>away (9)</b> 16:14;17:10;23:3,9; 29:20;30:2;93:19; 100:3;108:9	55:17;106:14 <b>Band-Aiding (1)</b> 61:11 <b>Bank (1)</b> 105:16 <b>bankrupt (1)</b> 48:22 <b>barely (2)</b> 90:11,13 <b>Barr (1)</b> 93:2 <b>barrel (2)</b> 21:5;74:17 <b>barrels (3)</b> 22:11;74:10;86:9 <b>Barry (1)</b> 29:15 <b>based (3)</b> 34:14;41:23;62:10 <b>baseline (1)</b> 21:22 <b>basically (1)</b> 46:5 <b>basin (3)</b> 21:4,6,19 <b>basis (2)</b> 60:19;85:10 <b>bat (1)</b> 43:25 <b>bats (1)</b> 55:6 <b>Bay (1)</b> 23:9 <b>became (1)</b> 102:16 <b>Beckman (1)</b> 104:11 <b>become (2)</b> 25:4;99:2 <b>becomes (2)</b> 99:5,10 <b>becoming (2)</b> 14:25;35:8 <b>bedrock (1)</b> 23:4 <b>beds (5)</b> 25:1;59:12,13,15; 105:8 <b>bee (1)</b> 8:14 <b>beekeeper (1)</b> 45:11 <b>bees (2)</b> 45:11,11 <b>beg (1)</b> 93:25 <b>began (1)</b> 42:16 <b>begin (1)</b> 4:10 <b>beginning (1)</b> 71:9 <b>behalf (4)</b>	46:4;69:17,21;71:7 <b>beings (2)</b> 14:7,15 <b>believes (1)</b> 54:22 <b>benefit (6)</b> 10:1;17:17;50:8; 59:10;96:19;98:19 <b>benefits (3)</b> 46:15;51:21;97:3 <b>besides (1)</b> 57:7 <b>best (3)</b> 27:7;48:15;73:7 <b>best-available (1)</b> 49:25 <b>better (6)</b> 15:7;19:6;20:2; 35:3;50:6;68:17 <b>beyond (2)</b> 4:25;39:10 <b>bicycle (1)</b> 69:8 <b>big (5)</b> 50:21;62:7;88:13, 17;97:10 <b>bigger (3)</b> 36:21,21;57:18 <b>biggest (1)</b> 94:1 <b>BILL (1)</b> 110:9 <b>billion (9)</b> 22:11,12;56:15; 59:7;80:13,14;81:3, 17;103:14 <b>bills (1)</b> 56:25 <b>bind (1)</b> 109:12 <b>biodegradable (2)</b> 25:14;78:11 <b>biodiversity (1)</b> 87:19 <b>Biological (1)</b> 87:18 <b>biology (1)</b> 82:25 <b>birds (1)</b> 12:18 <b>bit (7)</b> 5:7;19:20;31:4; 36:5;41:21;67:7; 100:20 <b>bitumen (2)</b> 77:11;78:21 <b>black (2)</b> 23:11,16 <b>BlackRock (1)</b> 29:16 <b>blithe (1)</b> 79:23 <b>blood (1)</b>
<b>B</b>				
<b>bachelor's (1)</b> 101:9 <b>back (5)</b> 15:1;17:12;36:7; 38:3;109:13 <b>background (3)</b> 86:22;101:7,8 <b>bad (7)</b> 14:21;65:4,4;93:21; 94:10;106:7,14 <b>bake (1)</b> 23:11 <b>Bakken (1)</b> 59:6 <b>balanced (1)</b> 40:15 <b>balancing (1)</b> 49:25 <b>bald (1)</b> 44:6 <b>ban (1)</b> 36:14 <b>Band (2)</b>				



78:6 <b>blood-forming (1)</b> 78:2 <b>Bloomberg's (1)</b> 105:17 <b>Board (3)</b> 11:7;24:23;85:19 <b>boating (1)</b> 88:4 <b>Bob (1)</b> 104:8 <b>bodies (5)</b> 23:18;24:2;28:23; 43:22;83:5 <b>body (9)</b> 14:21;15:4;23:1,7, 13,14,14,21;24:1 <b>boils (1)</b> 80:15 <b>booklet (1)</b> 73:10 <b>boom (1)</b> 105:25 <b>Borack (1)</b> 107:12 <b>Borback (1)</b> 107:12 <b>border (1)</b> 101:13 <b>bordering (1)</b> 51:1 <b>born (1)</b> 45:22 <b>borrow (1)</b> 71:19 <b>Both (7)</b> 10:2;21:1,7;41:24; 70:3;98:11;105:9 <b>bottom (2)</b> 39:10,20 <b>Boundary (2)</b> 5:20;25:13 <b>bow (1)</b> 101:19 <b>boy (1)</b> 4:13 <b>breaking (1)</b> 96:17 <b>breathe (2)</b> 23:17;98:15 <b>breathing (1)</b> 50:25 <b>Breen (4)</b> 4:2,5,12,13 <b>Brian (5)</b> 24:8,9;26:20,22,23 <b>B-R-I-A-N (1)</b> 26:23 <b>bricks (1)</b> 65:21 <b>brief (3)</b> 14:4,4;16:2 <b>briefly (1)</b>	18:25 <b>bring (5)</b> 4:7;40:7;41:15; 54:23;100:1 <b>bringing (3)</b> 36:15;50:8;76:15 <b>brings (2)</b> 50:5;65:20 <b>brink (1)</b> 29:6 <b>broad (2)</b> 11:18,21 <b>broadly (3)</b> 10:25;11:1,4 <b>brooks (1)</b> 24:22 <b>brothers (2)</b> 80:8,16 <b>brought (1)</b> 65:19 <b>Brunette (5)</b> 24:9,9;26:20,22,23 <b>B-R-U-N-E-T-T-E (1)</b> 26:24 <b>Buck (3)</b> 41:15;44:15,16 <b>B-U-C-K (1)</b> 44:16 <b>buffer (2)</b> 95:6,7 <b>build (10)</b> 19:15,17;44:18; 45:4,13;75:18;83:18; 93:15;104:22;107:21 <b>building (9)</b> 13:4;30:15;38:5; 51:13;61:6,17;78:24; 100:10;102:8 <b>built (14)</b> 20:4;37:25;38:2; 49:21;61:1;63:21; 72:17,18;74:15,19; 90:17;94:2;109:8; 110:6 <b>buried (2)</b> 23:11;69:14 <b>burned (2)</b> 11:10;22:12 <b>burning (2)</b> 54:3;70:1 <b>burns (1)</b> 11:19 <b>business (2)</b> 28:20;110:13 <b>businesses (1)</b> 73:1 <b>businessman (1)</b> 64:14 <b>bust (1)</b> 101:19 <b>butterflies (1)</b> 44:7 <b>button (1)</b>	109:16 <b>buy (2)</b> 64:17;69:6 <b>by-products (1)</b> 21:14  <b>C</b>  <b>cabin (1)</b> 64:15 <b>Cain (4)</b> 10:16;12:6,8,9 <b>call (5)</b> 21:6;23:25,25; 39:16;72:15 <b>called (5)</b> 8:11;76:21;79:9; 91:5;102:13 <b>calls (1)</b> 23:22 <b>Cam (1)</b> 71:2 <b>came (1)</b> 92:15 <b>Cameron (9)</b> 68:23,23;70:23,23, 25;71:1;73:19,22,24 <b>Cameron's (1)</b> 68:24 <b>campaigns (1)</b> 57:8 <b>camping (2)</b> 12:11;88:5 <b>can (57)</b> 4:10;7:17;11:3; 12:2,4;15:6,14,21; 16:24;22:14;23:6; 26:6;27:25;28:5;29:7; 34:7;35:12,22;40:1; 44:11;45:11;46:10, 20;52:5;54:10,22; 58:8;61:2;62:19;64:6; 65:6;66:14,22;71:18; 74:25;76:14;78:4,5,6, 12;79:19;80:14; 84:17;85:1;86:12,15, 16;93:15;99:4,11,13; 101:2;103:2;104:18; 105:11;108:8;109:17 <b>Canada (8)</b> 21:3;33:5;46:9; 51:1;78:16;97:9; 106:19,23 <b>Canadian (1)</b> 106:5 <b>Cancer (8)</b> 22:24;24:6;77:19, 20,23;78:10,16,22 <b>capacity (5)</b> 9:9,10;52:16;74:18; 86:9 <b>capital (4)</b> 33:14;39:9;59:19,	19 <b>Capitol (1)</b> 56:25 <b>captain (1)</b> 102:18 <b>car (3)</b> 69:6,7;91:3 <b>carbon (5)</b> 22:13;61:18; 105:17,24;108:11 <b>carcinogens (1)</b> 77:17 <b>card (1)</b> 66:14 <b>cards (1)</b> 66:10 <b>care (1)</b> 53:23 <b>career (3)</b> 17:9;62:17,19 <b>carefully (3)</b> 30:15;49:8;53:6 <b>cares (1)</b> 57:9 <b>caring (1)</b> 54:9 <b>Carolyn (1)</b> 107:15 <b>carriages (1)</b> 65:11 <b>carries (1)</b> 102:25 <b>carry (2)</b> 23:8;31:10 <b>carrying (1)</b> 103:7 <b>cars (6)</b> 61:23;91:2;92:3,4, 5;103:7 <b>case (7)</b> 21:14;30:1;52:17; 54:16;64:4;89:22; 103:11 <b>cases (2)</b> 10:3;78:22 <b>Cass (1)</b> 101:13 <b>casts (1)</b> 24:4 <b>catastrophe (2)</b> 64:25;89:19 <b>catastrophic (4)</b> 35:15;56:10;78:13; 89:10 <b>cause (3)</b> 9:3;78:5,6 <b>caused (1)</b> 69:25 <b>causes (2)</b> 85:16;105:8 <b>ceded (1)</b> 105:4 <b>cellphones (1)</b>	49:17 <b>center (1)</b> 18:19 <b>Centers (2)</b> 78:7;100:2 <b>central (2)</b> 78:5;79:12 <b>Century (2)</b> 29:7;67:25 <b>certain (3)</b> 14:6,6;42:25 <b>certainly (2)</b> 80:5,24 <b>certificate (5)</b> 39:12;52:3;55:16; 57:3;72:6 <b>cetera (1)</b> 35:11 <b>chain (1)</b> 15:1 <b>challenge (1)</b> 94:5 <b>Chamber (3)</b> 71:3,4;72:24 <b>chance (2)</b> 25:25;62:18 <b>change (19)</b> 11:2,13,15;37:1; 39:8;45:6;54:3;56:14; 58:7;61:16;67:14,22; 90:20;97:10;108:9, 12,14;109:8,11 <b>changed (2)</b> 29:18;90:15 <b>changes (2)</b> 29:7;35:10 <b>chaos (1)</b> 69:25 <b>Chapter (12)</b> 6:11,11;25:21; 31:11;33:18;34:4; 48:16;56:3,16;77:9, 14;85:4 <b>Chapters (1)</b> 56:8 <b>chart (3)</b> 71:18;73:8;103:4 <b>cheap (1)</b> 29:19 <b>check (1)</b> 101:3 <b>Cheering (1)</b> 29:22 <b>Chelsea (10)</b> 53:9,9;55:8,10,11; 57:22;58:1,5,10,13 <b>chemical (3)</b> 26:12;67:7;95:8 <b>chemicals (4)</b> 10:11;25:6,9,16 <b>chemistry (1)</b> 67:6 <b>chemotherapy (1)</b>
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22:25 <b>chief (1)</b> 105:18 <b>children (3)</b> 24:2;53:23;69:22 <b>China (3)</b> 91:21;92:4;105:20 <b>Chipewyan (1)</b> 78:18 <b>Chippewa (1)</b> 78:16 <b>choice (4)</b> 30:20;37:19;80:21; 99:12 <b>choices (3)</b> 36:6;37:19;96:7 <b>Christenson (3)</b> 22:17;24:12,13 <b>C-H-R-I-S-T-E-N-S-O-N (1)</b> 24:13 <b>Chuck (4)</b> 30:22;32:16,18,20 <b>C-H-U-C-K (1)</b> 32:20 <b>Chunberger (1)</b> 104:9 <b>cite (1)</b> 35:20 <b>cited (1)</b> 29:13 <b>cities (3)</b> 64:23;82:20;100:6 <b>citizen (6)</b> 10:5;33:17;40:12; 58:24;75:13;93:22 <b>citizens (5)</b> 16:6;59:21,21; 75:16,20 <b>city (2)</b> 100:1;108:4 <b>clarification (1)</b> 43:7 <b>classifies (1)</b> 29:3 <b>Claudia (3)</b> 108:24;109:3,4 <b>C-L-A-U-D-I-A (1)</b> 109:4 <b>clean (15)</b> 17:11,12;24:14; 26:15;29:11,21; 39:18;51:25;53:16; 70:11,16;94:16;96:5, 18;108:1 <b>cleaned (4)</b> 28:24;69:16;98:25; 99:5 <b>cleaner (1)</b> 68:17 <b>cleaning (1)</b> 56:20 <b>cleanup (5)</b> 37:12;48:20,21;	74:9;79:10 <b>clear (5)</b> 6:10;7:13;70:18; 75:22;86:20 <b>clearest (1)</b> 76:6 <b>clearing (1)</b> 95:7 <b>clearly (5)</b> 6:24;33:1;51:7; 98:24;99:17 <b>Clemens (4)</b> 66:20;68:23;69:1,2 <b>C-L-E-M-E-N-S (1)</b> 69:2 <b>climate (26)</b> 11:1,13,15,20,22, 25;29:25;37:1;39:8; 54:3;56:13;58:7; 61:15,19,20,21;64:23, 25;67:14;69:25;96:9; 97:10;108:9,12,13; 109:7 <b>Clipper (2)</b> 19:14;38:2 <b>close (5)</b> 75:3;85:17;86:14; 100:1;110:13 <b>closer (1)</b> 41:21 <b>closing (2)</b> 73:9,14 <b>Club (1)</b> 55:18 <b>CO2 (3)</b> 21:5;22:1;67:17 <b>Coal (2)</b> 29:14;61:18 <b>coffers (1)</b> 106:2 <b>Cohasset (1)</b> 85:21 <b>C-O-H-E-N (1)</b> 77:4 <b>cold (1)</b> 87:14 <b>collaboration (1)</b> 78:17 <b>collectively (1)</b> 83:18 <b>combination (1)</b> 102:14 <b>combined (1)</b> 102:14 <b>combustion (2)</b> 11:12;21:13 <b>comfort (1)</b> 18:15 <b>comfortable (1)</b> 102:5 <b>coming (8)</b> 59:22;79:12;86:14; 101:15;102:1;106:6;	110:10,18 <b>comment (9)</b> 31:1;50:19;81:24; 83:21;84:8;92:21; 94:24;100:19;103:20 <b>comments (15)</b> 4:11;16:3,5;22:20; 35:22;36:13;44:10; 71:10;86:17;93:13; 94:5;97:12;102:5; 110:12,12 <b>Commerce (10)</b> 11:3,8;16:7;19:21; 60:14;70:14;71:3; 72:24;74:20;104:20 <b>Commission (3)</b> 52:2;72:5;83:15 <b>commissioned (3)</b> 33:19;34:8;69:19 <b>COMMISSIONER (1)</b> 110:9 <b>Commissioners (1)</b> 22:22 <b>commit (1)</b> 17:10 <b>commitment (5)</b> 46:21;47:6;48:19; 58:6;96:21 <b>committed (2)</b> 27:13;46:25 <b>common (1)</b> 47:8 <b>communications (1)</b> 93:10 <b>communities (19)</b> 6:4,14,21;7:2,5,11; 9:18,18;36:25;55:22; 57:10;59:1,11,14,18; 74:10;81:10,17;100:7 <b>community (3)</b> 19:3;69:5;80:16 <b>companies (4)</b> 16:11;71:4,7;106:5 <b>company (10)</b> 17:9;19:24;46:4,18; 73:2;74:11,12;82:5; 91:13;95:6 <b>compare (1)</b> 39:19 <b>compares (1)</b> 73:11 <b>comparing (1)</b> 43:1 <b>comparison (1)</b> 102:25 <b>complete (3)</b> 53:15;86:12;104:23 <b>completed (4)</b> 43:23,24,25;44:2 <b>completely (6)</b> 16:8;39:4;42:20; 62:11;69:15;109:15 <b>completeness (1)</b>	43:12 <b>complex (1)</b> 102:22 <b>compliance (2)</b> 56:24;57:11 <b>complicated (1)</b> 38:23 <b>compliment (1)</b> 101:22 <b>components (2)</b> 31:8;77:17 <b>composition (1)</b> 26:12 <b>comprehensive (4)</b> 52:10;60:17;62:6; 96:2 <b>comprised (1)</b> 71:4 <b>computer (2)</b> 101:9;102:8 <b>concentrate (1)</b> 95:2 <b>concentration (1)</b> 74:23 <b>concentrations (2)</b> 10:9;78:20 <b>concern (10)</b> 4:19;5:2;12:14; 14:23;40:23;41:2; 51:16;56:22;74:7; 102:21 <b>concerned (9)</b> 5:16;7:23;17:7; 19:3;33:17,24;75:13; 95:7;99:15 <b>concerning (1)</b> 109:11 <b>concerns (11)</b> 4:16;10:23;36:13; 40:22;46:8;50:1; 56:12;69:23;89:1; 94:25;95:5 <b>conclude (1)</b> 54:11 <b>concludes (2)</b> 6:18;7:8 <b>conclusion (1)</b> 32:12 <b>conclusions (2)</b> 55:25;92:24 <b>conduct (1)</b> 42:4 <b>conducted (4)</b> 26:9;53:15;77:10; 78:17 <b>Conference (1)</b> 53:12 <b>confused (2)</b> 4:24;9:7 <b>connected (4)</b> 6:6,7;95:13;106:10 <b>consequences (7)</b> 34:7;52:3,4;109:7,	18,21,22 <b>conservation (2)</b> 16:15;33:1 <b>conservative (1)</b> 68:13 <b>consider (10)</b> 9:11;22:6;53:25; 56:18;90:23;91:12; 94:2;105:23;106:16, 20 <b>consideration (5)</b> 8:17;16:20;29:9; 30:11;76:7 <b>considerations (4)</b> 22:3;31:14;50:20; 98:14 <b>considered (10)</b> 5:1;26:12;34:12; 40:17;42:20;51:10; 53:18;54:4;91:6; 106:10 <b>considering (2)</b> 25:11;54:3 <b>considers (2)</b> 72:1,2 <b>consistent (1)</b> 31:13 <b>Constant (1)</b> 24:6 <b>construction (14)</b> 25:2;27:18,20;46:5, 23;50:21;55:25;60:9; 62:7;74:19;75:6,7; 88:24;89:18 <b>consultant (1)</b> 93:1 <b>consulting (2)</b> 41:23;82:4 <b>consumption (2)</b> 52:14;99:8 <b>contact (1)</b> 78:1 <b>containing (1)</b> 89:6 <b>contains (4)</b> 5:25;21:7;42:20; 77:12 <b>contaminants (1)</b> 78:20 <b>contaminated (2)</b> 13:1;25:4 <b>contamination (1)</b> 81:13 <b>content (2)</b> 10:2;21:16 <b>context (1)</b> 11:18 <b>continue (7)</b> 12:15;30:1;37:20; 86:15,25;98:23; 108:14 <b>continued (4)</b> 36:18;95:17,21,25
---	--	--	---	---

