

DEIS MEETINGS - 14-916 15-137

NEWFOLDEN - JUNE 20, 2017 - 10:00 a.m.

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  
OAH DOCKET NO: 65-2500-32764

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.

PUC DOCKET NO: PPL-15-137  
OAH DOCKET NO: 65-2500-33377

Marshall County Central Schools  
310 West Minnesota Avenue  
Newfolden, Minnesota

## I N D E X

<b>SPEAKER</b>	<b>PAGE</b>
<b>JAMIE MACALISTER</b>	<b>3</b>
<b>GLENN RIVARD</b>	<b>9</b>
<b>JOYCE JOHNSON</b>	<b>13</b>

1 FACILITATOR: Good morning,  
2 everybody, welcome. My name is Patrick Field,  
3 and I'm with the consulting team and just  
4 moderating this morning's public comment  
5 session.

6 I first want to introduce Jamie  
7 MacAlister. She's the project manager for the  
8 DEIS and EIS. She works for the State of  
9 Minnesota for the Department of Commerce, and  
10 she's going to share with us a little bit  
11 about the process and the way forward and then  
12 we'll go to public comment.

13 MS. JAMIE MACALISTER: Good  
14 morning, everyone. I hope everyone has had a  
15 chance to go around the room, talk with the  
16 agency and staff that we have here.

17 We have folks from the Pollution  
18 Control Agency, the Department of National  
19 Resources, Commerce staff, Public Utilities  
20 Commission, if you have questions that you  
21 need to discuss with them.

22 We assume you came here to give  
23 us some information on the Draft Environmental  
24 Impact Statement.

25 As you know, the Minnesota

1 Public Utilities Commission will be the body  
2 that makes the decision on this project, and  
3 they have two decisions that they need to  
4 make.

5 They have to first determine  
6 whether or not to issue a Certificate of Need  
7 for this project, and then they must determine  
8 whether or not to issue a route permit, and if  
9 they issue the route permit, where should the  
10 route be located.

11 Many of you have been following  
12 this process for quite some time. We were  
13 here last spring scoping for the Draft  
14 Environmental Impact Statement. All of the  
15 comments that you provided last year, and in  
16 some cases the year before, helped inform the  
17 scope of this document.

18 We are now in the Draft EIS  
19 comment period phase. The comments that we  
20 receive while we're out at these meetings will  
21 help us finalize the final EIS, and once that  
22 document is final, the whole process moves  
23 over to the administrative law judge and the  
24 Public Utilities Commission for the contested  
25 case hearings that will be coming up in the

1 fall and then the decision on this project in  
2 the spring of 2018.

3 So this morning we're hoping  
4 that you are going to give us comments on the  
5 Draft EIS. Specifically we're interested in  
6 whether or not there is information that is  
7 missing, if the document is not clear, or if  
8 there are other areas in the document that we  
9 can improve upon for the final.

10 So today, just a note on the  
11 comments. You can provide your comments  
12 orally here. You can submit them in writing  
13 here. You can also submit them to me via  
14 email or regular mail so long as they are  
15 postmarked by July 10 of 2017.

16 We will be looking at your  
17 comments and reviewing them for the Final EIS.

18 And a final note on comments, we  
19 want you to know that your comments are  
20 treated equally whether or not they're given  
21 to us orally or in writing. It doesn't matter  
22 if we have hundreds of comments for a project  
23 or hundreds of comments against a project,  
24 each comment is treated individually.

25 This is not a vote. Your time

1 to advocate for the project or a route is  
2 during the contested case hearings. So that  
3 will be the time for you to let the judge and  
4 the Public Utilities Commission know if you're  
5 for or against this project.

6 The comments that we're looking  
7 for really are on the Draft EIS.

8 So with that, I'm going to turn  
9 this back over to Pat and he's going to give  
10 you a little bit more information before we  
11 move into the comment portion of this meeting.

12 FACILITATOR: Thanks, Jamie.

13 Leslie is going to be our mic  
14 runner. So we will bring the mic to you, if  
15 you want to make a public comment. We have a  
16 great court reporter here who will be  
17 capturing your every word.