<p><b>continues (2)</b> 8:6;70:10 <b>continuing (2)</b> 31:12;96:13 <b>contract (1)</b> 62:13 <b>contractors (1)</b> 27:17 <b>contrast (1)</b> 73:17 <b>contribute (2)</b> 11:12;56:13 <b>contribution (3)</b> 11:12;20:23;22:8 <b>Control (3)</b> 5:13;78:8;92:15 <b>conventional (2)</b> 21:7,19 <b>convince (2)</b> 57:8;100:2 <b>convinced (1)</b> 9:25 <b>Cooley (7)</b> 60:4;63:19,20; 65:23;66:1,3,6 <b>C-O-O-L-E-Y (1)</b> 63:20 <b>cooperating (1)</b> 93:7 <b>cooperative (1)</b> 92:21 <b>coordinate (1)</b> 31:15 <b>coordinated (1)</b> 42:17 <b>copy (3)</b> 84:16,16;104:18 <b>corn (1)</b> 67:24 <b>corporate (3)</b> 10:5;70:12;93:21 <b>corporation (2)</b> 57:17;84:21 <b>Corporations (2)</b> 59:14;70:13 <b>Corps (1)</b> 83:16 <b>correlation (2)</b> 77:18,23 <b>corresponding (1)</b> 20:20 <b>corridor (3)</b> 9:1;95:10,11 <b>corrode (1)</b> 35:19 <b>cost (5)</b> 17:17;74:16;80:12; 103:23;108:11 <b>costing (1)</b> 56:14 <b>costs (6)</b> 27:20;29:8;40:25; 41:1;48:17,18</p>	<p><b>counter (1)</b> 64:24 <b>countless (1)</b> 73:5 <b>country (5)</b> 7:13;40:3;90:17; 92:18;105:11 <b>County (3)</b> 87:12,18;101:13 <b>couple (2)</b> 18:5;60:13 <b>C-O-U-R-C-Y (1)</b> 33:14 <b>course (3)</b> 33:2;57:12;110:3 <b>court (10)</b> 5:8;12:4;16:1; 35:23;44:11;58:11; 66:11;76:16;86:23; 100:18 <b>cousins (1)</b> 108:4 <b>cover (2)</b> 8:24;62:12 <b>covering (1)</b> 43:20 <b>create (3)</b> 56:1;72:1;109:10 <b>created (2)</b> 19:11;72:11 <b>creates (1)</b> 75:8 <b>creating (4)</b> 44:25;59:19,23,23 <b>creation (1)</b> 81:3 <b>creator (1)</b> 83:23 <b>creators (1)</b> 83:22 <b>creatures (2)</b> 39:20;97:16 <b>credibility (1)</b> 101:25 <b>Cree (1)</b> 78:18 <b>Creek (4)</b> 88:15,16,20;89:1 <b>creeks (1)</b> 69:18 <b>cretaceous (1)</b> 23:3 <b>crew (1)</b> 9:20 <b>crisscrossed (1)</b> 32:23 <b>critical (3)</b> 22:7;32:7;52:17 <b>crop (4)</b> 67:15,23;68:3,19 <b>cross (2)</b> 74:21;88:19 <b>crosses (2)</b></p>	<p>24:21;88:15 <b>crossing (2)</b> 85:7,9 <b>crossings (1)</b> 62:25 <b>Crow (1)</b> 101:13 <b>crude (13)</b> 8:1,9;12:21,1,4; 44:23;52:21;53:2; 77:17;78:1,10;85:1; 91:9;99:16 <b>crumbling (1)</b> 28:16 <b>cultural (4)</b> 42:5,18;44:1;73:15 <b>culture (2)</b> 13:21;32:8 <b>cultures (1)</b> 14:6 <b>cumulative (3)</b> 6:23;22:5;54:2 <b>cup (1)</b> 14:20 <b>current (11)</b> 9:9;13:2;37:10; 51:3;54:5;59:21;86:8; 93:17;109:25;110:2,6 <b>cusp (1)</b> 90:20 <b>customers (1)</b> 91:15 <b>cut (3)</b> 23:8,15,21 <b>cutting (5)</b> 7:4;96:6,10,12,22 <b>cycle (1)</b> 7:12 <b>cycles (1)</b> 85:14 <b>cycling (2)</b> 9:14;85:16</p>	<p>23;104:1 <b>D-A-R-R-I-L (1)</b> 101:5 <b>data (7)</b> 29:4;42:11,13,25; 48:13;85:8,24 <b>date (3)</b> 27:7;95:22;109:25 <b>dates (1)</b> 110:16 <b>daughters (1)</b> 67:11 <b>Dave (1)</b> 60:4 <b>David (8)</b> 60:5;63:18,19,19; 65:23;66:1,3,6 <b>D-A-V-I-D (1)</b> 63:20 <b>Dawn (1)</b> 107:7 <b>day (5)</b> 15:9;23:17;68:3; 74:10;86:9 <b>days (3)</b> 68:9,11;78:4 <b>day's (1)</b> 15:16 <b>DE (1)</b> 93:7 <b>D-E (1)</b> 33:14 <b>deactivation (1)</b> 47:20 <b>dead (2)</b> 23:8;29:14 <b>deal (5)</b> 50:21;64:15,18; 109:7,21 <b>dealing (1)</b> 26:11 <b>dealt (1)</b> 64:19 <b>DeArmond (7)</b> 53:9;55:11;57:22; 58:1,5,10,13 <b>death (2)</b> 23:24;24:5 <b>deaths (1)</b> 63:3 <b>Debra (3)</b> 104:15;107:2,2 <b>debt (1)</b> 106:8 <b>dec- (1)</b> 64:24 <b>decades (2)</b> 17:14;56:10 <b>decide (4)</b> 23:3,6,15;52:5 <b>decided (1)</b> 36:13 <b>decimate (1)</b></p>	<p>6:2 <b>decision (13)</b> 23:20;24:1;36:8,8, 17;37:4;51:17;60:20; 61:8;82:17;84:1;94:8, 10 <b>deck (1)</b> 4:8 <b>declaration (1)</b> 31:2 <b>declining (1)</b> 29:10 <b>decommission (1)</b> 79:16 <b>decommissioned (1)</b> 95:21 <b>decommissioning (3)</b> 51:9;97:4,8 <b>DeCourcy (4)</b> 32:17;33:10,13,13 <b>deceased (1)</b> 67:24 <b>decreases (1)</b> 96:12 <b>dedicated (2)</b> 22:23;71:25 <b>deemed (1)</b> 12:2 <b>deepest (1)</b> 87:13 <b>define (1)</b> 31:19 <b>defray (1)</b> 106:7 <b>degree (1)</b> 68:3 <b>degrees (3)</b> 68:3,9,11 <b>DEIS (35)</b> 5:25;6:12;8:3,13; 10:2;11:23;18:6; 19:10,19;24:20;25:3, 11;26:4,14,16;34:3, 25;38:24;42:21,23; 43:6;51:3;54:6;74:12; 81:8;86:4;90:23; 92:11;93:6,8;95:12, 16;104:21;106:16; 108:10 <b>DEIS's (2)</b> 55:25;92:23 <b>delay (2)</b> 47:22;106:17 <b>delayed (2)</b> 106:18,19 <b>demand (10)</b> 30:6;52:9,10;53:1; 65:15;90:25;91:11, 22;105:15,19 <b>demands (2)</b> 29:9,15 <b>demonstrate (1)</b> 10:5</p>
		<b>D</b>		
		<p><b>Dakota (1)</b> 46:10 <b>damage (7)</b> 9:1,6;74:25;78:6; 85:15;89:4,18 <b>damaging (1)</b> 70:2 <b>dangerous (3)</b> 98:22;100:5,6 <b>dangers (2)</b> 35:9;88:23 <b>dare (1)</b> 102:23 <b>darn (1)</b> 73:3 <b>Darril (10)</b> 98:4,4;100:22; 101:2,3,4,5;103:19,</p>		

<b>demonstrating (1)</b> 33:2	67:13	<b>dirty (5)</b> 14:19;38:25;51:23; 54:4;70:16	<b>divided (1)</b> 34:20	73:4,4
<b>denial (1)</b> 52:21	83:12;84:16	<b>disappears (1)</b> 64:5	<b>DNR (8)</b> 75:15;92:14,20,22; 93:7;101:16;102:3; 105:9	<b>Dr (2)</b> 90:8;104:11
<b>density (1)</b> 54:14	52:2	<b>disaster (5)</b> 53:21;102:10,16, 20;103:2	<b>doable (1)</b> 97:18	<b>draft (24)</b> 4:17;5:17;6:25;7:7; 20:19;24:16;28:9; 33:18;34:1;48:1; 55:23;56:17,23; 60:15;69:23;71:22; 72:9;77:8;79:22; 80:10;91:11,23; 94:25;110:12
<b>deny (2)</b> 33:6;70:19	<b>determining (1)</b> 85:10	<b>discharges (2)</b> 85:17;86:1	<b>DOC (8)</b> 42:24;75:15;92:14, 20;93:14,18,25;94:5	<b>drink (4)</b> 14:19;26:3;98:15; 99:23
<b>denying (1)</b> 52:4	<b>detrimental (1)</b> 51:5	<b>disciplines (1)</b> 83:1	<b>docket (1)</b> 93:4	<b>drinking (1)</b> 56:11
<b>Department (15)</b> 6:17;11:3,7;16:7; 19:22;25:17;33:21; 42:12;60:14;63:1; 70:14;74:20;83:15; 93:12;104:20	<b>Detroit (2)</b> 36:24;106:12	<b>discloses (1)</b> 8:3	<b>DOC's (1)</b> 93:1	<b>drive (3)</b> 27:18;69:6;90:25
<b>departments (1)</b> 42:13	<b>Deutsche (1)</b> 105:16	<b>discovery (1)</b> 84:4	<b>document (9)</b> 6:13;9:11;20:21,22; 28:10,14;52:12;53:6; 95:24	<b>drop (2)</b> 37:8;91:10
<b>depend (1)</b> 39:21	<b>development (5)</b> 42:7;59:9,17;70:15; 88:6	<b>discuss (1)</b> 8:21	<b>documented (3)</b> 6:16;25:22;77:16	<b>dropped (1)</b> 91:9
<b>dependent (1)</b> 24:16	<b>devotes (1)</b> 56:19	<b>discussion (3)</b> 21:24;55:13;62:23	<b>doles (1)</b> 80:11	<b>due (1)</b> 110:13
<b>depends (1)</b> 27:15	<b>dialogue (1)</b> 71:17	<b>discussions (4)</b> 22:4;42:8;93:5,12	<b>dollars (2)</b> 18:12;28:19	<b>during (6)</b> 25:2;34:6;56:25; 75:6;78:20;83:2
<b>deprived (1)</b> 54:21	<b>dictates (1)</b> 19:8	<b>Disease (1)</b> 78:7	<b>dominant (1)</b> 85:19	
<b>DEPUTY (1)</b> 110:9	<b>diet (1)</b> 39:5	<b>dishes (1)</b> 25:13	<b>done (11)</b> 11:17;38:16;60:18; 65:2,3;74:25;93:8; 97:9;99:14;105:2; 109:19	<b>E</b>
<b>derailments (1)</b> 62:24	<b>difference (1)</b> 61:5	<b>dishwasher (1)</b> 67:2	<b>Door (2)</b> 79:11;90:5	<b>eagle (1)</b> 44:6
<b>deserve (1)</b> 19:23	<b>differences (2)</b> 75:22,24	<b>dismantling (1)</b> 86:21	<b>dot (3)</b> 25:5,5,5	<b>earlier (2)</b> 34:9;109:24
<b>deserves (2)</b> 19:25;72:3	<b>different (8)</b> 9:8;18:6;28:12; 57:12;61:23;73:11; 86:8;101:25	<b>dismissed (1)</b> 22:2	<b>double (1)</b> 9:10	<b>early (1)</b> 42:3
<b>DeShane (4)</b> 94:21;98:3,6,7	<b>difficult (7)</b> 9:23;35:9;51:24; 89:7;98:16,17;102:2	<b>disparities (2)</b> 6:22;7:3	<b>doubt (1)</b> 32:24	<b>earth (13)</b> 21:13;23:1,7,14,22; 24:1,3;36:4;55:4,5,6, 17;70:17
<b>D-E-S-H-A-N-E (1)</b> 98:7	<b>dilbit (5)</b> 21:2,15,20;26:9; 77:12	<b>disproportionate (1)</b> 7:8	<b>Doug (5)</b> 10:16,16;12:6,8,9	<b>easier (1)</b> 5:8
<b>design (1)</b> 84:21	<b>diluent (1)</b> 10:11	<b>disproportionately (1)</b> 56:6	<b>D-O-U-G (1)</b> 12:9	<b>easily (2)</b> 10:10;94:4
<b>designate (1)</b> 31:19	<b>diluted (1)</b> 77:11	<b>disrespects (1)</b> 72:18	<b>down (18)</b> 17:16;20:3;37:20; 51:18;64:25;65:14, 23;66:13;80:15; 86:19;90:25;96:4,17; 97:23;98:25;100:12; 103:10;106:6	<b>Easter (1)</b> 90:10
<b>designated (1)</b> 88:16	<b>diminishing (1)</b> 51:19	<b>disrupt (1)</b> 75:7	<b>Downing (8)</b> 35:25;38:9,12,13; 45:16;48:7,8,8	<b>easy (1)</b> 9:19
<b>desire (1)</b> 79:16	<b>dinosaurs (1)</b> 23:16	<b>disruption (1)</b> 89:17	<b>D-O-W-N-I-N-G (2)</b> 38:13;48:9	<b>eat (1)</b> 39:3
<b>desk (1)</b> 23:2	<b>direct (4)</b> 73:10,14;76:4; 93:10	<b>disruptive (1)</b> 88:22	<b>downsize (1)</b> 51:21	<b>echo (2)</b> 13:8;72:8
<b>desperately (1)</b> 20:6	<b>direction (1)</b> 97:13	<b>distance (1)</b> 80:4	<b>downstream (4)</b> 26:5,7;41:6;106:11	<b>ecological (1)</b> 88:22
<b>destination (1)</b> 76:4	<b>director (1)</b> 36:4	<b>distances (4)</b> 27:19;80:1;85:17, 25	<b>downtown (1)</b> 10:19	<b>ecologically (1)</b> 75:23
<b>destroy (1)</b> 101:17	<b>directors (1)</b> 18:19	<b>distributions (1)</b> 22:1	<b>dozens (2)</b>	<b>ecology (1)</b> 89:2
<b>destroyed (1)</b> 75:9	<b>dirtier (3)</b> 11:19,19;49:3	<b>district (1)</b> 10:19		<b>economic (7)</b> 46:15;68:5,12;96:9; 101:10;104:23; 108:11
<b>destroys (2)</b> 105:7,8	<b>dirtyest (3)</b> 10:8;16:15;74:8	<b>disturbance (1)</b> 95:9		
<b>destruction (1)</b> 37:20		<b>diverse (1)</b> 54:14		
<b>destructive (4)</b> 22:8;76:3,10;93:22		<b>diversion (1)</b> 47:22		
<b>detail (1)</b>		<b>divert (1)</b> 109:15		

<p><b>economically (5)</b> 30:4;47:12;51:20; 54:21;75:23</p> <p><b>economics (1)</b> 90:18</p> <p><b>economy (5)</b> 29:7;54:23;55:3,4; 93:20</p> <p><b>ecosystems (1)</b> 74:24</p> <p><b>edge (1)</b> 25:15</p> <p><b>effective (1)</b> 8:25</p> <p><b>effectively (1)</b> 27:25</p> <p><b>effects (7)</b> 8:20,21,23;11:20; 77:16;78:11;107:22</p> <p><b>efficiency (2)</b> 33:1;39:14</p> <p><b>efficient (1)</b> 90:22</p> <p><b>effluent (2)</b> 65:20;66:1</p> <p><b>efforts (2)</b> 42:15;57:7</p> <p><b>EIA (2)</b> 91:8;105:13</p> <p><b>eight (1)</b> 65:14</p> <p><b>EIS (28)</b> 10:25;11:3;12:2; 18:6;20:19,21,22; 28:10,14;33:18,19; 40:19,23;48:1;53:15; 56:17,23;64:19; 68:20;70:18;77:8; 91:7,12,23;93:14; 101:24;105:25; 110:12</p> <p><b>either (3)</b> 49:5;51:12;66:24</p> <p><b>Elan (7)</b> 55:9,9;58:17,19,20, 20,22</p> <p><b>E-L-A-N (1)</b> 58:21</p> <p><b>elders (1)</b> 69:20</p> <p><b>elected (1)</b> 22:21</p> <p><b>electric (11)</b> 61:23;69:7;84:20; 90:22,24;91:2,3;92:3, 4,5;105:20</p> <p><b>electricity (1)</b> 69:4</p> <p><b>Ellen (8)</b> 60:2,3,3,4;63:17, 17;76:20,21</p> <p><b>eloquently (1)</b> 48:11</p>	<p><b>else (3)</b> 23:6,21;49:3</p> <p><b>elsewhere (3)</b> 11:11;84:2;86:7</p> <p><b>embrace (1)</b> 110:7</p> <p><b>Emily (1)</b> 107:12</p> <p><b>emission (1)</b> 21:16</p> <p><b>emissions (6)</b> 20:17,20,24;61:18; 106:21;108:12</p> <p><b>emitted (1)</b> 78:20</p> <p><b>emphasize (1)</b> 43:2</p> <p><b>employ (1)</b> 83:1</p> <p><b>employed (1)</b> 84:2</p> <p><b>employee (1)</b> 84:20</p> <p><b>employees (4)</b> 46:4;71:6;73:1,4</p> <p><b>employers (1)</b> 71:5</p> <p><b>employment (1)</b> 39:24</p> <p><b>employs (2)</b> 27:22;82:20</p> <p><b>Enbridge (48)</b> 4:23;8:6,25;10:4,5; 16:8,11;26:11;28:19; 29:3;33:6;34:8;37:5; 23;39:20;42:3,12,13, 19;43:17;46:18,25; 52:19;56:21;57:9; 59:5;63:25;64:5;65:3; 69:13;72:23,23;73:2, 4;79:18;80:11,25; 81:5;83:11;85:20,22; 86:6;89:12;93:15; 94:15;96:19;105:3; 107:24</p> <p><b>Enbridge's (8)</b> 42:25;43:4;51:16; 57:11;79:14,16; 81:24;92:12</p> <p><b>encourage (5)</b> 11:23;19:22;26:18; 33:6;47:24</p> <p><b>end (6)</b> 14:17,20;31:16; 41:7;65:8;67:25</p> <p><b>endangered (4)</b> 31:22;32:6;83:5; 87:23</p> <p><b>endangers (1)</b> 28:13</p> <p><b>endlessly (1)</b> 13:5</p> <p><b>ends (1)</b></p>	<p>17:12</p> <p><b>end-use (1)</b> 21:13</p> <p><b>energy (27)</b> 16:15;26:15;29:10, 21;32:25;37:4,21; 39:14,14;40:2;41:25; 52:14;58:5;68:17; 70:16;82:5,10,11,13; 83:7,21;91:14;96:6; 105:17;108:2;110:4,8</p> <p><b>enforcement (1)</b> 56:23</p> <p><b>engage (1)</b> 42:8</p> <p><b>engineer (2)</b> 42:2;84:19</p> <p><b>engineering (3)</b> 42:11;67:7;93:2</p> <p><b>Engineers (4)</b> 18:1;27:22;82:22; 83:16</p> <p><b>engineers' (1)</b> 82:23</p> <p><b>engines (1)</b> 90:21</p> <p><b>enjoy (2)</b> 27:12;85:1</p> <p><b>enjoying (2)</b> 5:21;50:22</p> <p><b>enormous (2)</b> 29:6;89:4</p> <p><b>enormously (1)</b> 70:2</p> <p><b>enough (2)</b> 11:1;102:18</p> <p><b>enrolled (1)</b> 58:24</p> <p><b>ensure (2)</b> 40:14;84:25</p> <p><b>entering (2)</b> 32:25;88:25</p> <p><b>entire (6)</b> 11:13;16:9;17:5; 34:5;37:13;109:5</p> <p><b>entirely (2)</b> 40:17;51:19</p> <p><b>entirety (1)</b> 16:3</p> <p><b>entities (1)</b> 41:25</p> <p><b>entity (1)</b> 28:21</p> <p><b>environment (14)</b> 12:16;27:10;31:8; 32:13;33:25;42:12; 45:24;46:17,24;47:2; 50:1;59:24;97:6; 98:15</p> <p><b>Environmental (58)</b> 4:17,20,25;5:14,17; 6:9,10,11,25;7:2,6,7, 11,12;11:2,6;17:6,11;</p>	<p>24:17;27:6;31:3; 36:12;37:13;40:24; 41:23;42:4,14,18,19; 43:13;46:17;53:21; 54:8;55:14,23;60:16; 62:4;67:13;69:13,24; 70:10;71:22;72:10; 79:23;80:10;82:4,7, 12,22;83:9,17,19,23; 92:12;95:1,9;98:12; 106:11</p> <p><b>environmentally (1)</b> 13:3</p> <p><b>environmentally-sensitive (1)</b> 31:20</p> <p><b>equally (1)</b> 54:12</p> <p><b>equipment (1)</b> 80:6</p> <p><b>equivalent (1)</b> 21:5</p> <p><b>erase (1)</b> 109:19</p> <p><b>error (1)</b> 75:12</p> <p><b>escrow (1)</b> 64:4</p> <p><b>especially (5)</b> 33:18;70:7,12; 75:17,25</p> <p><b>essential (2)</b> 31:14;61:16</p> <p><b>essentially (2)</b> 32:9;59:22</p> <p><b>established (1)</b> 85:19</p> <p><b>establishing (1)</b> 81:7</p> <p><b>estimate (3)</b> 35:9;48:19;68:14</p> <p><b>estimated (1)</b> 56:14</p> <p><b>estimates (3)</b> 34:10,13;80:12</p> <p><b>et (2)</b> 34:13;35:11</p> <p><b>etcetera (1)</b> 25:9</p> <p><b>ethnicities (1)</b> 14:7</p> <p><b>Europe (1)</b> 105:20</p> <p><b>EV1 (1)</b> 91:5</p> <p><b>even (15)</b> 8:7;17:18;24:23; 26:10;32:10;34:15; 39:3;51:14;52:18; 55:13;89:3;90:13,16; 92:1,24</p> <p><b>evening (10)</b> 10:17,22,24;26:22; 71:2,7;74:5;90:2;</p>	<p>94:24;97:11</p> <p><b>event (3)</b> 9:4;17:11;89:3</p> <p><b>everybody (2)</b> 54:23;102:9</p> <p><b>everyone (2)</b> 60:23;110:10</p> <p><b>Everywhere (1)</b> 49:15</p> <p><b>evolution (1)</b> 15:2</p> <p><b>exacerbate (1)</b> 9:13</p> <p><b>exactly (1)</b> 38:15</p> <p><b>example (8)</b> 6:10;26:7,13;48:16; 59:2;75:2;102:14,24</p> <p><b>examples (1)</b> 44:3</p> <p><b>excellent (1)</b> 62:5</p> <p><b>excess (1)</b> 74:18</p> <p><b>excuse (2)</b> 77:15;103:9</p> <p><b>executive (1)</b> 52:24</p> <p><b>exempt (1)</b> 57:3</p> <p><b>exist (1)</b> 47:13</p> <p><b>existing (17)</b> 8:5;18:4;22:10; 31:21;32:5;41:3; 44:25;56:21;61:6,10; 62:17;69:11;81:9; 86:6;98:22,24;99:3</p> <p><b>expansive (1)</b> 21:18</p> <p><b>expansion (1)</b> 36:18</p> <p><b>expansive (1)</b> 21:7</p> <p><b>expect (2)</b> 68:8;75:14</p> <p><b>expected (4)</b> 35:4,13,18;52:8</p> <p><b>experience (2)</b> 71:10;89:10</p> <p><b>experiencing (1)</b> 68:8</p> <p><b>expert (1)</b> 33:16</p> <p><b>experts (2)</b> 71:25;92:23</p> <p><b>exploitation (1)</b> 12:15</p> <p><b>exploration (1)</b> 106:3</p> <p><b>exploring (1)</b> 92:1</p> <p><b>explosion (1)</b></p>
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62:25 <b>exposing (1)</b> 89:16 <b>exposure (3)</b> 78:3,11,13 <b>extended (1)</b> 95:17 <b>extensive (2)</b> 43:8;44:4 <b>extent (1)</b> 47:3 <b>extraction (5)</b> 21:12;52:23;53:1; 70:2;78:21 <b>extremely (3)</b> 17:7;19:3;33:23 <b>extremely-risky (1)</b> 97:20	<b>Fahrenheit (2)</b> 68:3,9 <b>failed (1)</b> 10:4 <b>fails (1)</b> 72:10 <b>failure (4)</b> 32:7;85:8,23,24 <b>failures (3)</b> 8:5;85:6;86:2 <b>faith (1)</b> 59:9 <b>fall (1)</b> 83:3 <b>Falls (1)</b> 45:22 <b>false (3)</b> 19:12;37:19;51:12 <b>families (3)</b> 46:6;59:11;72:20 <b>family (7)</b> 15:12,12,23;45:23; 46:3;50:22;69:3 <b>family-supporting (1)</b> 62:19 <b>far (5)</b> 51:5;54:4;65:15; 79:19;97:4 <b>farm (2)</b> 50:22;67:10 <b>farmer (1)</b> 64:14 <b>farmers (1)</b> 68:6 <b>farmers' (1)</b> 67:11 <b>farmland (4)</b> 39:7;92:17;94:3; 105:10 <b>farms (2)</b> 45:5,5 <b>farthest (1)</b> 76:5 <b>fashion (1)</b> 20:1 <b>faster (1)</b> 57:18 <b>fastest-growing (1)</b> 40:2 <b>fatal (1)</b> 13:5 <b>father (1)</b> 13:25 <b>fatigue (2)</b> 85:15,19 <b>faucet (1)</b> 26:3 <b>faulty (1)</b> 105:16 <b>favorable (1)</b> 52:4 <b>feasible (1)</b> 30:3	<b>feature (2)</b> 53:18;85:10 <b>February (1)</b> 35:14 <b>fecal (1)</b> 23:16 <b>federal (3)</b> 42:8;82:13;83:14 <b>feedstock (1)</b> 63:8 <b>feel (1)</b> 102:4 <b>feet (8)</b> 25:10,15,17,18; 79:25;80:5;87:14; 101:14 <b>fellow (2)</b> 16:6;97:16 <b>felt (1)</b> 26:6 <b>few (14)</b> 12:21;27:1,3;44:3; 48:13;56:10;58:14; 59:4;71:20;78:4; 86:16;98:11;99:24; 100:17 <b>field (4)</b> 17:7;83:2,2,4 <b>fields (3)</b> 21:19;59:2,6 <b>figured (1)</b> 35:1 <b>filled (1)</b> 56:3 <b>filling (1)</b> 91:21 <b>final (5)</b> 20:21,22;26:13; 76:4;101:24 <b>finalized (1)</b> 72:4 <b>Finally (3)</b> 9:16;81:8;100:12 <b>Finance (1)</b> 105:17 <b>financial (3)</b> 34:16;78:14;105:18 <b>financially (1)</b> 79:17 <b>find (4)</b> 54:17;63:14,17; 102:1 <b>finest (2)</b> 37:25;38:1 <b>finish (3)</b> 30:12,18;45:9 <b>firm (1)</b> 41:23 <b>firmly (1)</b> 38:24 <b>firms (1)</b> 43:14 <b>first (19)</b>	4:2;8:13;13:17; 14:3;15:25;28:15; 38:24;45:10;50:18; 55:11;57:23;62:18; 66:22;71:22;78:18; 90:8;91:2;99:17; 106:10 <b>fish (6)</b> 7:5;27:12;31:22; 101:16,16;105:6 <b>fishing (1)</b> 88:5 <b>fit (3)</b> 5:6;24:23;86:16 <b>five (4)</b> 15:18;43:18;69:10; 105:13 <b>five-year-old (1)</b> 84:23 <b>fixed (1)</b> 104:21 <b>flat (1)</b> 52:15 <b>flawed (1)</b> 8:3 <b>flaws (1)</b> 28:9 <b>fleeing (1)</b> 106:4 <b>flip (2)</b> 45:3,6 <b>flooded (1)</b> 108:5 <b>flooding (1)</b> 59:16 <b>flora (1)</b> 43:23 <b>flow (3)</b> 10:10;81:12;85:13 <b>flowing (1)</b> 24:21 <b>focus (5)</b> 4:18;7:25;10:24; 20:16;46:16 <b>folks (3)</b> 19:15;61:4;100:17 <b>follow (2)</b> 36:9;78:12 <b>following (2)</b> 11:9;77:22 <b>food (3)</b> 15:11,12;45:13 <b>fool (1)</b> 30:10 <b>foolishly (1)</b> 22:3 <b>foot (1)</b> 67:2 <b>footnote (1)</b> 101:25 <b>footsteps (1)</b> 36:9 <b>force (1)</b>	9:12 <b>forecast (1)</b> 105:14 <b>foreign (2)</b> 70:12;91:12 <b>foremost (1)</b> 38:24 <b>Forensic (1)</b> 77:25 <b>Forest (1)</b> 25:18 <b>forested (1)</b> 88:18 <b>forests (1)</b> 39:7 <b>forever (2)</b> 61:11;75:9 <b>forgotten (1)</b> 6:25 <b>form (4)</b> 16:3;22:22;71:14, 15 <b>formation (2)</b> 21:8;22:7 <b>Former (1)</b> 101:7 <b>forms (1)</b> 11:20 <b>forth (1)</b> 31:11 <b>forward (5)</b> 7:14;60:20;61:8; 100:11;102:5 <b>fossil (17)</b> 29:20;30:2;39:5; 57:17;70:1;90:22; 93:20,21;94:1;97:14, 21,23;99:8;100:13; 108:8;109:15;110:1 <b>foul (1)</b> 80:23 <b>found (3)</b> 24:20;78:19;80:3 <b>founding (1)</b> 82:2 <b>four (4)</b> 10:12;26:1;39:19; 105:9 <b>four-sentence (1)</b> 9:22 <b>Fourth (1)</b> 9:7 <b>fracking (3)</b> 36:10,14,17 <b>frame (1)</b> 28:19 <b>framework (1)</b> 96:10 <b>Frank (5)</b> 7:17,17;10:15,17, 18 <b>frequencies (1)</b> 103:5
<b>F</b>				
<b>face (5)</b> 6:16,21;45:12; 49:20;79:15 <b>faces (1)</b> 29:14 <b>FACILITATOR (93)</b> 4:1;5:5;7:16;10:15; 12:3;13:13;15:18,21, 24;16:22;17:2,21; 20:8,12;22:14;24:8; 26:18;28:3;29:23; 30:12,17,21;32:15; 33:10;35:21;38:6,8, 17;40:4;41:13,20; 44:9;45:15;48:3;49:9; 50:11;53:4,7;55:8; 57:21,25;58:4,8,11, 16;60:1;63:10,13,16; 65:22,25;66:2,5,8; 68:22;70:22;73:18, 21,23;74:1;76:9,12; 79:1,3;81:15,18;84:6, 10;86:11;89:20,23; 92:7;94:11,14,18; 96:23;97:25;100:16; 101:2;103:18,21,25; 104:3,8,11,14;106:25; 107:4,7,11,17;108:17, 23 <b>fact (12)</b> 10:25;11:5;19:2,8; 29:3;49:20;52:13; 62:12,25;92:14;93:1; 103:3 <b>factor (3)</b> 27:20;93:19;102:18 <b>factored (1)</b> 72:3 <b>factors (2)</b> 10:3;102:17 <b>facts (1)</b> 93:15				

<b>fresh (4)</b> 30:7;57:22;70:11; 75:4 <b>friends (2)</b> 40:10;55:15 <b>front (2)</b> 64:19,21 <b>fuel (14)</b> 27:14,15,19;47:10, 15;49:1;54:4;57:17; 93:20,21;94:1;97:21; 99:8;103:6 <b>fueled (1)</b> 90:21 <b>fuels (12)</b> 29:20;30:2;39:5; 63:8;70:1;90:22;91:1; 97:15;100:13;108:8; 109:15;110:1 <b>fulfill (2)</b> 82:7;96:21 <b>full (7)</b> 52:6;53:14;103:7; 106:2;107:22;108:11, 11 <b>full-time (1)</b> 82:21 <b>functions (1)</b> 31:15 <b>fundamental (1)</b> 98:19 <b>fundamentally (1)</b> 29:18 <b>funded (1)</b> 47:12 <b>funding (2)</b> 40:24,25 <b>funds (1)</b> 37:11 <b>furnish (1)</b> 84:17 <b>further (6)</b> 11:22;77:14;88:4,5; 90:25;91:22 <b>future (29)</b> 12:24;15:7;16:14; 24:3,3;34:15,17;37:2, 21;48:20;53:13,16, 17;64:4,5,10;69:22; 71:18;73:8;93:23; 94:6;95:11,21;97:14, 20;106:6;110:7,7,7 <b>futures (1)</b> 59:10	14,15 <b>game (1)</b> 109:17 <b>garden (1)</b> 69:5 <b>Garyt (5)</b> 12:7;13:15,15; 15:19,22 <b>G-A-R-Y-T (1)</b> 13:16 <b>gas (10)</b> 11:11;20:17,24; 21:11;57:2;61:17; 63:8;74:8;90:16; 106:21 <b>gases (1)</b> 21:12 <b>gasoline (2)</b> 25:5;90:21 <b>gather (4)</b> 7:5;83:4;99:6; 105:6 <b>gathered (6)</b> 43:3,15,19;44:4,5; 83:13 <b>gathering (1)</b> 15:17 <b>General (3)</b> 30:6;79:24;98:12 <b>generation (7)</b> 78:12,12;107:21, 23,25;108:3;109:6 <b>generations (6)</b> 37:2;53:13,16,17; 69:22;93:23 <b>genocide (1)</b> 106:9 <b>gentleman (1)</b> 71:8 <b>geological (1)</b> 75:7 <b>geomorphic (1)</b> 43:22 <b>George (7)</b> 16:23,24;17:22,24, 25;79:5,5 <b>G-E-O-R-G-E (1)</b> 17:25 <b>Gerald (5)</b> 17:23;20:9,11,14, 14 <b>G-E-R-A-L-D (1)</b> 20:15 <b>gets (5)</b> 12:5;35:7;37:15; 48:24;69:4 <b>Given (7)</b> 21:18;25:23;32:2; 52:6;74:16;98:14; 104:21 <b>gives (4)</b> 18:15;35:18;60:19; 74:13	<b>giving (1)</b> 10:21 <b>glaring (1)</b> 62:7 <b>global (6)</b> 11:1;29:15;30:6; 36:25;67:19;105:8 <b>globe (1)</b> 11:11 <b>gloss (1)</b> 93:15 <b>glossed (1)</b> 92:11 <b>glut (1)</b> 91:17 <b>GM (2)</b> 91:4,4 <b>goal (1)</b> 92:2 <b>goals (2)</b> 39:15;106:21 <b>goes (2)</b> 19:4;80:7 <b>Goldstein (1)</b> 77:24 <b>Good (24)</b> 10:17;14:12,13; 18:22;26:22;37:23; 48:13;49:4,4;51:10; 54:19;61:12;71:1; 72:3,3,22;73:3,7; 74:5;81:3;89:1;90:2; 102:8;105:1 <b>GOODKSY (1)</b> 15:22 <b>good-paying (1)</b> 20:5 <b>Goodsky (4)</b> 12:7;13:15,16; 15:19 <b>G-O-O-D-S-K-Y (1)</b> 13:16 <b>Google (1)</b> 57:10 <b>government (4)</b> 31:13;40:14;54:22, 25 <b>governor (1)</b> 23:2 <b>graciously (1)</b> 79:14 <b>grad (1)</b> 58:22 <b>gradually (1)</b> 51:19 <b>graduated (1)</b> 67:6 <b>Grand (1)</b> 80:2 <b>grandchildren (1)</b> 53:23 <b>grandparents (1)</b> 13:19	<b>grandson (1)</b> 84:23 <b>grant (2)</b> 30:10;110:9 <b>granting (1)</b> 52:3 <b>grappling (1)</b> 38:23 <b>grassland (1)</b> 44:6 <b>grassroots (1)</b> 55:19 <b>great (21)</b> 12:14;22:17;23:10; 28:5;33:12;35:25; 41:15;44:14;49:11; 50:12,13;53:9;54:18; 58:18;60:19;61:19; 68:24;70:24;79:8; 80:15;109:1 <b>greater (2)</b> 32:10;97:18 <b>great-grandchildren (1)</b> 53:24 <b>greatly (3)</b> 44:10;108:20; 109:11 <b>greed (1)</b> 14:10 <b>green (1)</b> 110:7 <b>greenhouse (7)</b> 11:11;20:16,24; 21:11,12;74:8;106:21 <b>grew (3)</b> 54:14,20;67:10 <b>ground (12)</b> 4:23,24;13:3;35:19; 37:9;38:25;63:23; 65:7,12;66:7;69:15; 91:20 <b>groundwater (1)</b> 105:2 <b>Group (2)</b> 5:14;29:16 <b>grow (2)</b> 30:7;45:12 <b>growing (2)</b> 5:19;29:11 <b>grows (2)</b> 24:4;70:8 <b>growth (1)</b> 24:6 <b>guarantee (1)</b> 34:17 <b>guaranteed (1)</b> 10:12 <b>guarantees (1)</b> 28:19 <b>guardian (2)</b> 93:13;94:5 <b>guideline (1)</b> 47:25	<b>guts (1)</b> 71:16 <b>guys (2)</b> 65:6;81:14
<b>H</b>				
				<b>habitat (2)</b> 44:6;76:7 <b>habitation (1)</b> 31:24 <b>habitats (2)</b> 31:21;32:6 <b>half (2)</b> 12:22;62:13 <b>hall (2)</b> 66:12;86:24 <b>hand (10)</b> 4:6;5:10;7:18; 16:24;22:14;26:19; 28:5;44:13;66:20; 68:24 <b>handed (2)</b> 35:22;44:11 <b>handling (1)</b> 49:1 <b>handout (1)</b> 99:17 <b>hands (1)</b> 72:18 <b>happen (5)</b> 28:25;37:2,6;48:19; 68:7 <b>happened (1)</b> 27:16 <b>happening (4)</b> 18:18;36:22,23,25 <b>happens (4)</b> 17:13;48:21;68:6; 99:1 <b>harbors (1)</b> 6:3 <b>hard (5)</b> 15:16;24:23;86:16; 95:20;97:17 <b>hardest (1)</b> 27:18 <b>harm (1)</b> 80:23 <b>harmful (1)</b> 75:16 <b>Harper (4)</b> 49:10;50:15,16; 53:5 <b>H-A-R-P-E-R (1)</b> 50:17 <b>hatch- (1)</b> 101:16 <b>hatchery (5)</b> 75:9,10;101:16,18, 20 <b>hazardous (2)</b> 25:6,9