18 The key to that is when you get  
19 the mic, speak into it like this because  
20 that's the way the mic works best.

21 When you start, just state your  
22 name and actually spell it for the court  
23 reporter so we have it for the record.

24 So just a few things about the  
25 comments. We want to make sure when a person

1        comments, everybody listens, and they have  
2        their chance to say their piece. So we do ask  
3        that other people listen when that commenter  
4        speaks, if you can.

5                    At the end if you want to do  
6        affirmation, that's fine. We do ask that  
7        people not be negative about people's  
8        comments.

9                    We have a small group so we're  
10       not going to worry very much about time  
11       limits. We do have kind of a timer we can put  
12       up for people just to give a sense of how long  
13       they're going, so we will go ahead and run  
14       that this morning to be fair across these  
15       meetings.

16                   Probably at six or seven minutes  
17       you probably covered a lot of what you want to  
18       say. So I might give people a little reminder  
19       if it goes much more beyond that.

20                   We do ask that -- people have a  
21       range of views which is totally fine. If we  
22       would be respectful of each other's  
23       differences, so we ask that you not direct  
24       specific comments to an individual in the room  
25       or a comment to organizations, agencies, about

1 the issues, about the EIS, about the project.

2 That's all fair game, but please  
3 don't direct folks individually in the room  
4 because that can make people uncomfortable.

5 State agency folks, do you want  
6 to raise your hands? Their job for this  
7 portion of the meeting is to listen. So the  
8 State's going to be in a listening mode. If  
9 you have questions, we won't be answering them  
10 at this time, but you can certainly state them  
11 for the record.

12 And hopefully we'll be able to  
13 have some good informal conversation around  
14 the poster boards as well.

15 Put your cell phones on do not  
16 disturb, on vibrate, do not disturb, so we  
17 don't disrupt the meeting as we go.

18 Also, just to let you know, if  
19 you don't want to make the comment publicly in  
20 terms of a larger crowd, two possibilities:  
21 You can write your comment down in the box.  
22 There's plenty of comment forms on the table.

23 And Janet is also in the back.  
24 You can also go talk to her and she can take  
25 your comment directly there individually, if



1       you're less comfortable talking in front of a  
2       larger crowd.

3                   I think that covers everything.  
4       So if I can get a show of hands for how many  
5       people want to make a public comment, just so  
6       I can see how many folks want to make a  
7       statement for the record. One -- two. One  
8       gentleman here. We can get started with you.

9                   So just name, spell your name  
10       for the record.

11                   MR. GLENN RIVARD: Thank you. My  
12       name is Glenn Rivard.

13                   I wrote mine out so I'll just  
14       read it.

15                   I would like to express my  
16       support of the pipeline expansion project by  
17       Enbridge Energy.

18                   As a landowner with pipeline  
19       easements and a business in the county of  
20       Marshall, I experience first hand the economic  
21       impact the pipelines have on our communities.

22                   Here are some assets that come to  
23       mind as I reflect on the 40-plus years that  
24       I've been in business in the area.

25                   Property taxes paid: The

1 pipeline that goes through Marshall County  
2 contributes over a million dollars per year for  
3 the county alone, plus school districts that  
4 happen to have pipeline access.

5 Since these easements are based  
6 on value of product flowing through our county,  
7 it is quite obvious an additional pipe will add  
8 to the volume of product and henceforth  
9 additional revenue for our governments or at  
10 least sustain the present levels should older  
11 lines become obsolete, which is part of the  
12 this project.

13 Economics of low cost energy:  
14 And I believe that low cost energy is by  
15 transferring the stuff as economically as  
16 possible to where it has to be consumed or  
17 processed.

18 Agricultural-based economy relies  
19 on a high input of energy to produce, process  
20 and transport our production to market.

21 The 500 horsepower tractors and  
22 combines that till and harvest our fields will  
23 not be replaced in the near future by the  
24 alternative energy, but is fueled by what flows  
25 through those pipes to refineries and back here

1 to our producers.

2 When you consider the  
3 transportation site of agriculture, we only  
4 need to look back three years to see how much  
5 our area was affected by the baseless change by  
6 shippers when the railroad converted many  
7 trains to hauling crude oil from the Bakken and  
8 raised their freight rates to the shippers by  
9 over a dollar per hundred weight.