<b>head (2)</b> 29:15;102:20 <b>headed (1)</b> 29:20 <b>Headline (1)</b> 30:5 <b>Headlines (1)</b> 29:24 <b>headquartered (1)</b> 82:19 <b>headwaters (2)</b> 12:12;55:15 <b>Health (6)</b> 6:18,20,22;77:6,16; 93:12 <b>healthier (1)</b> 50:6 <b>healthy (1)</b> 97:15 <b>hear (1)</b> 71:11 <b>heard (5)</b> 38:1,2;65:9;83:20; 98:21 <b>hearing (1)</b> 69:8 <b>hearings (2)</b> 69:9;98:10 <b>hearts (1)</b> 13:10 <b>hearty (1)</b> 30:10 <b>heat-trapping (1)</b> 20:23 <b>heavier (1)</b> 28:22 <b>heavily (2)</b> 88:18;93:2 <b>heavy (4)</b> 10:9;21:1,3;80:6 <b>heightened (1)</b> 96:11 <b>Hello (7)</b> 4:12;16:25;40:10; 50:15;80:8;98:6; 109:3 <b>help (1)</b> 81:17 <b>helped (1)</b> 55:20 <b>helps (1)</b> 82:6 <b>Henry (1)</b> 105:18 <b>herbicides (2)</b> 8:15,17 <b>Hi (11)</b> 5:11;20:11,15;36:2; 38:12;41:17;44:15; 49:12;58:22;71:1; 94:22 <b>high (6)</b> 9:14;26:2;77:22; 	78:20;87:19;103:5 <b>high-capacity (1)</b> 97:20 <b>higher (5)</b> 10:9,10;35:7; 106:15,22 <b>highest (1)</b> 74:23 <b>highly (1)</b> 66:3 <b>himself (1)</b> 80:1 <b>Hinckley (1)</b> 18:19 <b>historic (5)</b> 82:25;83:6;85:8,23; 86:2 <b>historically (2)</b> 59:15;105:14 <b>history (5)</b> 12:23;34:14;52:19; 74:13;94:9 <b>hit (3)</b> 27:3,18;102:15 <b>Hobart (2)</b> 66:25;67:1 <b>hold (1)</b> 41:20 <b>holding (1)</b> 106:22 <b>holdings (1)</b> 106:5 <b>hole (2)</b> 23:6;62:7 <b>Hollander (4)</b> 87:5;89:24;90:2,3 <b>H-O-L-L-A-N-D-E-R (1)</b> 90:4 <b>home (1)</b> 101:12 <b>homelands (1)</b> 13:18 <b>homeowner (1)</b> 64:15 <b>honest (1)</b> 50:4 <b>honestly (3)</b> 14:19;15:15;94:2 <b>honor (6)</b> 5:20,23;7:11;36:4; 55:16;71:6 <b>hook (3)</b> 64:10;79:17,21 <b>hope (5)</b> 16:18;20:3,4;51:17; 101:23 <b>hopefully (1)</b> 12:24 <b>Hornstein (4)</b> 7:17;10:15,17,18 <b>horse (2)</b> 90:13,18 <b>horseless (1)</b> 	65:11 <b>horses (2)</b> 65:10;90:12 <b>hosting (1)</b> 79:14 <b>hour (1)</b> 103:14 <b>hours (1)</b> 23:3 <b>House (1)</b> 10:20 <b>Hubbard (1)</b> 87:12 <b>Hudson (1)</b> 23:9 <b>huge (2)</b> 28:14;51:11 <b>hugely (1)</b> 88:21 <b>human (4)</b> 14:7,15;31:7;72:17 <b>humbly (1)</b> 14:4 <b>hundred (1)</b> 25:15 <b>hundreds (6)</b> 19:13,16,16;23:9; 40:1;62:15 <b>hunt (3)</b> 7:5;27:12;105:5 <b>hunting (1)</b> 15:17 <b>Hutchins (2)</b> 100:22;104:5 <b>hybrid (1)</b> 69:6 <b>hydrogeology (1)</b> 82:25 <b>hyphen (1)</b> 77:4  <b>I</b>  <b>iceberg (1)</b> 102:19 <b>icebergs (1)</b> 102:15 <b>idea (5)</b> 26:10;37:17;49:4,4; 64:25 <b>identification (1)</b> 84:5 <b>identified (7)</b> 20:25;21:9,23; 87:17,20,25;95:13 <b>identifies (2)</b> 20:19;82:15 <b>ignored (1)</b> 22:3 <b>ignores (1)</b> 72:16 <b>ill-advised (1)</b> 51:20 	<b>Illinois (1)</b> 92:16 <b>immediate (1)</b> 48:17 <b>Impact (37)</b> 4:17,20;5:17;6:23, 25;7:7;11:1,22;24:17; 31:6;36:12;37:14; 39:24;46:17;52:22; 54:3;55:14,21,23; 60:16;61:21;62:4; 67:13,14,19,22;68:12, 19;69:24;71:23;72:3, 10;79:23;80:10;95:1, 8;97:10 <b>impacted (2)</b> 73:16,20 <b>impacting (1)</b> 11:13 <b>impacts (12)</b> 4:25;6:14,18;7:9; 25:12;26:6;40:16; 54:2;62:8;72:2;83:9; 92:12 <b>impartial (1)</b> 82:16 <b>imperative (1)</b> 30:3 <b>implementation (1)</b> 16:20 <b>implemented (1)</b> 82:13 <b>implementing (2)</b> 51:13;54:1 <b>implore (1)</b> 93:13 <b>importance (1)</b> 44:20 <b>important (13)</b> 8:19;22:10;24:25; 27:11;31:21;32:5; 56:24;62:21;63:5; 72:15;83:4;84:3; 100:5 <b>importantly (1)</b> 95:5 <b>impossible (1)</b> 104:21 <b>improve (1)</b> 31:15 <b>inaccurate (1)</b> 62:11 <b>inadequacy (2)</b> 5:16;40:18 <b>inadequate (2)</b> 41:1,4 <b>Inc (1)</b> 82:3 <b>incident (2)</b> 33:23;85:8 <b>incidents (2)</b> 34:19;35:5 <b>include (3)</b> 	8:14;24:24;29:8 <b>included (2)</b> 26:16;54:12 <b>includes (3)</b> 10:19;39:17;87:13 <b>including (8)</b> 11:14;31:24;44:18; 46:23;47:1;56:7; 60:11;87:22 <b>inclusion (1)</b> 21:15 <b>inclusive (1)</b> 21:16 <b>inconsistent (2)</b> 51:7;52:24 <b>increase (4)</b> 52:25;56:7;58:25; 78:15 <b>incredibly (1)</b> 62:6 <b>indefinitely (2)</b> 4:24;28:18 <b>independent (1)</b> 83:25 <b>Independently (1)</b> 21:25 <b>India (2)</b> 92:2;105:20 <b>indicates (1)</b> 9:5 <b>indifferent (1)</b> 80:21 <b>indigenous (3)</b> 12:19;56:7;69:12 <b>indiscernible (8)</b> 11:23,25;12:10,11, 11;13:9;45:23;63:22 <b>industries (3)</b> 40:3;47:4;60:10 <b>industry (6)</b> 27:22;42:1;57:2; 90:18;93:21;98:18 <b>inefficient (1)</b> 90:21 <b>inequities (1)</b> 6:22 <b>inevitable (3)</b> 41:1,6,6 <b>infeasible (1)</b> 51:14 <b>inflated (1)</b> 91:22 <b>inform (1)</b> 42:25 <b>information (13)</b> 34:12;43:3,5,11,13, 19;44:4,5;83:5,13; 84:4;99:16;102:1 <b>informed (2)</b> 43:8,16 <b>Infrastructure (9)</b> 29:16;44:18;45:4; 59:8,17;70:15;74:15; 
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91:14;97:21 <b>inhalation (1)</b> 78:4 <b>inherent (1)</b> 11:16 <b>injuries (2)</b> 47:1;63:3 <b>injustice (1)</b> 7:2 <b>injustices (1)</b> 6:23 <b>input (4)</b> 72:3;82:16;83:25; 92:25 <b>insert (1)</b> 23:7 <b>inside (1)</b> 46:20 <b>insignificant (1)</b> 22:2 <b>inspectors (1)</b> 27:23 <b>installing (1)</b> 65:2 <b>instantaneous (1)</b> 103:16 <b>instead (2)</b> 53:2;63:4 <b>Institute (1)</b> 90:9 <b>Institute's (1)</b> 22:24 <b>integrity (2)</b> 96:11,16 <b>intend (1)</b> 5:2 <b>intends (1)</b> 81:5 <b>intense (1)</b> 71:25 <b>intensive (2)</b> 74:9;105:24 <b>intentional (1)</b> 9:1 <b>interagency (1)</b> 11:5 <b>interest (3)</b> 26:5;59:5;73:15 <b>interesting (1)</b> 90:6 <b>interests (6)</b> 40:15,20;41:8,9; 59:18,21 <b>interface (1)</b> 42:11 <b>International (2)</b> 17:25;77:20 <b>interrelations (1)</b> 31:7 <b>interrupt (1)</b> 29:23 <b>intervening (1)</b> 55:15	<b>interviewed (1)</b> 78:23 <b>into (23)</b> 5:6;23:15;28:20,23; 29:1;32:19;35:6; 39:25;43:8;51:4; 53:15;57:5;60:15; 62:19;67:17;77:14; 85:25;88:25;92:1; 97:19;99:22;108:10; 109:13 <b>introduction (1)</b> 34:4 <b>invasive (1)</b> 44:7 <b>invest (3)</b> 61:23;108:2,8 <b>investing (1)</b> 59:6 <b>Investment (3)</b> 29:16;61:20;89:15 <b>investments (1)</b> 61:19 <b>investors (1)</b> 33:4 <b>involved (3)</b> 46:18;59:1;61:16 <b>Iowa (2)</b> 67:22,23 <b>irreversible (1)</b> 74:25 <b>issue (3)</b> 11:4;37:14;98:11 <b>issues (7)</b> 11:23;12:1;19:24; 30:11;98:12;106:9,12 <b>Itasca (1)</b> 88:8	70:7 <b>Jewitt (2)</b> 94:20;104:4 <b>Jim (1)</b> 29:15 <b>Job (10)</b> 23:19;27:19;40:14; 61:12;62:7;81:3; 83:22,23;89:7;108:1 <b>jobs (27)</b> 19:11;20:5,5;27:21; 39:25;40:1,2,20;41:9; 46:5;54:19;56:2,2; 58:2;59:19;62:10,16; 68:18;72:11,12,13,16, 16,21,21,22;80:14 <b>Joe (2)</b> 107:5,5 <b>John (13)</b> 79:25;81:18,19,19, 22,23,25;84:7;104:14, 14,17,18;106:25 <b>J-O-H-N (2)</b> 82:1;104:19 <b>joining (1)</b> 64:22 <b>joyful (1)</b> 16:20 <b>judge (1)</b> 93:5 <b>July (3)</b> 78:14;95:3;110:13 <b>Justice (7)</b> 5:14;6:9,11;7:11; 16:19;54:8;106:12 <b>justified (1)</b> 89:22	<b>Kevin (8)</b> 58:17,18,18;60:2,6, 6;63:11,14 <b>K-E-V-I-N (1)</b> 60:7 <b>Keystone (1)</b> 63:1 <b>kidneys (1)</b> 78:7 <b>killed (1)</b> 91:4 <b>kilograms (1)</b> 21:5 <b>kind (2)</b> 47:1;108:7 <b>kinds (1)</b> 48:12 <b>knocking (1)</b> 79:11 <b>Knorr (1)</b> 107:12 <b>knowing (1)</b> 92:22 <b>knowledge (1)</b> 60:18 <b>known (2)</b> 8:4;77:17 <b>Kowalski (4)</b> 70:24;74:2,5;76:10 <b>K-O-W-A-L-S-K-I (1)</b> 74:6 <b>KXL (1)</b> 106:18 <b>Kyle (5)</b> 38:10,18,19,20,20 <b>K-Y-L-E (1)</b> 38:21	88:6 <b>Lakes/Lawrencian (1)</b> 23:10 <b>Lakota (1)</b> 12:20 <b>land (11)</b> 5:22;23:4;33:4; 43:20;51:6;70:3;76:5; 79:15;89:17;95:7; 99:21 <b>landowner (2)</b> 79:20;80:21 <b>landowners (5)</b> 72:25;79:11,12; 80:18,24 <b>lands (3)</b> 13:1;28:13;36:18 <b>landscape (1)</b> 87:17 <b>language (1)</b> 13:22 <b>large (3)</b> 34:7,9;88:20 <b>largely (1)</b> 9:17 <b>larger (4)</b> 6:15;45:12;99:18, 19 <b>largest (3)</b> 29:17;52:19;91:14 <b>LaSalle (13)</b> 87:11;88:1,6,10,12, 13,13,15,16,17,20,25; 89:16 <b>last (21)</b> 4:20;33:14;35:18; 37:8;55:6;59:4;62:19; 63:5;67:21;68:10; 84:15;90:7;92:4,6,15; 94:1;101:6;103:19; 105:9;108:5;109:1 <b>lastly (3)</b> 19:10,20;55:2 <b>late (1)</b> 91:5 <b>Lately (1)</b> 51:23 <b>later (3)</b> 12:21;39:4;69:7 <b>Laura (7)</b> 94:21,21;98:3,4,5,6, 7 <b>L-A-U-R-A (1)</b> 98:7 <b>law (3)</b> 57:5;82:8;93:5 <b>Laws (1)</b> 31:11 <b>laying (1)</b> 63:23 <b>lead (5)</b> 42:11;52:15;53:12; 88:25;93:3
	<b>J</b>	<b>K</b>	<b>L</b>	
	<b>Jaci (4)</b> 22:16,17;24:12,12 <b>J-A-C-I (1)</b> 24:13 <b>Jason (7)</b> 16:23,24;17:22,24, 24;79:5,5 <b>Jay (1)</b> 107:7 <b>Jean (7)</b> 89:25,25;92:8,10, 10;94:12,15 <b>J-E-A-N (1)</b> 92:10 <b>Jeffrey (5)</b> 20:10;22:16,18,18, 19 <b>J-E-F-F-R-E-Y (1)</b> 22:19 <b>jeopardized (1)</b> 70:12 <b>jeopardizes (1)</b>	<b>Kalamazoo (4)</b> 26:7;32:10;57:14; 89:13 <b>Kathy (5)</b> 87:5,5;89:24;90:2,3 <b>K-A-T-H-Y (1)</b> 90:3 <b>Katy (9)</b> 24:8;38:19,19;40:4, 5,5,9,10,11 <b>K-A-T-Y (1)</b> 40:11 <b>keep (9)</b> 27:24,25;61:11; 96:25;100:3,10; 107:8,14;109:12 <b>keeping (1)</b> 106:1 <b>keeps (2)</b> 27:15;84:1 <b>Kelly (5)</b> 94:19,20,20,21; 104:4	<b>labor (4)</b> 18:10;80:8,16; 81:14 <b>laborers (6)</b> 19:16;26:24;44:17, 17;60:8;80:9 <b>Lac (1)</b> 12:19 <b>lack (1)</b> 106:13 <b>laid (2)</b> 64:1;95:23 <b>Lake (19)</b> 5:21;6:2,4;29:1; 87:11,13;88:1,10,12, 13,13,17;89:16; 92:18;99:20;101:12, 14,16;105:10 <b>lakes (7)</b> 24:25;27:8;50:23; 51:6;70:7;74:22; 88:14 <b>Lake's (1)</b>	

<b>leadership (2)</b> 55:18;57:23 <b>leak (3)</b> 10:12;35:19;48:20 <b>leaked (1)</b> 28:23 <b>leaks (4)</b> 25:5;34:11,14;35:8 <b>learned (1)</b> 57:1 <b>lease (1)</b> 106:14 <b>least (8)</b> 24:21;25:15;26:6; 37:24;56:9;75:16; 76:2,8 <b>least-profitable (1)</b> 10:8 <b>leave (3)</b> 37:9;87:3;96:18 <b>leaves (1)</b> 41:5 <b>leaving (1)</b> 4:24 <b>Ledko (1)</b> 104:12 <b>Lee (5)</b> 66:17,18,22,24,25 <b>left (15)</b> 13:2;17:13;34:1; 35:19;97:3;100:18; 101:1;104:7,10,13; 107:3,6,10,11,16 <b>legacy (1)</b> 37:12 <b>legislative (1)</b> 57:1 <b>Legislature (1)</b> 31:6 <b>legitimate (3)</b> 30:14;40:20,21 <b>length (1)</b> 35:2 <b>less (4)</b> 6:12;35:16;51:5; 105:24 <b>level (2)</b> 98:18;109:17 <b>levels (1)</b> 59:15 <b>liability (1)</b> 37:6 <b>life (14)</b> 6:8;8:20;12:17; 17:6,7;21:19;24:5; 55:22;56:15;72:19; 76:11;99:8;102:18; 109:5 <b>lifecycle (3)</b> 20:20,24;21:10 <b>lifelong (5)</b> 5:15;40:12;45:21; 67:3;87:10	<b>lifetime (7)</b> 4:14;12:14;22:1; 34:6;35:4,12;67:9 <b>light (2)</b> 23:17;53:2 <b>likelihood (2)</b> 85:3,11 <b>likely (3)</b> 33:7;101:17,19 <b>limit (1)</b> 50:7 <b>limited (1)</b> 77:18 <b>Lindh (5)</b> 26:21;28:8;29:24; 30:14,19 <b>L-I-N-D-H (1)</b> 28:8 <b>line (75)</b> 4:22;5:18;8:5,7; 9:9;13:2;16:9;18:2; 19:15;24:21;25:12; 25:27;6:15,23;28:11; 30:16;34:23;35:2,17; 17:39;10:20;41:4,7; 47:16,20;49:1;50:25; 51:9,12,19;52:18; 54:16;55:25;60:25; 61:11;63:6;64:4,10, 11,21,24;65:1,1; 67:16;70:9;71:20; 74:19;79:12,14;80:4, 4,12;81:9,25;83:9,21; 85:3,20,22;86:8; 92:13;95:16;96:14, 15,20;98:22,24;99:3, 4,5;100:11;105:25; 106:14 <b>lines (1)</b> 98:11 <b>link (1)</b> 88:14 <b>linked (1)</b> 78:15 <b>liquified (1)</b> 23:8 <b>list (3)</b> 8:12;49:17;69:6 <b>listed (1)</b> 21:2 <b>listened (1)</b> 90:7 <b>lists (2)</b> 21:3;31:18 <b>literature (1)</b> 8:18 <b>little (14)</b> 5:7,8;10:24;19:20; 26:8;31:4;36:5;41:21; 46:8;67:7;77:10; 88:13;93:6;100:20 <b>live (12)</b> 7:3;14:15,17,18;	15:15;19:2;49:18,21; 50:3;54:20;67:3;70:3 <b>liveability (1)</b> 93:22 <b>lived (1)</b> 109:5 <b>livelihood (1)</b> 32:8 <b>livelihoods (2)</b> 72:18;73:1 <b>livers (1)</b> 78:7 <b>lives (4)</b> 24:4;49:21;50:6; 62:20 <b>living (5)</b> 5:23;39:21;47:11; 69:22;93:23 <b>lobbied (1)</b> 57:2 <b>lobbying (1)</b> 57:7 <b>Local (11)</b> 18:1;19:11,17;42:8; 62:10,14,16;69:19; 72:11;73:1;106:5 <b>located (2)</b> 88:7,9 <b>Lochuck (1)</b> 104:5 <b>lock (1)</b> 97:19 <b>logic (1)</b> 17:18 <b>Lois (7)</b> 92:8,9,9;94:19,22, 22;97:2 <b>L-O-I-S (1)</b> 94:23 <b>long (8)</b> 6:12;12:23,24; 27:18;35:17;77:15; 108:15,15 <b>long-eared (1)</b> 43:25 <b>longer (6)</b> 5:3;13:25;48:23; 61:2;64:6;100:14 <b>longer-term (1)</b> 77:15 <b>long-term (5)</b> 8:23;61:13;78:3; 110:3,4 <b>long-winded (1)</b> 31:4 <b>look (20)</b> 11:22;14:13,13; 26:14;35:3;37:12; 49:8,15;62:21;63:6,6; 89:12;95:20;97:14, 17;102:2,5,13,24; 103:4 <b>looked (1)</b>	38:15 <b>looking (2)</b> 24:20;54:2 <b>looms (1)</b> 30:5 <b>lose (1)</b> 39:3 <b>loss (2)</b> 51:25;106:7 <b>lost (1)</b> 39:25 <b>lot (8)</b> 5:6;19:4;37:3; 66:10;80:17;95:3; 97:11;102:4 <b>lots (1)</b> 61:13 <b>Louis (1)</b> 6:1 <b>love (5)</b> 45:23,24,24;47:15; 50:24 <b>Lovins (1)</b> 90:8 <b>low (4)</b> 34:6;54:14,14; 91:19 <b>lower (1)</b> 64:18 <b>LOWERY (2)</b> 40:10,11 <b>L-O-W-E-R-Y (1)</b> 40:12 <b>low-impact (1)</b> 54:13 <b>Lowry (2)</b> 24:8;38:19 <b>lubricants (1)</b> 25:5 <b>Luchuck (1)</b> 100:25 <b>Lynn (3)</b> 107:18;108:24,24	106:4 <b>makers (2)</b> 51:18;94:8 <b>makes (4)</b> 53:5;61:21;79:23; 101:19 <b>making (4)</b> 24:2;37:5;82:17; 109:9 <b>Malecha (5)</b> 84:12;87:4,8,9; 89:21 <b>M-A-L-E-C-H-A (1)</b> 87:9 <b>man (1)</b> 23:2 <b>management (2)</b> 42:11,14 <b>manager (1)</b> 65:4 <b>mandating (1)</b> 41:10 <b>manifests (1)</b> 59:8 <b>Manitoba (1)</b> 78:19 <b>Manning (3)</b> 50:12;53:11,11 <b>M-A-N-N-I-N-G (1)</b> 53:12 <b>Manoomin (1)</b> 59:12 <b>many (21)</b> 4:16;10:23;17:9; 18:10;22:4;27:2,11; 35:5;40:22;46:14; 47:9;55:19;77:12; 80:14;83:1,6;88:23; 94:25;96:20;99:21; 102:15 <b>map (1)</b> 64:5 <b>Margaret (4)</b> 4:2,5,12,13 <b>M-A-R-G-A-R-E-T (1)</b> 4:13 <b>marketers (1)</b> 27:23 <b>marketplace (1)</b> 82:14 <b>Marshall (1)</b> 85:22 <b>marshes (1)</b> 24:25 <b>Martin (6)</b> 84:12;87:4,7,8,8; 89:21 <b>M-A-R-T-I-N (1)</b> 87:9 <b>Mary (12)</b> 45:16,16,17;48:4,6, 7,7;70:24,24;74:2,5; 76:10
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<b>M-A-R-Y (2)</b> 48:8;74:6	<b>men (1)</b> 72:19	<b>11</b>	<b>8:10</b>	<b>28:20</b>
<b>massive (1)</b> 10:1	<b>Menter (5)</b> 15:24;16:23,25;	<b>mill (2)</b> 104:1,2	<b>missing (5)</b> 8:12;28:15;48:14;	<b>most (14)</b> 8:19;17:7;26:25;
<b>master's (1)</b> 101:9	17:1,4	<b>Mille (1)</b> 12:19	74:12;95:15	30:19;44:23;47:18;
<b>material (4)</b> 20:24;21:9;22:12;	<b>M-E-N-T-E-R (1)</b> 17:5	<b>million (5)</b> 37:25;57:13;68:12;	<b>Mississippi (7)</b> 5:24;6:6;23:10;	60:17;74:8,23;75:25;
54:10	<b>mentioned (8)</b> 18:7;34:9;40:21;	88:3;103:12	56:12;71:11;87:16;	76:4;82:21;93:23;
<b>materialistic (3)</b> 14:11,15;15:15	51:8;60:11;90:6,9;	<b>millions (1)</b> 18:12	88:14	98:18
<b>materially (1)</b> 86:7	110:2	<b>mind (1)</b> 99:9	<b>mistake (1)</b> 100:11	<b>mostly (3)</b> 23:13;28:11;76:5
<b>materials (2)</b> 20:17;77:13	<b>mentions (1)</b> 19:10	<b>mine (1)</b> 23:25	<b>mitigants (1)</b> 72:2	<b>mother (4)</b> 13:24;23:10;55:3;
<b>mathematics (1)</b> 101:9	<b>MEPA (1)</b> 104:25	<b>minimization (1)</b> 42:6	<b>mitigation (1)</b> 39:8	70:17
<b>Matson (2)</b> 104:15;107:2	<b>merits (1)</b> 95:15	<b>Minneapolis (6)</b> 10:20;19:5;41:24;	<b>MN350 (1)</b> 7:21	<b>MOU (1)</b> 93:11
<b>matter (6)</b> 19:8;23:9,11;24:5,	<b>Merjent (9)</b> 41:23;42:3,17;82:3,	69:3,5;84:19	<b>model (3)</b> 24:6;102:12,12	<b>Mountain (1)</b> 90:9
5:39:21	4,6,9,18,20	<b>Minneapolis-St (1)</b> 88:7	<b>modeler (2)</b> 102:7,11	<b>move (5)</b> 7:14;18:4;45:7;
<b>MAXWELL (1)</b> 15:25	<b>mess (2)</b> 94:17;96:18	<b>Minnesota (88)</b> 4:15;5:3,13;6:16,	<b>modeling (6)</b> 93:6,8;101:10;	72:5;97:24
<b>may (8)</b> 25:4;31:17;33:24;	<b>met (1)</b> 53:2	17:7;24:25;10:1,14,	102:22,23;103:11	<b>moved (1)</b> 12:21
42:17;51:2;78:13;	<b>metal (1)</b> 10:9	20:11;2,10,10;12:10;	<b>models (1)</b> 102:9	<b>movement (1)</b> 80:8
88:24;97:22	<b>methods (2)</b> 73:11;99:25	17:5;19:17;20:4;	<b>modes (1)</b> 11:16	<b>moves (5)</b> 61:22,25;62:1,2;
<b>maybe (2)</b> 18:7;65:13	<b>metric (1)</b> 22:13	24:14;26:24;27:8,15,	<b>modest (1)</b> 16:7	63:9
<b>mean (5)</b> 14:19;54:19;61:9,	<b>Mexico (1)</b> 106:2	22,25;28:13;29:2,24;	<b>Molly (6)</b> 76:19,23;77:1,2,3;	<b>moving (8)</b> 23:5,5;27:16;30:2;
10:68:5	<b>mic (11)</b> 4:7;40:5,8;41:16,	30:1;31:2;32:3,23;	79:2	60:20;63:3;71:10;
<b>means (5)</b> 25:24;31:13;52:9;	20:76:15;96:6,10,12,	33:4;36:16;38:4,23;	<b>M-O-L-L-Y (1)</b> 77:4	73:12
61:22;68:6	22,24	39:15;40:13;42:2;	<b>monetary (1)</b> 98:17	<b>MPR (2)</b> 65:10;90:6
<b>meant (1)</b> 14:25	<b>Michigan (3)</b> 57:14;85:22;106:12	43:20;45:23;46:1,3,7,	<b>money (5)</b> 15:8,14;18:13;	<b>much (35)</b> 5:3;11:17,21;14:9;
<b>Meanwhile (1)</b> 16:13	<b>microorganisms (1)</b> 8:22	11;47:24;54:8;55:18;	29:20;94:16	17:17;19:6;34:10;
<b>measures (2)</b> 9:5;31:25	<b>mics (1)</b> 98:1	57:14;58:23;59:14;	<b>monitored (1)</b> 28:17	35:22;36:20,21;43:4;
<b>mechanical (2)</b> 84:19,22	<b>mid (1)</b> 101:8	60:19;64:22;67:3,5,	<b>monitoring (1)</b> 48:18	44:9;45:12;49:2;
<b>Medical (1)</b> 77:25	<b>middle (2)</b> 7:18;20:10	10,10,14,23,23;68:5,	<b>months (1)</b> 98:11	51:25;52:12;53:7;
<b>meet (2)</b> 52:9;73:4	<b>might (3)</b> 6:12;18:20;35:5	10;69:12;70:15;71:3,	<b>moral (2)</b> 14:8;30:3	54:19;58:4;62:3;
<b>meetings (4)</b> 73:6;98:10;104:24;	<b>Mighty (1)</b> 5:24	3;72:24;75:5,20;	<b>More (46)</b> 9:14,14,15;10:11,	63:16;68:21;73:6;
110:14	<b>Miigwech (1)</b> 59:25	76:11;77:5;82:20;	25;11:4;12:25,25;	79:3;86:11,13;89:6;
<b>megatons (1)</b> 67:17	<b>Mike (5)</b> 28:4,5;30:22,24,24	83:19;84:2,24;87:10,	13:5;14:18;29:25;	92:25;97:25;99:18,
<b>member (5)</b> 5:13;44:16;58:24;	<b>M-I-K-E (1)</b> 30:25	18;88:2;89:15;91:9;	48:11;52:4,13;54:4;	18,18,19;110:10,18
69:12;72:24	<b>Mikisew (1)</b> 78:18	94:10;97:5,13;98:8;	55:24;59:9;62:3;	<b>Muehlhausen (4)</b> 81:19,23;82:1;84:7
<b>members (5)</b> 27:11,17;45:4;	<b>mile (1)</b> 88:17	106:15,20,22;109:5,	66:10;67:12;68:18;	<b>M-U-E-H-L-H-A-U-S-E-N (1)</b> 82:2
61:12;62:17	<b>miles (10)</b> 23:9;26:6;34:21,21,	14,16	71:23;74:21;76:22;	<b>multi-catastrophic (1)</b> 9:4
<b>members' (1)</b> 18:13	22;35:1;43:20;88:7,8,	<b>Minnesotan (3)</b> 5:16;26:25;45:21	77:6;83:18;86:16;	<b>multinational (1)</b> 57:17
<b>memorandum (1)</b> 92:19		<b>Minnesotans (8)</b> 6:5;11:14;40:15;	87:2,21;89:3,6;91:19;	<b>multiple (1)</b> 9:2
		56:2;57:8;58:2;74:18;	92:4;95:3,20;96:25;	<b>multiplying (1)</b> 35:5
		79:9	97:1,20;98:12;	<b>Munter (4)</b> 79:25;104:14,17,19
		<b>Minnesota's (4)</b> 26:2;33:22;63:8;	101:17,18;102:4;	<b>M-U-N-T-E-R (1)</b> 104:19
		92:18	107:1	<b>muskrats (1)</b> 12:18
		<b>minute (4)</b> 13:20;14:9;46:16;	<b>morphed (1)</b>	<b>mussels (1)</b> 44:7
		103:15		
		<b>minutes (2)</b> 87:2;100:17		
		<b>misguided (1)</b> 77:8		
		<b>misleading (1)</b> 53:3		
		<b>misses (1)</b>		

<b>must (14)</b> 6:24;8:16;20:24; 30:15;38:14;52:2; 53:18;24:54;4:59:20; 70:11;95:12;97:7; 100:11	28:18;30:12;17;37:3; 5,12,13;39:3,4,12,13; 45:8;46:2;49:22;50:3; 52:17;54:17,21; 55:16;57:3;65:16,25; 68:18;70:14;72:6; 73:13;75:24;86:19; 87:2;91:12;93:10; 95:19;97:14,23; 99:10,11,13,21; 100:14;102:24	<b>next (49)</b> 5:9;7:17;10:16; 12:6;15:24;16:23; 17:22;20:9;22:16; 26:20;28:4;30:22; 32:16;33:10;38:18; 40:4;41:14;44:12; 45:15,18;50:12,14; 53:8;56:10;58:17,18; 66:17,21;68:7,13; 74:2;76:20,24;79:4; 80:7;81:19,20;84:11; 87:4;88:9;89:25;90:5; 92:9;94:19;98:3,4; 104:16;105:22; 110:15	<b>numbers (2)</b> 21:23;103:9 <b>numerous (5)</b> 28:9;69:9;87:23; 90:11,14	16;70:13,16;74:7,8, 17;77:11,16,17;78:1, 10,15;85:2;91:6,9,17, 19,19,21,24;99:16,20; 100:1,3;105:6,15,19, 23,25;106:3,6
<b>muzzled (1)</b> 92:20			<b>O</b>	<b>Ojibwe (6)</b> 13:23;15:23;58:21; 59:13;69:19;70:6
<b>N</b>				<b>old (24)</b> 4:14,22;15:10;27:6; 28:16;35:16,17; 39:18;41:3,4;44:21; 45:8;51:12;62:2; 63:25;64:10,20,20; 70:16;79:11;96:16; 100:12;107:20; 109:25
<b>name (36)</b> 4:10,12;7:19;13:13, 24;17:3,24;20:13; 24:10;26:23;28:7; 32:20;33:14;38:12, 20;41:17;44:15; 49:12;50:16;63:19; 66:23;69:1;71:2;77:3; 79:6;81:25;84:15; 87:8;90:3;98:6;101:5; 104:18;107:19; 108:18,19;109:3	<b>needed (1)</b> 44:23	<b>next-door (1)</b> 90:5	<b>O4 (2)</b> 76:2,7	<b>older (1)</b> 35:7
<b>names (1)</b> 101:3	<b>needs (11)</b> 11:17;20:6;26:16; 30:1;35:3;48:12; 59:24;64:19;72:5; 91:15;98:24	<b>nice (1)</b> 69:8	<b>objective (1)</b> 83:12	<b>oldest (2)</b> 8:7,8
<b>name's (1)</b> 45:20	<b>negotiate (1)</b> 75:15	<b>Nicolette (8)</b> 33:11,11;35:24; 36:1,2,2;38:6,7	<b>obligations (1)</b> 82:7	<b>Onancya (1)</b> 108:25
<b>Nanihoss (2)</b> 107:5,5	<b>neighbor (2)</b> 37:24;73:3	<b>N-I-C-O-L-E-T-T-E (1)</b> 36:3	<b>obliged (1)</b> 83:24	<b>once (6)</b> 9:3;10:12;17:13; 28:24;99:5,21
<b>nation (7)</b> 12:22;13:11;15:5; 46:9;58:24;70:6; 78:18	<b>neighborhoods (1)</b> 19:6	<b>no-build (3)</b> 56:18;94:6;105:23	<b>obscure (1)</b> 47:22	<b>one (34)</b> 8:19;13:4;15:7; 18:9;24:15;25:25; 26:13;34:9;35:3; 36:20;39:18;40:2,23; 46:22;51:13;52:21; 56:9;60:13;62:7;64:1; 73:6;76:22;90:10,13; 95:2,4,15;102:16; 103:19,24;104:2,18, 23;107:18
<b>National (2)</b> 22:24;85:18	<b>neighbors (2)</b> 40:11;73:8	<b>nonbiodegradable (1)</b> 25:14	<b>observation (1)</b> 80:7	<b>one-and-a-half (1)</b> 88:10
<b>Nations (2)</b> 57:23;106:10	<b>neither (1)</b> 82:9	<b>nonnative (1)</b> 64:9	<b>observed (1)</b> 81:8	<b>one-half (1)</b> 88:17
<b>native (9)</b> 7:4,9;12:17;32:8; 54:11;59:1,3;64:9; 71:9	<b>Nelson (4)</b> 30:23;32:16,18,20	<b>Noorgard (1)</b> 94:19	<b>obsolete (4)</b> 93:18;97:22;99:6, 14	<b>ones (5)</b> 13:8;37:16;53:24; 81:2;90:22
<b>natural (16)</b> 5:22;27:10;31:8,21, 24;32:5;39:9;61:17; 75:8;76:3,6;83:15; 87:15;97:6;101:18,19	<b>N-E-L-S-O-N (1)</b> 32:21	<b>nor (3)</b> 8:22;64:10;82:9	<b>obvious (1)</b> 8:10	<b>one-third (1)</b> 92:3
<b>near (3)</b> 6:5;41:5;49:5	<b>Nemadji (1)</b> 6:2	<b>Norrgard (4)</b> 92:9;94:22,23;97:2	<b>occur (4)</b> 7:9;85:17;94:4; 95:9	<b>ongoing (1)</b> 81:12
<b>nearest (1)</b> 86:1	<b>nephew (1)</b> 22:23	<b>N-O-R-R-R-G-A-R-D (1)</b> 94:23	<b>occurred (3)</b> 35:16;53:1;86:2	<b>only (21)</b> 4:19;6:4;9:5;14:6; 21:3;28:16;32:1,3; 35:2;54:10;56:19; 62:16,24;63:9;68:11; 83:24;88:10;89:3; 96:2;102:25;104:22
<b>nearly (2)</b> 27:9;61:3	<b>nerd (1)</b> 67:8	<b>North (6)</b> 46:10;50:22;63:24; 82:19;84:24;88:8	<b>off (12)</b> 7:4;11:8;13:12,17, 20;14:3;39:4;51:24; 64:5;97:3;106:5; 110:19	<b>open (2)</b> 23:21;54:9
<b>Neaton (5)</b> 28:5;30:22,24,24, 25	<b>nervous (2)</b> 78:2,5	<b>northwest (1)</b> 88:7	<b>offensive (1)</b> 46:13	<b>operate (1)</b> 8:6
<b>N-E-A-T-O-N (1)</b> 30:25	<b>nerds (1)</b> 44:6	<b>Norway (1)</b> 92:3	<b>offer (2)</b> 46:1;50:23	<b>operated (2)</b> 27:13;85:12
<b>necessary (5)</b> 18:3;31:24;32:24; 43:7;52:18	<b>network (1)</b> 69:13	<b>note (3)</b> 71:8;72:15;98:13	<b>offered (1)</b> 85:9	<b>operates (2)</b>
<b>need (46)</b> 8:2;10:14;12:1; 14:10;19:18;25:18;	<b>new (35)</b> 7:23,24;8:3;16:11; 17:8,18;28:11,20; 30:15;35:2,17;36:7; 37:21;39:17;44:25; 45:7;50:25;51:13; 53:18,21;54:23; 62:17;64:1,11,20,20; 84:4;86:3;90:10;99:3, 5;100:14;105:17; 106:2;110:5	<b>noted (1)</b> 72:12	<b>offers (1)</b> 88:4	
	<b>newer (2)</b> 61:6;62:1	<b>notes (2)</b> 38:15;74:20	<b>officer (1)</b> 105:18	
	<b>newest (1)</b> 44:22	<b>notorious (1)</b> 57:14	<b>offshore (1)</b> 106:3	
	<b>news (2)</b> 29:12;35:14	<b>number (15)</b> 7:3;27:14,21;31:19, 20;32:4;34:18;35:6; 46:22;85:7;98:10; 104:23;105:9,13; 106:9	<b>often (2)</b> 27:18;59:16	
	<b>newsletter (1)</b> 35:15		<b>oil (77)</b> 7:23,24;8:1;9:14; 11:9,17,18,20;14:20; 17:16;18:4,24,25; 19:4;25:5,20,25;26:4; 28:23;29:10,14; 33:23;37:8;38:25; 39:2,13;44:24;47:10; 49:16,22;50:2;51:20, 23;52:21,23;53:2; 57:1;59:2,6;61:22,25; 65:16,17,18;69:10,13,	

<p>9:9;86:8 <b>Operating (4)</b> 18:1;27:24;96:12, 19 <b>operation (2)</b> 8:8;96:13 <b>operational (3)</b> 101:10;102:8,20 <b>opinion (1)</b> 85:23 <b>opponent (1)</b> 82:10 <b>opportunities (3)</b> 45:25;62:17;108:1 <b>opportunity (11)</b> 7:22;10:22;49:14; 55:13;57:16;73:3; 77:3;81:24;84:8;94:9; 100:13 <b>opposition (1)</b> 98:9 <b>option (9)</b> 27:7;30:14;51:18; 56:18;66:16;94:6; 95:23;104:22;105:23 <b>options (1)</b> 52:6 <b>oral (1)</b> 66:13 <b>orchids (1)</b> 87:22 <b>order (1)</b> 31:10 <b>organisms (2)</b> 26:9;77:12 <b>organizations (1)</b> 55:19 <b>organizer (1)</b> 79:8 <b>organs (2)</b> 78:1,6 <b>original (1)</b> 91:2 <b>Osimoatutu (3)</b> 74:3,4;76:17 <b>osprey (1)</b> 44:6 <b>others (2)</b> 50:24;106:19 <b>ounce (1)</b> 18:25 <b>ourselves (3)</b> 47:9;49:22;50:4 <b>out (35)</b> 6:13;15:13;18:23; 21:6;23:18;27:1,6; 28:20;31:10;35:18; 37:8;22;49:16;56:20; 61:13;64:7;66:7,12; 69:15;75:5;80:7,11; 81:17;86:20,23; 91:19;92:15;95:23; 96:6,10,13,22;99:3;</p>	<p>100:18;109:25 <b>outdated (2)</b> 60:25;61:1 <b>outdoors (1)</b> 27:12 <b>outfit (1)</b> 79:9 <b>outlined (2)</b> 10:3;54:5 <b>outlines (1)</b> 85:5 <b>outstanding (1)</b> 87:19 <b>outweigh (1)</b> 97:4 <b>over (36)</b> 4:5;17:23;34:19; 40:3;43:18,19;48:5; 51:16;53:1;56:15; 67:17;68:3,7,9,11,12, 24;71:19;72:20,20; 73:5;76:5,14;78:23; 81:21;82:18;85:12; 87:20;90:17;92:11; 93:15;94:25;96:15; 98:10;100:7;105:10 <b>overall (4)</b> 25:22;52:14;62:5; 101:22 <b>overarching (1)</b> 98:13 <b>overseas (1)</b> 92:1 <b>overwhelming (1)</b> 6:21 <b>own (5)</b> 13:10;15:17;55:1, 25;98:19 <b>owner (6)</b> 55:5;64:13,15; 75:14;79:13,18 <b>owners (1)</b> 64:8 <b>oxygen (1)</b> 8:23</p>	<p>87:12 <b>parents (1)</b> 66:25 <b>Paris (1)</b> 64:23 <b>Park (1)</b> 88:8 <b>part (11)</b> 6:14;10:19;11:8; 28:15;36:21;39:8; 84:25;94:6;105:8; 107:20;109:6 <b>participate (1)</b> 42:6 <b>particular (1)</b> 5:1 <b>particularly (3)</b> 11:18;32:1;81:4 <b>parties (1)</b> 16:10 <b>partner (1)</b> 82:2 <b>partners (1)</b> 93:11 <b>parts (1)</b> 33:17 <b>passed (1)</b> 12:22 <b>passing-the-buck (1)</b> 23:22 <b>passion (1)</b> 12:10 <b>past (13)</b> 29:13;34:14,16; 43:18;65:9;69:10,16; 73:5;84:20;94:7; 98:11;109:2,13 <b>path (2)</b> 37:20;109:10 <b>patience (1)</b> 98:1 <b>pattern (1)</b> 6:15 <b>Paul (7)</b> 5:15,22;19:5;56:11; 67:4;77:23;88:7 <b>pause (1)</b> 74:14 <b>pay (6)</b> 46:6;48:23,24; 64:10;68:16;94:12 <b>paying (1)</b> 63:25 <b>pays (2)</b> 23:20;28:21 <b>PCA (6)</b> 75:15;92:20,23; 93:7;102:3;105:9 <b>peak (1)</b> 29:14 <b>peaking (1)</b> 105:19 <b>peer (1)</b></p>	<p>92:21 <b>peer-reviewed (1)</b> 105:1 <b>penalty (1)</b> 38:3 <b>Pennsylvania (1)</b> 36:10 <b>people (35)</b> 6:16;12:13,19;14:5, 13,24;18:10,20;19:2, 18;36:22,24;41:5; 45:12,13;46:14,23,23; 48:11;49:1;54:11; 56:3;57:24;62:16,18; 65:2;66:15;70:3; 76:15;83:20;97:11; 99:23,24;105:11; 109:12 <b>per (9)</b> 21:5;34:21;35:1; 67:18;74:10;85:7; 86:9;103:14;104:1 <b>percent (17)</b> 11:19;25:24;27:9; 30:7;43:21,22,23,24; 44:1;61:3;67:24,25; 68:1,4;69:4;91:9; 105:24 <b>perfect (1)</b> 60:17 <b>performance (1)</b> 34:17 <b>perhaps (2)</b> 46:12;95:20 <b>period (4)</b> 34:19;63:21;64:11; 95:17 <b>permanent (3)</b> 13:18;56:1;58:2 <b>permanently (1)</b> 51:9 <b>Permian (1)</b> 106:1 <b>permit (6)</b> 30:10;33:6;42:7; 70:19;72:6;74:14 <b>permits (1)</b> 38:5 <b>permitted (1)</b> 75:19 <b>permitting (2)</b> 42:9,14 <b>perpet- (1)</b> 56:5 <b>perpetuate (2)</b> 7:12;56:5 <b>perpetuity (1)</b> 105:6 <b>person (6)</b> 15:4,5;22:24;66:19; 72:14;109:9 <b>personally (2)</b> 19:13;47:14</p>	<p><b>persons (1)</b> 78:22 <b>Petcoke (3)</b> 21:15,16,21 <b>Peter (2)</b> 22:23;23:24 <b>Peter's (1)</b> 24:2 <b>petroleum (12)</b> 21:14;25:8;35:14; 49:19,20;50:5;73:12, 12;91:25;103:1,8; 104:2 <b>pharmaceuticals (1)</b> 49:18 <b>phonetic (3)</b> 60:3;74:3;108:25 <b>photographs (1)</b> 90:9 <b>phrase (1)</b> 71:19 <b>physics (1)</b> 67:6 <b>picked (1)</b> 66:14 <b>picture (2)</b> 36:21,22 <b>piece (2)</b> 80:22;81:16 <b>pieces (1)</b> 48:13 <b>pinhole (2)</b> 33:20;34:24 <b>pipe (7)</b> 9:12,13;28:16; 63:23;85:14,14;98:11 <b>pipeline (110)</b> 4:20;5:18;6:14;7:1, 24;8:3,4,8,11,16;9:17; 10:1,7,7,11;16:12; 17:8;18:4,18;19:1,7; 20:18;21:25;22:6,9; 25:3;27:17,22;30:15; 32:13,22;33:8,24; 34:6,21;35:4,7,12; 36:20;37:15,18; 39:17;40:16;41:3; 44:20,21,25;50:19; 54:10;56:21;57:20; 60:11,19;61:5,6,7,9, 20;62:1,2;63:12,21; 64:1,16;65:2,4,5,12, 24;68:19;70:7,20; 73:25;74:19;75:6,19; 78:25;79:10,14,17; 80:22;81:12;86:6; 88:11,15,19;89:10,18; 93:16,17;94:13; 95:11,12;96:1,17; 98:9,22;99:25;100:3, 12;103:13;105:7; 106:17;107:22;109:8, 23,25;110:2,5,6</p>
	<p><b>P</b></p>			
	<p><b>Page (3)</b> 21:10;73:10;86:4 <b>pages (4)</b> 6:12;56:19;62:6; 71:25 <b>paid (2)</b> 40:17;105:2 <b>Pajore (4)</b> 60:3;63:17,17; 76:20 <b>Parade (2)</b> 90:10,12 <b>paramount (1)</b> 46:22 <b>parcel (1)</b></p>			

<p><b>pipelines (34)</b> 8:6;9:2;11:6,9; 18:12,14;27:13,24; 32:23;35:16;37:7,25; 44:19;45:1,13;50:9; 53:22;55:21;57:3,9; 58:25;65:6;69:10,11, 14;79:24;80:19;81:6; 85:12;99:10,14,18; 100:10,14</p> <p><b>pipes (1)</b> 74:11</p> <p><b>place (8)</b> 28:16;32:3;37:10; 38:5;41:3,5;54:9;96:3</p> <p><b>placed (1)</b> 9:17</p> <p><b>placeholder (1)</b> 9:22</p> <p><b>placement (2)</b> 27:24;70:9</p> <p><b>places (1)</b> 43:11</p> <p><b>placing (1)</b> 106:15</p> <p><b>plan (3)</b> 12:24;96:3,5</p> <p><b>planet (3)</b> 32:3;93:23;97:15</p> <p><b>planned (1)</b> 95:18</p> <p><b>planning (4)</b> 12:25;16:16;42:4; 54:10</p> <p><b>plans (3)</b> 4:23;31:15;88:5</p> <p><b>plant (2)</b> 32:7,8</p> <p><b>plants (4)</b> 31:22;32:6;87:22, 24</p> <p><b>plate (1)</b> 29:25</p> <p><b>plausible (1)</b> 9:2</p> <p><b>played (1)</b> 85:19</p> <p><b>please (6)</b> 4:9;16:4;29:23; 76:7,13;110:16</p> <p><b>Pochedley (4)</b> 55:9;58:20,20,22</p> <p><b>P-O-C-H-E-D-L-E-Y (1)</b> 58:21</p> <p><b>pocket (2)</b> 15:8,14</p> <p><b>poem (3)</b> 22:23;71:14,15</p> <p><b>poet (1)</b> 22:22</p> <p><b>point (9)</b> 18:23;27:1;32:1,4; 45:2,10;64:22;67:12;</p>	<p>79:22</p> <p><b>points (6)</b> 8:12;18:6;60:13; 67:15;72:8;75:21</p> <p><b>poison (2)</b> 23:12;99:22</p> <p><b>policies (3)</b> 31:11;82:11,14</p> <p><b>Policy (4)</b> 11:3;31:3,5,14</p> <p><b>polished (1)</b> 72:4</p> <p><b>political (1)</b> 39:22</p> <p><b>politically (2)</b> 30:3;80:18</p> <p><b>pollinators (1)</b> 8:19</p> <p><b>polluted (1)</b> 107:23</p> <p><b>Pollution (4)</b> 5:13;11:14;78:15; 92:15</p> <p><b>Pollutions (1)</b> 96:9</p> <p><b>poorly-thought-out (1)</b> 51:14</p> <p><b>popular (1)</b> 91:3</p> <p><b>population (3)</b> 8:14;37:1;100:4</p> <p><b>populations (2)</b> 7:9;56:7</p> <p><b>Port (1)</b> 106:12</p> <p><b>portions (1)</b> 42:23</p> <p><b>Ports (1)</b> 6:3</p> <p><b>pose (1)</b> 33:25</p> <p><b>position (2)</b> 36:16;45:6</p> <p><b>positive (1)</b> 109:10</p> <p><b>positively (1)</b> 81:9</p> <p><b>possibility (2)</b> 51:9;102:14</p> <p><b>possible (6)</b> 51:2;96:1,13;99:7, 12;106:2</p> <p><b>possibly (1)</b> 94:1</p> <p><b>Post (1)</b> 78:14</p> <p><b>poster (2)</b> 22:24;24:23</p> <p><b>posters (1)</b> 86:19</p> <p><b>Potawatomi (1)</b> 58:24</p> <p><b>potential (7)</b></p>	<p>9:13;20:19;34:11; 56:19;72:2;106:3,17</p> <p><b>potentially (4)</b> 51:5;76:8;77:13; 103:8</p> <p><b>Potter (1)</b> 107:9</p> <p><b>powered (1)</b> 110:8</p> <p><b>PR (1)</b> 57:8</p> <p><b>practicable (1)</b> 31:13</p> <p><b>practical (2)</b> 47:9,18</p> <p><b>practice (1)</b> 70:10</p> <p><b>practicing (2)</b> 15:17;102:8</p> <p><b>Pranis (6)</b> 58:17,18;60:6,6; 63:11,14</p> <p><b>P-R-A-N-I-S (1)</b> 60:7</p> <p><b>pray (1)</b> 69:20</p> <p><b>precautionary (1)</b> 54:1</p> <p><b>precedent (1)</b> 81:7</p> <p><b>precious (1)</b> 54:17</p> <p><b>precipice (1)</b> 53:21</p> <p><b>predict (2)</b> 34:15;105:19</p> <p><b>predicted (1)</b> 68:7</p> <p><b>prediction (1)</b> 35:3</p> <p><b>predictions (2)</b> 85:24;86:2</p> <p><b>prefer (1)</b> 46:3</p> <p><b>preference (2)</b> 51:15;75:18</p> <p><b>preferred (10)</b> 42:21;43:15;56:1; 73:16;74:21;75:1,2; 88:9;92:12;101:15</p> <p><b>prejudicial (1)</b> 105:14</p> <p><b>premise (1)</b> 8:2</p> <p><b>prepared (2)</b> 12:4;13:8</p> <p><b>preparedness (1)</b> 33:22</p> <p><b>presence (2)</b> 81:11;85:9</p> <p><b>present (1)</b> 13:25</p> <p><b>presented (2)</b></p>	<p>43:5;85:4</p> <p><b>presently (2)</b> 47:13;82:20</p> <p><b>preservation (1)</b> 75:24</p> <p><b>preserve (2)</b> 31:21;32:5</p> <p><b>pressure (7)</b> 9:11,14,14,15; 10:11;85:14,16</p> <p><b>pretty (1)</b> 81:3</p> <p><b>prevent (3)</b> 8:25;9:6;16:19</p> <p><b>prevented (2)</b> 108:7,7</p> <p><b>preventing (3)</b> 46:25;60:21;64:25</p> <p><b>Prevention (1)</b> 78:8</p> <p><b>previous (1)</b> 38:14</p> <p><b>previously (2)</b> 51:8;84:5</p> <p><b>price (1)</b> 17:16</p> <p><b>priceless (3)</b> 51:6;58:14;70:11</p> <p><b>prices (2)</b> 29:10;91:19</p> <p><b>prides (1)</b> 54:8</p> <p><b>primarily (2)</b> 70:1;101:11</p> <p><b>primary (3)</b> 4:18;53:18;74:7</p> <p><b>prime (1)</b> 91:8</p> <p><b>principles (1)</b> 54:2</p> <p><b>prior (2)</b> 16:10;89:9</p> <p><b>prioritize (1)</b> 59:18</p> <p><b>priority (4)</b> 46:22;60:22,22; 106:15</p> <p><b>pristine (5)</b> 5:21;74:23;75:25; 87:16;89:4</p> <p><b>private (5)</b> 41:25;64:8,13; 79:13,18</p> <p><b>privilege (1)</b> 79:8</p> <p><b>probabilities (3)</b> 35:1;85:6;103:10</p> <p><b>probability (5)</b> 25:23;34:5,14;35:8; 85:24</p> <p><b>probably (7)</b> 14:20;32:10;37:13; 47:7,8;48:10;106:6</p>	<p><b>problem (3)</b> 51:11;96:17;103:17</p> <p><b>problems (4)</b> 41:7;77:7;78:5; 96:16</p> <p><b>proceed (2)</b> 16:5,13</p> <p><b>process (21)</b> 19:23;20:1;23:1; 36:6,12;38:23;42:4; 47:23;55:16;72:7; 75:14;81:6;82:12,12, 15;83:23,24;88:21; 97:5,8,8</p> <p><b>produce (2)</b> 74:16;103:13</p> <p><b>produced (1)</b> 91:4</p> <p><b>production (4)</b> 21:11;67:15,23; 68:4</p> <p><b>products (7)</b> 21:14,21;25:9; 32:14;73:12;91:18,25</p> <p><b>professional (2)</b> 42:1;77:6</p> <p><b>professor (1)</b> 77:24</p> <p><b>profit (6)</b> 23:12;33:5;51:24; 58:13;70:12;98:20</p> <p><b>profitability (1)</b> 51:16</p> <p><b>profiteering (1)</b> 57:20</p> <p><b>profiting (1)</b> 96:20</p> <p><b>profits (2)</b> 57:18;107:24</p> <p><b>profound (2)</b> 31:6;74:17</p> <p><b>program (3)</b> 9:5;65:10;81:4</p> <p><b>programs (1)</b> 31:16</p> <p><b>progressive (1)</b> 96:12</p> <p><b>Project (41)</b> 5:18;6:9,19;7:10, 14;10:2;17:18;18:2,3, 21;19:12,15,18;20:2, 4;27:3,5;34:23;42:4, 10,16;46:15;47:6,17; 52:11,19,22,25;60:24; 62:14,15;81:25;82:6; 83:10,10,22;91:14; 93:18;94:1;97:12; 110:15</p> <p><b>projected (2)</b> 30:7;52:10</p> <p><b>projection (1)</b> 29:8</p> <p><b>projections (1)</b></p>
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<p>93:17 <b>projects (13)</b> 46:5,11,19,20; 47:12;59:9;82:5,10, 14,18;83:7,21;106:17 <b>promised (2)</b> 9:19;52:12 <b>promptly (1)</b> 72:5 <b>proper (2)</b> 97:3,7 <b>properly (2)</b> 96:22;108:13 <b>property (8)</b> 64:8,13,16,18; 75:14;79:13,18;80:23 <b>proposal (4)</b> 16:7,19;17:8;32:22 <b>proposals (1)</b> 33:8 <b>propose (2)</b> 16:11;96:24 <b>proposed (22)</b> 5:18;6:19;7:10; 8:10;9:10;20:18; 21:25;22:9;27:7; 33:24;40:16;43:9; 44:5;50:20;70:9; 74:22;85:3;86:10; 88:11,15;99:2,5 <b>proposers (1)</b> 82:6 <b>proposing (2)</b> 7:1;43:17 <b>protect (4)</b> 25:7;27:8;31:19; 75:20 <b>protected (3)</b> 24:18;43:23;44:7 <b>Protecting (2)</b> 27:10;57:24 <b>protection (4)</b> 27:6;31:25;59:12; 97:6 <b>proud (2)</b> 26:25;60:10 <b>prove (2)</b> 47:5;78:13 <b>proven (1)</b> 74:9 <b>proves (1)</b> 47:5 <b>provide (5)</b> 20:22;31:23;39:11; 44:22;58:8 <b>provided (2)</b> 99:16;104:24 <b>provides (1)</b> 75:4 <b>provision (2)</b> 57:4;64:3 <b>prudent (3)</b> 30:19;33:5;100:10</p>	<p><b>public (24)</b> 9:4;16:16;19:7; 22:21;29:5;33:22; 34:12;36:13,13;41:5, 24;43:7;55:13;62:22, 23;72:4;80:1;83:14, 25;86:17;87:1;92:22; 93:9;110:14 <b>publicly (1)</b> 80:17 <b>published (1)</b> 67:20 <b>PUC (5)</b> 19:25;39:19;69:9; 70:19;101:22 <b>pull (1)</b> 109:12 <b>pulling (1)</b> 91:19 <b>pump (2)</b> 85:17;86:1 <b>pumped (2)</b> 20:18;28:12 <b>pumping (1)</b> 74:9 <b>purchase (1)</b> 89:15 <b>purchased (1)</b> 88:2 <b>pure (1)</b> 23:5 <b>purpose (1)</b> 4:18 <b>purposes (1)</b> 62:9 <b>pursuing (1)</b> 109:10 <b>pushed (1)</b> 74:11 <b>put (17)</b> 12:13;15:9,11,12, 14,16;19:7;24:22; 47:15;49:5;53:6;65:6, 12;85:6;94:5;96:3; 101:23 <b>putting (1)</b> 32:14</p>	<p>48:13 <b>quote (5)</b> 54:13;72:13;77:15; 86:5;92:13</p>	<p><b>real (1)</b> 109:20 <b>realist (1)</b> 63:22 <b>realistic (1)</b> 97:18 <b>realistically (1)</b> 56:17 <b>reality (1)</b> 72:16 <b>realize (2)</b> 14:9;34:15 <b>realizing (1)</b> 14:24 <b>really (10)</b> 17:14;19:22;37:3, 19;44:24;48:25; 54:22;80:25;89:11; 95:6 <b>reasonableness (1)</b> 16:18 <b>reasonably (1)</b> 52:8 <b>reasons (3)</b> 27:2;93:9;95:23 <b>reassurance (1)</b> 28:17 <b>receive (3)</b> 107:21,23;108:1 <b>receives (1)</b> 107:24 <b>recent (2)</b> 89:14;93:4 <b>recipe (1)</b> 13:5 <b>recognize (1)</b> 22:8 <b>recognizing (2)</b> 14:8;31:6 <b>recommendation (1)</b> 70:19 <b>record (9)</b> 10:4;13:12;57:11; 65:5;70:13;83:18; 108:18,19;110:19 <b>recorder (2)</b> 32:18,19 <b>records (1)</b> 74:12 <b>recover (1)</b> 89:12 <b>recovered (1)</b> 22:11 <b>recovering (1)</b> 75:10 <b>recovery (1)</b> 103:16 <b>Recreation (5)</b> 87:11,13;88:1,6; 89:16 <b>recreational (1)</b> 45:25 <b>redacts (1)</b></p>	<p>34:10 <b>Redo (1)</b> 70:18 <b>reduce (1)</b> 61:2 <b>reduced (3)</b> 65:15;68:4;99:8 <b>reducing (2)</b> 27:9;61:18 <b>R-E-E-N (1)</b> 4:14 <b>referred (1)</b> 42:21 <b>refined (3)</b> 21:13;91:18,25 <b>refineries (6)</b> 23:11;44:24;63:8; 91:16;92:17;106:13 <b>refining (1)</b> 36:24 <b>reflected (1)</b> 10:3 <b>reflects (2)</b> 51:4;97:8 <b>refuses (1)</b> 91:12 <b>Regarding (9)</b> 25:20;26:4;31:1; 43:4;47:20;52:14; 72:12,23;93:6 <b>region (2)</b> 20:6;26:5 <b>regional (1)</b> 91:11 <b>regions (1)</b> 30:9 <b>registered (2)</b> 42:1;84:19 <b>regulating (1)</b> 82:6 <b>regulations (2)</b> 36:11;37:10 <b>regulators (1)</b> 83:14 <b>regulatory (2)</b> 47:25;50:25 <b>reiterate (1)</b> 39:16 <b>related (2)</b> 81:11,12 <b>relates (1)</b> 39:13 <b>relating (1)</b> 52:11 <b>relatively (1)</b> 52:15 <b>release (8)</b> 25:20;26:11;34:5,7, 10,24;99:17;103:8 <b>released (1)</b> 11:6 <b>releases (3)</b> 8:1;33:20,21</p>
	<p><b>Q</b></p>	<p><b>racism (6)</b> 6:10,15;7:6,13; 56:6;70:10 <b>rafts (1)</b> 102:18 <b>rail (6)</b> 19:2;37:18;62:3,22, 24;63:4 <b>rain (2)</b> 12:12,12 <b>raise (9)</b> 4:6;5:10;7:18; 16:24;28:5;44:13; 55:20;66:20;68:24 <b>raised (2)</b> 10:24;11:24 <b>raises (1)</b> 55:24 <b>ramp (1)</b> 97:23 <b>range (6)</b> 21:4;52:6;60:10; 82:24;97:18;103:9 <b>ranges (2)</b> 85:13;102:12 <b>rape (1)</b> 59:2 <b>rapid (2)</b> 9:19;29:9 <b>rapidly (2)</b> 16:14;90:16 <b>Rapids (1)</b> 80:2 <b>rare (4)</b> 31:21;32:6,7;87:23 <b>ratchets (1)</b> 96:4 <b>rate (1)</b> 52:22 <b>rates (2)</b> 78:16;85:13 <b>rather (6)</b> 33:3;79:23;80:5; 82:11;92:17;102:20 <b>rational (1)</b> 85:8 <b>reach (1)</b> 27:19 <b>read (8)</b> 16:5;31:3;32:19; 33:17;42:24;54:9; 67:20;103:9 <b>reading (1)</b> 34:1 <b>reads (1)</b> 77:15</p>		
	<p><b>qualified (1)</b> 81:2 <b>Quality (2)</b> 11:7;82:24 <b>quantified (2)</b> 20:21;48:18 <b>quick (4)</b> 57:6,10;71:8;98:18 <b>quickly (3)</b> 37:23;45:9;93:19 <b>quit (1)</b> 106:24 <b>quite (1)</b></p>			

<b>Relevant (1)</b> 101:8 <b>reliable (2)</b> 27:14;44:23 <b>reliably (1)</b> 49:24 <b>reliance (1)</b> 50:1 <b>relied (1)</b> 93:2 <b>relocate (1)</b> 56:3 <b>rely (3)</b> 15:7,8;46:5 <b>relying (2)</b> 51:12;105:13 <b>remaining (3)</b> 31:23;52:15;73:9 <b>remarks (2)</b> 12:4;26:19 <b>remediating (1)</b> 89:6 <b>remember (7)</b> 4:9;8:5;15:10; 23:13,14;55:2;97:2 <b>remind (3)</b> 66:15;100:17;102:9 <b>reminder (4)</b> 14:4,4;76:13; 110:11 <b>Remote (1)</b> 9:21 <b>removal (10)</b> 33:8;37:11;41:10; 63:25;64:4,10,11,20; 81:9;95:8 <b>remove (2)</b> 16:8;23:23 <b>removed (4)</b> 76:5;79:15;80:19; 110:6 <b>removing (3)</b> 8:23;80:12;81:10 <b>renewable (8)</b> 29:10;39:14;40:2; 58:3;70:16;108:2; 110:3,8 <b>renewables (7)</b> 16:17;29:19;32:25; 33:7;45:3;60:12; 105:15 <b>repair (2)</b> 90:16;102:24 <b>repeat (1)</b> 48:10 <b>repeatedly (1)</b> 98:21 <b>replace (3)</b> 18:3;44:21;49:20 <b>replacement (13)</b> 27:7;28:11;34:23; 41:11;47:17;61:9,17; 71:21;75:19;83:9,22;	85:4;92:13 <b>replacements (1)</b> 81:25 <b>replacing (2)</b> 44:25;60:25 <b>report (8)</b> 11:5;33:21;34:1,23; 62:9;63:1;67:20;96:9 <b>reported (2)</b> 74:13;78:22 <b>reporter (7)</b> 5:8;12:5;16:1; 32:20;35:23;44:11; 58:12 <b>reporters (4)</b> 66:11;76:16;86:23; 100:18 <b>reports (3)</b> 33:19;35:20;91:8 <b>represent (1)</b> 44:17 <b>representative (1)</b> 10:18 <b>Representatives (1)</b> 10:20 <b>represented (1)</b> 43:11 <b>representing (1)</b> 60:9 <b>represents (1)</b> 54:16 <b>reproductive (1)</b> 78:3 <b>request (2)</b> 16:1;95:6 <b>require (5)</b> 16:8;62:13;85:25; 96:11;97:7 <b>required (2)</b> 9:12;104:25 <b>requirement (1)</b> 57:4 <b>requires (1)</b> 10:10 <b>research (5)</b> 26:8;36:4;77:10,20; 78:17 <b>reserve (1)</b> 91:21 <b>reserved (1)</b> 105:5 <b>reset (1)</b> 109:16 <b>reside (1)</b> 6:5 <b>resident (14)</b> 4:14;5:15,23;13:18; 17:5;38:22;40:12; 56:11;67:3,9;69:3; 84:18;87:10;98:8 <b>residential (1)</b> 69:4 <b>residents (1)</b>	19:17 <b>residing (1)</b> 5:2 <b>resisting (1)</b> 58:7 <b>resource (5)</b> 24:15;42:5,5;50:8; 75:17 <b>resources (12)</b> 5:22;12:13;25:8; 31:16;44:1;73:15; 76:3;83:6,16,19;97:7; 98:19 <b>respect (3)</b> 45:24;67:14;72:14 <b>response (4)</b> 9:19,23;12:1;82:13 <b>Responsibilities (2)</b> 31:10;96:21 <b>responsibility (3)</b> 31:12;56:20;57:19 <b>responsible (1)</b> 67:16 <b>responsibly (1)</b> 49:24 <b>rest (5)</b> 13:9;16:2,4;62:20; 81:5 <b>restoration (1)</b> 41:10 <b>restore (1)</b> 16:9 <b>restored (2)</b> 13:3;98:25 <b>result (2)</b> 7:24;63:3 <b>resultants (1)</b> 91:25 <b>results (2)</b> 85:15;93:3 <b>retained (1)</b> 42:3 <b>rethought (1)</b> 59:24 <b>Retired (1)</b> 104:19 <b>retrofitting (1)</b> 16:16 <b>return (2)</b> 75:11;99:7 <b>reveals (1)</b> 57:12 <b>review (9)</b> 53:19;82:12;83:12; 23,25;92:21;93:8; 95:16;96:8 <b>reviewed (5)</b> 29:5;42:23;85:2; 95:13;102:4 <b>reviews (1)</b> 83:17 <b>reward (1)</b> 59:8	<b>rewards (1)</b> 57:18 <b>RGU (1)</b> 93:25 <b>rice (8)</b> 7:5;24:25;32:4; 59:13;70:8;74:22; 105:7,8 <b>rich (1)</b> 24:14 <b>Richardson (5)</b> 76:24;79:4,6,7; 81:16 <b>R-I-C-H-A-R-D-S-O-N (1)</b> 79:7 <b>rid (1)</b> 94:13 <b>right (37)</b> 4:1,5,9;5:23;7:6,18; 17:23;18:14,17; 20:10;22:17;25:19; 35:25;38:9,11;40:7; 44:13;47:6;49:4,11; 50:11,13;54:24; 57:13;58:19;70:24; 73:23;84:12;94:9; 95:2;96:23;100:23, 24;101:13;104:4; 107:8,14 <b>right-of-way (1)</b> 101:14 <b>rights (6)</b> 15:17;53:16,17; 54:11;70:6;105:5 <b>rip (2)</b> 23:6;91:13 <b>ripped (1)</b> 70:17 <b>rising (2)</b> 30:8;105:15 <b>risk (19)</b> 8:7,13;9:8,15,17; 10:14;12:16;26:1,2; 32:7;33:24;50:3; 53:22;54:18;61:3; 74:18;78:9;86:5; 98:18 <b>risking (2)</b> 32:13;33:3 <b>risks (4)</b> 50:7;62:24;81:12; 97:4 <b>River (15)</b> 5:24;6:1,2,6;12:12; 13:1;32:10;45:22; 56:12;57:15;71:11; 87:16;88:14;89:13; 106:14 <b>rivers (6)</b> 12:11;24:22;27:8; 51:6;69:18,20 <b>road (1)</b> 65:15	<b>Robert (1)</b> 107:9 <b>robust (2)</b> 83:18;96:3 <b>Rocky (1)</b> 90:8 <b>rode (1)</b> 69:7 <b>role (2)</b> 39:9;42:10 <b>roles (1)</b> 85:19 <b>Ron (2)</b> 104:12;107:13 <b>Ronayne (4)</b> 40:6;41:17,18,22 <b>R-O-N-A-Y-N-E (1)</b> 41:18 <b>room (8)</b> 15:4;24:15;60:24; 80:6;87:3;94:20;99:6; 100:23 <b>Roosevelt (1)</b> 101:12 <b>Ross (7)</b> 89:25,25;92:8,10, 10:94;12,15 <b>R-O-S-S (1)</b> 92:11 <b>Rothe (3)</b> 44:13;45:20,20 <b>R-O-T-H-E (1)</b> 45:21 <b>roughly (3)</b> 22:11;34:22;44:17 <b>route (33)</b> 8:10;13:2;25:24; 28:12;35:2;42:20,22; 43:1,1,4,9,16,16;44:5; 56:1;72:6;73:17; 74:21,22;75:1,3,15, 20,22;76:8;85:7; 88:10;92:12,16;94:3; 101:15;105:10,11 <b>routes (5)</b> 26:15;72:1,1;75:23; 105:4 <b>Rowena (1)</b> 80:2 <b>running (1)</b> 23:5 <b>runs (3)</b> 23:17;71:24;75:3 <b>rupture (4)</b> 85:11,20,21;103:13 <b>ruptures (1)</b> 85:16 <b>rural (3)</b> 9:17;54:13,15 <b>rushed (1)</b> 51:7 <b>rushing (2)</b> 13:4;105:20
--	--	--	--	---



<b>Ruth (9)</b> 26:21,21;28:4,4,6, 8;29:24;30:14,19 <b>R-U-T-H (1)</b> 28:8	49:10,11,11;50:11, 14,15,16;53:5 <b>S-A-R-A-H (1)</b> 50:16 <b>satisfaction (1)</b> 16:9 <b>satisfy (1)</b> 91:15 <b>Sattinger (4)</b> 81:20;84:11,14,15 <b>S-A-T-T-I-N-G-E-R (1)</b> 84:15 <b>Saudi (1)</b> 105:23 <b>saying (3)</b> 15:10;25:18;34:16 <b>scalpels (1)</b> 23:15 <b>scarcity (1)</b> 29:11 <b>scenario (2)</b> 21:20;29:4 <b>science (1)</b> 67:18 <b>scientific (5)</b> 8:18;82:16;83:12; 84:3;87:15 <b>scientists (7)</b> 43:3,13,19;67:21; 82:22;83:8;84:2 <b>scientists' (1)</b> 82:23 <b>scoping (1)</b> 52:12 <b>search (1)</b> 57:11 <b>season (1)</b> 83:2 <b>seasons (1)</b> 43:18 <b>second (10)</b> 4:4,7;8:20;13:20; 28:22;39:12;41:2; 79:22;87:13;90:12 <b>Secondly (1)</b> 105:1 <b>seconds (3)</b> 73:10;96:25;97:1 <b>secret (2)</b> 26:12;29:4 <b>Secretary (1)</b> 30:6 <b>section (13)</b> 8:21;21:1;34:4,25; 52:1,7,13,20;56:4,16; 77:9;85:5;105:22 <b>sections (2)</b> 42:24;51:11 <b>sedimentary (1)</b> 21:4 <b>seeing (2)</b> 35:10;99:19 <b>seems (6)</b>	9:2;21:20;32:22; 47:21,21;48:13 <b>self (1)</b> 23:23 <b>selling (1)</b> 51:25 <b>senator (1)</b> 101:7 <b>sense (1)</b> 47:8 <b>sensible (1)</b> 84:1 <b>sensitive (1)</b> 88:22 <b>separate (1)</b> 102:18 <b>sequestration (1)</b> 39:9 <b>series (1)</b> 102:10 <b>serious (1)</b> 76:7 <b>seriously (2)</b> 25:12;54:5 <b>serve (1)</b> 23:23 <b>served (2)</b> 19:6;75:10 <b>serves (1)</b> 82:5 <b>service (3)</b> 23:22;25:18;64:6 <b>servicing (1)</b> 22:7 <b>session (1)</b> 57:1 <b>set (2)</b> 31:11;37:11 <b>setting (2)</b> 103:6,6 <b>seven (4)</b> 8:4;65:14;102:16; 106:9 <b>seven-year (1)</b> 36:11 <b>several (4)</b> 8:12;42:17,24; 43:14 <b>severity (1)</b> 35:10 <b>sex (1)</b> 56:7 <b>shadow (1)</b> 24:4 <b>shallowest (1)</b> 74:24 <b>share (3)</b> 12:10;50:24;71:20 <b>shared (5)</b> 10:23;71:13,18; 73:8;83:13 <b>shareholder (2)</b> 41:19,22	<b>sharing (1)</b> 13:10 <b>sheet (1)</b> 99:20 <b>Shell's (1)</b> 105:18 <b>shift (1)</b> 90:23 <b>shipped (1)</b> 65:23 <b>shipper (1)</b> 52:9 <b>shipping (1)</b> 20:19 <b>ships (1)</b> 102:15 <b>shops (1)</b> 90:16 <b>short (2)</b> 5:6;29:19 <b>shortage (2)</b> 30:5;80:24 <b>short-term (1)</b> 109:22 <b>show (2)</b> 77:22;90:7 <b>showed (1)</b> 63:2 <b>shown (1)</b> 77:18 <b>shows (1)</b> 95:25 <b>shrubs (1)</b> 87:21 <b>shut (3)</b> 51:18;98:25;100:11 <b>side (2)</b> 94:9;102:19 <b>Sierra (4)</b> 55:18;74:3,3;76:17 <b>signed (1)</b> 11:8 <b>significance (1)</b> 87:19 <b>significant (3)</b> 34:7;78:9;89:14 <b>significantly (2)</b> 39:1;52:22 <b>signing (1)</b> 106:4 <b>silk-laden (1)</b> 88:25 <b>similar (2)</b> 36:16,17 <b>Simon (1)</b> 105:18 <b>simple (1)</b> 67:15 <b>simply (3)</b> 23:23;47:17;60:25 <b>single (4)</b> 15:4,4,5;35:1 <b>single-event (1)</b>	102:10 <b>sisters (2)</b> 80:8,16 <b>sites (6)</b> 27:19;37:12;69:15; 83:6;84:5;85:7 <b>sitting (4)</b> 14:14;19:14;46:11; 91:18 <b>size (2)</b> 23:15;100:5 <b>sizes (2)</b> 46:19;71:4 <b>skilled (1)</b> 60:9 <b>skin (2)</b> 23:7;78:4 <b>skip (1)</b> 31:9 <b>skyrocketed (1)</b> 59:3 <b>Slagle (4)</b> 33:11;36:2,3;38:7 <b>S-L-A-G-L-E (1)</b> 36:3 <b>slanted (1)</b> 93:4 <b>slowly (1)</b> 5:7 <b>small (3)</b> 25:4;78:13;100:6 <b>smart (1)</b> 29:20 <b>smoking (1)</b> 68:16 <b>snippets (1)</b> 29:12 <b>soap (2)</b> 25:14,18 <b>social (2)</b> 40:24;108:11 <b>society (3)</b> 52:3;56:14;90:15 <b>soil (1)</b> 81:13 <b>solar (5)</b> 16:17;45:5;61:17; 69:5,5 <b>sold (3)</b> 92:4,5;106:7 <b>solution (3)</b> 61:14;110:3,4 <b>somebody (3)</b> 23:6,21;48:22 <b>someone (4)</b> 6:8;71:19;80:21; 109:24 <b>somewhere (1)</b> 91:24 <b>sooner (1)</b> 39:4 <b>Sorour (3)</b> 4:3;5:11,12
---	---	--	--	---

<b>S-O-R-O-U-R (1)</b> 5:12	39:22	<b>S-T-A-N (1)</b> 84:15	<b>stay (4)</b> 19:22;38:25;40:7;	<b>S-T-R-I-E-G-E-L (1)</b> 20:15
<b>Sorry (1)</b> 17:2	<b>speeches (1)</b> 13:9	<b>stand (2)</b> 39:22;109:15	108:9	<b>strike (1)</b> 9:3
<b>sort (1)</b> 62:8	<b>spell (7)</b> 4:10;13:13;17:3;	<b>standard (1)</b> 106:22	<b>steep (1)</b> 88:19	<b>string (1)</b> 102:21
<b>sound (1)</b> 82:17	28:6;66:23;108:18,19	<b>standards (1)</b> 39:14	<b>step (2)</b> 15:1;108:8	<b>strips (1)</b> 87:16
<b>sounds (3)</b> 15:15;81:3,14	<b>spelled (3)</b> 67:1;82:1;90:3	<b>standing (1)</b> 16:10	<b>steps (2)</b> 8:25;29:25	<b>striving (1)</b> 73:7
<b>source (3)</b> 40:24,25;75:4	<b>spelling (2)</b> 20:12;24:10	<b>standings (1)</b> 14:8	<b>Steve (18)</b> 41:15,15,16;44:12,	<b>strongly (2)</b> 15:3;18:2
<b>sources (2)</b> 29:13;55:21	<b>spend (3)</b> 18:12;37:3;50:21	<b>Stan's (1)</b> 81:21	15,15;60:11;66:20,20,	<b>structural (3)</b> 6:15;7:12;56:6
<b>South (1)</b> 84:18	<b>spent (2)</b> 6:8;56:24	<b>Stantec (3)</b> 33:19;34:13;93:2	21;68:22,25;69:1,1;	<b>structure (1)</b> 75:7
<b>southern (1)</b> 92:16	<b>spewing (1)</b> 67:17	<b>Start (5)</b> 20:12;24:10;28:10;	<b>S-T-E-V-E (2)</b> 44:16;69:2	<b>student (3)</b> 6:17;58:23;109:6
<b>southwest (1)</b> 10:19	<b>spill (23)</b> 5:25;6:3;7:25;9:8,	38:5;86:18	<b>stick (1)</b> 47:25	<b>studied (2)</b> 67:6;95:14
<b>soybeans (1)</b> 67:25	23;12:1;25:23,25;	<b>started (1)</b> 96:8	<b>still (10)</b> 19:20;45:8;61:10;	<b>studies (1)</b> 34:8
<b>space (1)</b> 108:21	26:7;28:25;29:4;	<b>state (51)</b> 4:10,15;10:18;15:5;	66:12,14;69:16;	<b>study (6)</b> 55:14,24;60:17;
<b>span (1)</b> 56:15	56:10;57:13,15;65:7;	17:12;18:4,20;27:16;	86:23;87:1,6;110:14	78:23;93:4;99:13
<b>speak (13)</b> 5:7;10:22;14:5;	86:6;89:3,6,11,12,19;	31:2,9,12,14,15,16;	<b>stochastic (1)</b> 102:13	<b>studying (2)</b> 43:9;83:8
20:9;40:18;43:12;	99:22;105:2	36:8,10,16;42:2,8;	<b>stocking (4)</b> 66:17,24,25;67:2	<b>stuff (1)</b> 10:8
46:14;49:14;69:17,	<b>spilled (2)</b> 28:23;99:21	46:9,10;47:24;49:4;	<b>stop (6)</b> 15:21;37:7;86:16;	<b>subcontracted (1)</b> 43:15
21:71;6:77;21;98:9	<b>spills (23)</b> 6:2;8:21;25:4,21;	50:23;51:3,6;55:23;	87:3;97:14;106:17	<b>Subdivision (2)</b> 31:5,9
<b>speaker (14)</b> 4:2;38:14;45:10;	26:4;27:9;33:25;	57:2;63:1;64:3;70:6;	<b>stopped (1)</b> 106:18	<b>submit (1)</b> 95:2
90:5,8;101:1;104:7,	61:3;65:5;69:16;	71:5,18;75:10,17;	<b>Stopping (1)</b> 61:20	<b>submitted (2)</b> 16:3;93:4
10,13;107:3,6,10,16;	70:13;74:13;77:16,	76:1,3;82:13;83:14;	<b>store (1)</b> 25:8	<b>subsequent (1)</b> 21:23
109:1	18:85;2,3;89:10;94:4;	86:15;87:11,14;88:2,	<b>storms (1)</b> 35:11	<b>subsequently (1)</b> 91:4
<b>Speaking (4)</b> 13:23;15:23;58:21;	99:19;102:25	8:89:15,16;91:13;	<b>storage (2)</b> 91:18;92:1	<b>subsidence (1)</b> 81:13
99:24	<b>spin (1)</b> 67:8	94:2;96:22;97:17;	<b>store (1)</b> 25:8	<b>subsidiary (2)</b> 55:3,5
<b>special-concerned (1)</b> 87:24	<b>Spire (1)</b> 75:3	101:7	<b>story (2)</b> 57:12;61:24	<b>Subsidies (1)</b> 96:9
<b>Specialist (1)</b> 77:25	<b>spirit (1)</b> 71:17	<b>stated (2)</b> 48:16;52:1	<b>Strains (1)</b> 30:8	<b>substances (1)</b> 21:2
<b>specialized (1)</b> 43:14	<b>spoke (1)</b> 71:9	<b>Statement (23)</b> 4:17;5:17;7:1,8;	<b>strategic (2)</b> 75:12;91:21	<b>substantial (2)</b> 82:16;103:12
<b>specialties (1)</b> 82:24	<b>spoken (1)</b> 79:20	22:15;24:17;37:14;	<b>strategies (1)</b> 42:6	<b>successfully (1)</b> 28:24
<b>species (10)</b> 12:17;31:22;32:6;	<b>spring (3)</b> 83:3;101:18,20	48:12;58:9;60:16;	<b>strategy (1)</b> 9:23	<b>Sue (6)</b> 15:24;16:22,25,25;
44:8;83:6;84:8;87:20,	<b>springs (1)</b> 75:8	62:5;66:13;67:13;	<b>stream (4)</b> 43:22;75:4;87:15;	17:4,4
21,22,24	<b>Squire (4)</b> 32:17;33:10,13,13	69:24;71:23;72:10;	88:16	<b>S-U-E (1)</b> 17:4
<b>specific (3)</b> 43:4;82:10;103:2	<b>S-Q-U-I-R-E (1)</b> 33:15	79:23;80:11;86:5,12,	<b>streams (3)</b> 24:22;27:8;75:5	<b>suffering (1)</b> 108:4
<b>specifically (5)</b> 18:6,13;52:11;57:2;	<b>St (6)</b> 5:15,22;6:1;19:5;	25;87:2;95:1	<b>stress (1)</b> 81:10	<b>sufficient (1)</b> 28:18
80:20	56:11;67:4	<b>statements (3)</b> 36:12;76:14;77:8	<b>stressed (1)</b> 47:2	<b>sufficiently (1)</b>
<b>specifics (1)</b> 28:18	<b>staff (10)</b> 42:12,13;69:12;	<b>state-of-the-art (1)</b> 44:22	<b>stressor (1)</b> 6:20	
<b>spectacular (1)</b> 50:23	82:21;83:2,4,11;	<b>states (10)</b> 11:8;21:10;47:11;	<b>Striegel (6)</b> 17:23;20:9,11,14,	
<b>specter (1)</b> 58:6	86:18;93:7;101:23	51:1;52:7,20;64:23;	14,15	
<b>spectrum (1)</b>	<b>stakeholder (1)</b> 82:16	77:10;99:17;106:23		
	<b>Stan (6)</b> 81:20,20;84:11,13,	<b>stating (1)</b> 32:5		
	14,14	<b>stations (1)</b> 90:16		
		<b>statistic (1)</b> 80:11		
		<b>Statute (1)</b> 31:2		
		<b>statutory (1)</b> 106:21		

51:23 <b>suggests (1)</b> 93:6 <b>summary (3)</b> 52:24;95:23,25 <b>summer (3)</b> 5:19;50:22;83:3 <b>sunglasses (1)</b> 49:17 <b>sunk (1)</b> 28:25 <b>sunset (2)</b> 95:18,22 <b>Superior (4)</b> 5:21;6:3,4;29:1 <b>supersized (1)</b> 28:12 <b>Suppan (4)</b> 5:10;7:16,19,20 <b>S-U-P-P-A-N (1)</b> 7:20 <b>supplement (1)</b> 83:17 <b>supplies (1)</b> 27:14 <b>supply (1)</b> 91:8 <b>support (12)</b> 18:2;27:2,5;46:3,6; 60:24;64:23;70:15; 71:20;83:11;99:24; 100:2 <b>supported (1)</b> 73:2 <b>supposed (1)</b> 69:14 <b>supposedly (1)</b> 10:12 <b>sure (7)</b> 12:5;18:9,14;41:15; 63:25;64:2;83:20 <b>Surely (2)</b> 41:8;100:6 <b>surface (3)</b> 25:3,7,10 <b>surrounding (1)</b> 106:23 <b>survey (6)</b> 42:19,25;43:2,10, 18;87:18 <b>surveyed (1)</b> 43:21 <b>surveys (7)</b> 42:5,18;43:22,24, 25;44:1;87:20 <b>survival (2)</b> 22:25;24:16 <b>sustainable (1)</b> 53:17 <b>Susu (4)</b> 20:10;22:16,18,18 <b>S-U-S-U (1)</b> 22:19	<b>swimming (2)</b> 5:21;88:4 <b>switch (2)</b> 45:3,6 <b>system (7)</b> 78:2,2,3,5;86:3,6; 102:22 <b>systems (2)</b> 39:21;84:22  <b>T</b>  <b>table (4)</b> 15:12;19:14;21:3; 90:6 <b>Tables (1)</b> 34:22 <b>tactic (1)</b> 47:22 <b>talk (10)</b> 10:25;11:4;14:2; 18:5;36:5;37:17;54:7; 72:25;87:11;100:20 <b>talked (1)</b> 97:11 <b>talking (8)</b> 36:19;61:4,5,24,25; 62:15;63:2;80:20 <b>Tamai (2)</b> 108:4,4 <b>tar (21)</b> 11:18;13:4;21:8,18; 22:7,11;28:22;33:5; 36:18;49:2;51:20; 65:17;70:2;74:8,16; 77:11;78:10,15;96:4; 97:23;106:11 <b>target (1)</b> 77:25 <b>task (1)</b> 104:21 <b>taxes (1)</b> 46:6 <b>taxpayer (1)</b> 75:13 <b>taxpayers (1)</b> 96:18 <b>team (1)</b> 43:19 <b>Teamsters (1)</b> 18:11 <b>tech (1)</b> 9:19 <b>technicians (1)</b> 27:23 <b>technologies (3)</b> 45:7;49:25;61:1 <b>technology (4)</b> 44:22;45:8;47:14; 49:19 <b>temperature (2)</b> 35:10;67:22 <b>temporary (4)</b>	56:2;72:13,16,21 <b>ten (2)</b> 33:7;97:22 <b>tend (1)</b> 85:16 <b>tended (1)</b> 47:23 <b>ten-mile (1)</b> 26:5 <b>Teresa (1)</b> 45:17 <b>terms (2)</b> 62:4;103:17 <b>terrain (3)</b> 88:19;89:2,5 <b>Terrestrial (1)</b> 8:13 <b>terrible (1)</b> 108:6 <b>terribly (1)</b> 13:1 <b>territory (1)</b> 105:5 <b>terrorist (1)</b> 9:3 <b>testified (1)</b> 71:15 <b>testify (1)</b> 7:22 <b>testifying (1)</b> 77:7 <b>testimony (5)</b> 4:18;7:25;29:14; 84:16;93:3 <b>testing (1)</b> 84:22 <b>Texas (2)</b> 106:1,13 <b>THANE (1)</b> 15:25 <b>thankfully (1)</b> 57:4 <b>Thanks (6)</b> 13:14;81:24;101:5; 104:8;106:24;110:18 <b>theirs (1)</b> 100:8 <b>Therefore (3)</b> 7:10;16:4;103:3 <b>Theresa (6)</b> 45:16,16;48:4,6,7,8 <b>T-H-E-R-E-S-A (1)</b> 48:8 <b>thick (1)</b> 9:12 <b>thickest (1)</b> 10:8 <b>Thief (1)</b> 45:22 <b>thinking (3)</b> 37:4;67:1;109:22 <b>third (4)</b> 8:8,24;29:6;39:16	<b>third-party (2)</b> 9:1,6 <b>thorough (2)</b> 71:23;93:14 <b>thoroughfares (1)</b> 80:2 <b>thoroughly (1)</b> 20:25 <b>though (3)</b> 34:16;90:16;100:2 <b>thought (1)</b> 76:21 <b>thoughts (2)</b> 71:13,20 <b>thousands (6)</b> 12:20;56:20;62:16; 71:24,24;72:25 <b>threat (2)</b> 45:12;54:16 <b>threatened (1)</b> 87:23 <b>three (7)</b> 27:21;29:12;67:15; 69:10;88:13;95:20; 105:4 <b>three-year (1)</b> 78:23 <b>throughout (2)</b> 12:14;110:15 <b>throw (1)</b> 80:17 <b>thus (1)</b> 79:19 <b>Tiffany (1)</b> 104:11 <b>Tim (5)</b> 48:5,5;49:10,12,12 <b>T-I-M (1)</b> 49:13 <b>timely (1)</b> 20:1 <b>times (2)</b> 24:21;110:17 <b>Time's (1)</b> 35:21 <b>Tim's (1)</b> 48:5 <b>Titanic (2)</b> 102:9,15 <b>title (1)</b> 28:10 <b>today (11)</b> 5:15;7:13,22;14:3; 18:11;22:4;32:24; 47:16;50:19;53:25; 98:9 <b>Todd (5)</b> 44:12;45:15,19,20, 20 <b>T-O-D-D (1)</b> 45:21 <b>together (7)</b> 15:3,6;53:6;84:25;	85:6;101:23;102:21 <b>told (1)</b> 99:6 <b>tomorrow (1)</b> 45:7 <b>tongue (1)</b> 71:9 <b>tonight (8)</b> 12:18;13:7;39:2; 45:10;49:14,15; 65:20;87:10 <b>tons (1)</b> 22:13 <b>took (7)</b> 34:18;65:10;71:15, 23,25;79:25;102:19 <b>top (2)</b> 60:22,22 <b>topic (1)</b> 9:4 <b>topographies (1)</b> 89:8 <b>total (1)</b> 21:11 <b>touch (1)</b> 18:24 <b>toured (1)</b> 69:11 <b>tourism (1)</b> 39:25 <b>toward (2)</b> 16:15;100:12 <b>towards (2)</b> 29:21;45:7 <b>toxic (6)</b> 23:8;59:23;66:3; 77:13;96:4;97:23 <b>toxicity (2)</b> 26:9;77:11 <b>toxicology (1)</b> 77:24 <b>toxin (1)</b> 78:11 <b>track (2)</b> 19:23;70:13 <b>Tracker (1)</b> 105:17 <b>tracks (1)</b> 21:11 <b>trade (2)</b> 26:12;29:4 <b>trade-offs (1)</b> 50:7 <b>tradition (2)</b> 13:10,21 <b>traditions (3)</b> 14:5,7;50:24 <b>traffic (1)</b> 19:4 <b>trafficking (3)</b> 56:8,25;59:3 <b>train (2)</b> 103:7,10
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<b>training (5)</b> 18:9,13,18,19;65:1 <b>trains (1)</b> 18:24 <b>transfer (2)</b> 52:21;104:2 <b>transfers (1)</b> 103:6 <b>transit (1)</b> 16:16 <b>transition (4)</b> 37:21;54:23;95:18; 96:5 <b>transitioning (2)</b> 16:14;93:19 <b>transparency (1)</b> 101:24 <b>transparent (1)</b> 93:14 <b>transport (2)</b> 44:23;49:24 <b>transportation (7)</b> 11:17;33:23;85:18; 90:18;91:1;96:7; 100:1 <b>transported (2)</b> 11:9;20:23 <b>transporting (2)</b> 10:7;91:6 <b>travel (3)</b> 19:1,1;96:5 <b>travels (1)</b> 76:5 <b>treat (1)</b> 55:4 <b>treatment (1)</b> 95:8 <b>treaty (1)</b> 70:6 <b>tree (1)</b> 95:8 <b>trees (1)</b> 87:21 <b>tremendous (1)</b> 60:14 <b>trenching (1)</b> 88:24 <b>tribal (4)</b> 6:14,15,21;69:20 <b>tribes (2)</b> 18:20;105:5 <b>tributaries (1)</b> 6:1 <b>trichotomy (1)</b> 51:12 <b>tried (1)</b> 102:19 <b>trillion (1)</b> 29:17 <b>troubles (1)</b> 99:1 <b>troubling (2)</b> 13:6;28:15	<b>trout (4)</b> 75:4;88:16;89:1; 101:16 <b>Troy (3)</b> 100:23,24;104:5 <b>truck (4)</b> 37:18;47:15; 102:25;103:3 <b>true (1)</b> 14:23 <b>Trulian (2)</b> 100:24;104:5 <b>truly (1)</b> 15:6 <b>Trump (1)</b> 106:2 <b>trust (2)</b> 59:9;98:23 <b>truth (1)</b> 61:22 <b>try (2)</b> 18:22;76:22 <b>trying (2)</b> 59:22;109:12 <b>tube (1)</b> 23:8 <b>tune (1)</b> 56:14 <b>turn (2)</b> 66:15;86:12 <b>twice (1)</b> 90:7 <b>Twin (2)</b> 6:3;82:19 <b>two (8)</b> 27:14;34:8;65:13; 67:17;75:21;90:9; 92:6;107:1 <b>type (2)</b> 34:5;48:12 <b>types (2)</b> 42:18;44:18 <b>typically (2)</b> 83:3;85:12	105:22 <b>underground (1)</b> 19:7 <b>understandably (2)</b> 98:16,17 <b>undeserving (1)</b> 10:6 <b>unfortunate (1)</b> 48:25 <b>unfortunately (3)</b> 20:3;72:9;89:9 <b>UNIDENTIFIED (8)</b> 101:1;104:7,10,13; 107:3,6,10,16 <b>Union (5)</b> 18:1,10,10;44:17; 60:8 <b>unions (1)</b> 18:11 <b>unique (1)</b> 21:2 <b>uniquely (1)</b> 24:14 <b>United (1)</b> 47:11 <b>University (4)</b> 58:23;67:5,21; 78:19 <b>unknown (1)</b> 84:7 <b>unlikely (1)</b> 52:22 <b>unmeasured (1)</b> 51:22 <b>unmistakable (1)</b> 51:15 <b>unmitigated (1)</b> 17:13 <b>unnecessary (1)</b> 99:11 <b>unprepared (1)</b> 10:6 <b>unquote (2)</b> 72:13;92:13 <b>unreliable (1)</b> 44:21 <b>unsafe (1)</b> 62:3 <b>unusually (1)</b> 78:19 <b>up (50)</b> 5:19,20;12:7,20; 14:21;17:11,12,12; 22:4;28:12,24;29:25; 35:21;36:15,22; 38:18;39:18;40:4; 44:12;45:9,15;50:5, 12,14,22;51:25;54:14, 20;56:21;60:4;63:23, 24;64:19,21;65:8,20, 25;67:10;69:16;72:4; 84:24;87:2;94:5,16; 96:18;98:25;99:5;	103:6;104:15;108:8 <b>up-and-down (1)</b> 85:13 <b>upcoming (1)</b> 90:23 <b>upfront (1)</b> 64:3 <b>upgrading (1)</b> 78:21 <b>upland (1)</b> 25:9 <b>upon (4)</b> 15:7,8;24:4;80:1 <b>upping (1)</b> 52:16 <b>Upstream (1)</b> 88:12 <b>urge (3)</b> 11:21;97:13,17 <b>use (12)</b> 31:13,23;39:2;49:1; 51:19;61:2;75:20; 95:17,21,25;96:4; 97:23 <b>used (5)</b> 8:15,17;15:11; 42:24;71:19 <b>uses (1)</b> 26:4 <b>using (13)</b> 34:21;35:2;37:7; 47:10;49:2,24;61:10; 85:7,23;91:20;97:14; 98:23;110:1 <b>usually (1)</b> 103:5 <b>Utilities (3)</b> 22:21;72:5;83:15	<b>vast (1)</b> 84:3 <b>vehicles (2)</b> 90:24;105:21 <b>veins (1)</b> 23:4 <b>venue (1)</b> 87:3 <b>vested (1)</b> 59:5 <b>via (1)</b> 78:3 <b>vice (1)</b> 23:23 <b>vicinity (2)</b> 7:10;83:7 <b>video (1)</b> 109:17 <b>villages (1)</b> 12:20 <b>violence (1)</b> 58:25 <b>virtually (1)</b> 61:21 <b>visible (1)</b> 90:13 <b>visited (1)</b> 69:15 <b>vital (3)</b> 50:8;59:13,19 <b>vivacious (1)</b> 87:22 <b>vocally (1)</b> 80:17 <b>voice (3)</b> 12:18;39:22,23 <b>volumes (1)</b> 63:4 <b>volunteer (3)</b> 7:21;23:19;77:5 <b>volunteers (1)</b> 55:20 <b>vulnerable (2)</b> 32:9;41:6
	<b>U</b>		<b>V</b>	<b>W</b>
	<b>UAA (1)</b> 18:11 <b>ultimately (1)</b> 63:7 <b>UN (1)</b> 30:5 <b>unavoidably (1)</b> 88:21 <b>uncomfortable (1)</b> 29:2 <b>unconsidered (1)</b> 10:2 <b>uncontaminated (1)</b> 85:1 <b>under (4)</b> 11:2;36:11;82:8;		<b>vacation (1)</b> 84:24 <b>vague (1)</b> 28:17 <b>valid (1)</b> 85:24 <b>Valley (1)</b> 75:3 <b>value (7)</b> 29:11;39:10,10; 57:20;68:5;100:7; 106:21 <b>values (1)</b> 64:18 <b>variables (1)</b> 102:13 <b>variations (1)</b> 20:19 <b>variety (1)</b> 82:5 <b>various (3)</b> 11:16;46:19,19	<b>waiting (1)</b> 46:12 <b>walk (2)</b> 17:10;80:1 <b>walked (2)</b> 23:4;69:18 <b>wall (2)</b> 85:14,14 <b>waning (1)</b> 21:19 <b>wants (2)</b> 57:17;104:17 <b>Warba (2)</b> 79:25;104:19 <b>warming (2)</b> 67:19;105:8

<b>warned (2)</b> 30:6;99:25 <b>wash (2)</b> 25:13,14 <b>waste (2)</b> 23:16;63:7 <b>watch (1)</b> 23:24 <b>water (54)</b> 6:5,7;7:4;8:22,23; 12:16;14:19,20,20; 23:5,12,13,18;24:14, 18;25:4,7;26:2,3; 28:24;29:11;30:5,7,8; 43:21;49:5;54:16; 55:21;56:11;57:23, 24;59:15;65:8;69:18; 70:11;74:7;75:5,17, 25,25;76:6;81:12,13; 83:5;85:7,9;87:15; 88:25;89:17;97:7; 98:15;99:22;107:23; 108:1 <b>water-intensive (1)</b> 92:18 <b>Waters (9)</b> 5:20;23:11;24:21, 24;25:10,13;28:13; 33:4;85:1 <b>water's (1)</b> 25:15 <b>waterway (1)</b> 99:22 <b>way (9)</b> 11:16;29:1;47:10, 17,18;55:22;65:17; 92:22;109:9 <b>ways (1)</b> 13:1 <b>way-too-expensive (1)</b> 97:21 <b>WCSB (1)</b> 21:6 <b>weaknesses (1)</b> 9:13 <b>wear (1)</b> 67:2 <b>weather (1)</b> 35:9 <b>website (2)</b> 77:25;110:16 <b>week (5)</b> 29:13;35:14;65:9; 67:18;110:16 <b>Weeka (1)</b> 108:24 <b>weekend (1)</b> 90:7 <b>weeks (1)</b> 78:5 <b>Wegscheid (4)</b> 98:4;101:4,6; 103:19	<b>W-E-G-S-C-H-E-I-D (1)</b> 101:6 <b>weigh (1)</b> 59:20 <b>weight (1)</b> 39:3 <b>weighted (1)</b> 75:24 <b>WEIGSCHEID (2)</b> 103:23;104:1 <b>welcome (1)</b> 38:7 <b>well-earned (1)</b> 16:2 <b>Western (1)</b> 21:3 <b>Westinghouse (1)</b> 84:20 <b>Wetfoe (1)</b> 107:13 <b>wetland (2)</b> 43:21;88:20 <b>wetlands (5)</b> 39:7;51:6;76:6; 83:5;89:2 <b>what's (2)</b> 37:6;102:12 <b>wheat (1)</b> 68:1 <b>wheels (1)</b> 23:17 <b>whenever (1)</b> 64:11 <b>whereas (1)</b> 68:10 <b>wherever (1)</b> 15:6 <b>whole (5)</b> 31:3;64:25;92:5; 102:10;103:10 <b>wholly-owned (1)</b> 55:3 <b>Whoop (1)</b> 108:25 <b>who's (3)</b> 64:17;68:16;79:17 <b>whose (2)</b> 73:1;74:11 <b>who've (1)</b> 55:17 <b>wide (1)</b> 85:13 <b>width (1)</b> 95:10 <b>wife (1)</b> 67:9 <b>W-I-L-B-U-R (1)</b> 77:4 <b>Wilbur-Cohen (5)</b> 76:20,24;77:2,3; 79:2 <b>wild (7)</b> 7:5;24:25;32:4;	59:13;70:8;74:21; 105:7 <b>Wildlife (4)</b> 8:13;28:13;31:22; 99:23 <b>willing (1)</b> 50:4 <b>wind (3)</b> 16:16;45:4;61:17 <b>window (1)</b> 15:14 <b>windows (1)</b> 71:12 <b>Wing (1)</b> 101:13 <b>Winton (7)</b> 68:23;70:23;71:1,2; 73:19,22,24 <b>win-win (1)</b> 81:14 <b>Wisconsin (4)</b> 38:1;46:10;86:7; 106:14 <b>wise (1)</b> 31:23 <b>wiser (1)</b> 33:2 <b>wish (1)</b> 45:2 <b>within (3)</b> 41:25;42:19;70:6 <b>without (5)</b> 30:11;49:19;52:5; 57:18;109:18 <b>woman (2)</b> 69:19;71:13 <b>women (3)</b> 59:1,3;72:19 <b>Women's (1)</b> 53:12 <b>wonder (1)</b> 53:5 <b>woods (1)</b> 12:16 <b>work (20)</b> 15:3,6,8,16;18:12, 21;19:17;42:12,16; 43:8;46:2;60:10,15; 61:13;71:25;72:19; 79:9;81:2;96:11; 100:12 <b>worked (4)</b> 17:6;19:14;84:21; 101:20 <b>workers (2)</b> 27:18;60:9 <b>workforce (2)</b> 62:13,14 <b>working (7)</b> 6:9;28:1;46:20; 47:3;83:11;96:24; 98:2 <b>works (2)</b>	41:24;82:18 <b>world (7)</b> 50:3;53:17;92:5; 105:19;108:14; 109:10,20 <b>world's (2)</b> 11:13;29:17 <b>worldwide (4)</b> 90:25;91:11,17,20 <b>worried (1)</b> 51:2 <b>worst (2)</b> 103:2,11 <b>worst-case (2)</b> 21:20;29:4 <b>wrap (1)</b> 65:25 <b>write (1)</b> 66:13 <b>writing (1)</b> 95:3 <b>written (8)</b> 16:3;22:15;26:19; 29:14;35:22;44:10; 58:9;110:11 <b>wrong (4)</b> 14:22;97:13; 102:11,17	<b>1</b> <b>1 (2)</b> 31:5,9 <b>1,000-acre (1)</b> 87:12 <b>1.28 (1)</b> 81:17 <b>1.7 (2)</b> 57:13;103:14 <b>10 (12)</b> 25:21;31:20;32:4; 33:18;34:4;48:16; 68:13;77:9;79:24; 83:1;85:4;103:4 <b>10,000 (1)</b> 44:17 <b>10.1 (1)</b> 34:4 <b>10.2.1 (1)</b> 85:5 <b>10.2.5.3 (1)</b> 34:25 <b>10.3.1.1.2 (1)</b> 21:1 <b>10.4.1 (1)</b> 77:14 <b>10:00 (1)</b> 86:20 <b>100 (4)</b> 25:10,17;43:24; 69:4 <b>10-17 (1)</b> 86:4 <b>10th (2)</b> 95:3;110:13 <b>11 (2)</b> 6:11;56:8 <b>11,000 (1)</b> 103:1 <b>11,700 (2)</b> 103:1,3 <b>110 (1)</b> 103:7 <b>116D02 (1)</b> 31:2 <b>12 (2)</b> 34:2;87:22 <b>13 (4)</b> 65:10,11;90:15; 107:20 <b>14 (2)</b> 34:20;67:21 <b>140 (1)</b> 87:21 <b>14th (1)</b> 35:14 <b>15 (2)</b> 79:25;80:5 <b>150 (1)</b> 25:18 <b>17 (5)</b>

8:4;11:19;22:25; 73:9,10 <b>170 (1)</b> 22:11 <b>18 (1)</b> 56:19 <b>19 (2)</b> 4:14;91:9 <b>1900 (1)</b> 90:10 <b>1913 (1)</b> 90:13 <b>1950s (1)</b> 75:11 <b>1973 (1)</b> 31:11 <b>1989 (1)</b> 77:20 <b>1990s (1)</b> 91:5	<b>2017 (1)</b> 77:23 <b>2020s (1)</b> 105:19 <b>2025 (1)</b> 93:18 <b>2030 (1)</b> 92:3 <b>2040 (2)</b> 52:15;105:15 <b>2050 (1)</b> 30:6 <b>21 (1)</b> 105:24 <b>213 (1)</b> 87:14 <b>21st (1)</b> 29:7 <b>22 (2)</b> 68:1,9 <b>23 (1)</b> 78:22 <b>233 (1)</b> 88:7 <b>249 (1)</b> 25:24 <b>25 (2)</b> 22:12;25:24 <b>27 (1)</b> 69:3 <b>29,600 (1)</b> 43:20	<b>300 (1)</b> 101:14 <b>30-year (1)</b> 29:8 <b>31 (1)</b> 102:7 <b>35 (1)</b> 26:6 <b>350 (2)</b> 55:18;77:5 <b>390,000 (1)</b> 86:9	<b>60 (2)</b> 35:13;96:15 <b>632 (1)</b> 21:5 <b>67 (1)</b> 105:25 <b>6B (1)</b> 85:22
<b>2</b>		<b>4</b>	<b>7</b>
<b>2,000 (1)</b> 34:22 <b>2,300 (1)</b> 71:4 <b>2.4 (1)</b> 34:22 <b>2.5 (1)</b> 34:23 <b>2.7 (1)</b> 56:16 <b>20 (3)</b> 6:12;46:19;77:7 <b>20,000-barrel (1)</b> 85:21 <b>2002 (3)</b> 8:4;34:20;85:21 <b>2004 (2)</b> 38:3;91:10 <b>2005 (1)</b> 36:7 <b>2006 (1)</b> 36:7 <b>2008 (1)</b> 38:1 <b>200-acre (1)</b> 87:15 <b>2010 (2)</b> 35:14;85:22 <b>2011 (1)</b> 88:2 <b>2013 (1)</b> 42:17 <b>2014 (4)</b> 6:17;42:16;78:14; 83:10 <b>2015 (4)</b> 11:7;33:21;34:20; 91:21 <b>2016 (3)</b> 59:6;91:10;96:10	<b>233 (1)</b> 88:7 <b>249 (1)</b> 25:24 <b>25 (2)</b> 22:12;25:24 <b>27 (1)</b> 69:3 <b>29,600 (1)</b> 43:20	<b>4 (2)</b> 80:4;85:20 <b>4.2.2 (1)</b> 52:7 <b>4.2.2.1 (1)</b> 77:9 <b>40 (5)</b> 27:9;30:7;61:3; 67:25;97:1 <b>412 (1)</b> 31:11 <b>430 (1)</b> 43:20 <b>48 (1)</b> 73:16 <b>49 (2)</b> 18:1;67:24 <b>49ers (3)</b> 19:13,16;80:9	<b>7 (1)</b> 31:19 <b>70 (1)</b> 68:9 <b>72 (1)</b> 82:21 <b>750-foot-wide (1)</b> 95:6 <b>760 (1)</b> 86:10 <b>760,000 (1)</b> 74:10
	<b>3</b>	<b>5</b>	<b>8</b>
	<b>3 (55)</b> 5:18;8:5,7;9:9; 13:2;18:2;19:15; 24:21;25:12,25;27:6, 15,23;28:11;30:16; 33:6;34:23;35:2,17, 18;47:16,20;50:25; 51:9,13,19;52:18; 54:16;56:1;64:4,10, 11,21,24;67:16; 68:11;70:9;71:21; 79:12,14;80:4,12; 81:9,25;83:9,21;86:8; 92:13;95:16;96:14, 15;98:22,24;99:4; 100:11 <b>3.1.1C (1)</b> 52:1 <b>3.4 (1)</b> 56:4 <b>3.5 (1)</b> 103:12 <b>30 (10)</b> 4:21,25;5:3;35:16; 68:8,10;80:5;87:2; 96:24;99:1 <b>30,000 (1)</b> 103:15	<b>5 (4)</b> 29:17;56:3,16; 106:14 <b>5,000 (1)</b> 62:6 <b>5,000-page (1)</b> 6:13 <b>5.2.7.3 (1)</b> 52:13 <b>5.2.7-10 (1)</b> 21:3 <b>50 (2)</b> 4:23;83:2 <b>500,000 (1)</b> 71:6 <b>5-440 (1)</b> 21:10 <b>584 (1)</b> 21:4	<b>8 (1)</b> 88:8 <b>80 (4)</b> 24:21;34:19;46:4; 74:17 <b>800 (1)</b> 74:13 <b>80s (1)</b> 101:8 <b>84,000 (1)</b> 73:20 <b>85,000 (1)</b> 73:19 <b>86 (1)</b> 68:3
		<b>6</b>	<b>9</b>
		<b>6,000-barrel (1)</b> 85:20 <b>6/10ths (1)</b> 68:4	<b>9 (1)</b> 56:8 <b>9:00 (1)</b> 86:14 <b>9:30 (3)</b> 86:16;87:3;109:2 <b>90 (1)</b> 87:20 <b>94 (1)</b> 78:22 <b>95 (3)</b> 43:23;68:9,11 <b>98 (2)</b> 43:22;44:1 <b>99 (1)</b> 43:21