10 The basis change equates to 40  
11 cents per bushel on wheat, \$24 per acre on  
12 average county yield of 60 bushels. The basis  
13 change equates to 95 cents per bushel on  
14 soybeans at \$33.25 per acre on average county  
15 yield of 35 bushels.

16 Many of you are producers in here  
17 and will probably agree with that.

18 Corn, 50 cents per bushel on  
19 corn, \$62.50 per acre on average county yield  
20 of 125 bushels.

21 Total impact on Marshall County  
22 alone was a loss of revenue in excess of  
23 \$16.7 million per year according to 2012  
24 acreage census. That's the only one I could  
25 find on the Internet this morning.

1                   Our country, state, and county  
2                   have succeeded in part by having access to low  
3                   cost energy to compete with the world economy.  
4                   We must not give up that competitive edge.

5                   Another point I'd like to bring  
6                   up is safety. My business is located across  
7                   the street where a train derailment took place  
8                   back in the 1980s.

9                   I still remember how the building  
10                  shook when one of the rail cars hauling grain  
11                  hit the Farmers Coop elevator. Had that been  
12                  tanker cars similar to those that exploded near  
13                  Casselton three and a half years ago, the  
14                  elevator and possibly my business and all who  
15                  were at work would have perished.

16                  I still have memories of that day  
17                  each time I am the lead car waiting near the  
18                  tracks as the train passes by.

19                  We were told the cold winter day  
20                  caused the rail to crack under stress.

21                  I know there are hazards in all  
22                  energy transportation, but keeping it below  
23                  ground just makes me feel safer.

24                  Please consider these assets when  
25                  assessing the impact of Enbridge's proposal.

1       Our communities are depending on it. Thank  
2       you.

3                   FACILITATOR: Is there anyone  
4       else who would like to make a public comment  
5       this morning?

6                   People certainly can do written  
7       comments in the boxes and you can also talk to  
8       Janet directly if you want.

9                   Anyone else at this time who  
10      wants to make a public comment?

11                  Okay, state your name and spell  
12      it for the record and keep the mic kind of  
13      like this and talk right into the top of it.

14                  MS. JOYCE JOHNSON: My name is  
15      Joyce Johnson. I'm from Viking, Minnesota. My  
16      husband's name is Willis.

17                  The pipeline has crossed our land  
18      for -- I can't even tell you how many years.  
19      It must be 20 to 30 years. There was a break  
20      in the land, in the pipeline.

21                  One of our neighbors punctured it  
22      with a Catepillar somehow.

23                  Anyway, the pipeline came over to  
24      our house, asked us to evacuate, put us up in a  
25      motel that night. They were very, very good to

1       us. I appreciated their help. We were able to  
2       go home the next day.

3               They've always been very polite  
4       to us. We always know when they're crossing  
5       our land. We always know when they're going to  
6       mow or whatever they're going to do. If  
7       they're just checking, they always let us know.  
8       We're very pleased with the pipeline.

9               FACILITATOR: Others who would  
10       like to make public comment? We've got the  
11       posters around, we've got state staff people.  
12       You may want to gather informally and chat.

13               In 30, 45 minutes we'll make one  
14       more call, one more chance, in case people do  
15       want to make a public comment and we can  
16       provide one more time while we're here.

17               If people want to mingle  
18       informally -- you can write stuff down.  
19       Again, Janet is in the back for public  
20       comment.

21               Again, we'll come back in about  
22       a half hour, 45 minutes, in case anybody else  
23       does want to make a public comment to everyone  
24       here before we close.

25               Thank you all for coming.

1 (Proceedings recessed.)

2 FACILITATOR: All right, I just  
3 want to give folks another chance, if you would  
4 like to make a public comment. So I just want  
5 to check to see if anybody wants to raise their  
6 hand and go on record in this setting to make a  
7 public comment.

8 Again, if not, there are written  
9 comments in the comment box. Janet remains in  
10 the back.

11 Anybody else? Okay, we'll be  
12 around here. We'll be here for a bit. So  
13 thanks very much.

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\$	14:3,4,5,7 appreciated (1) 14:1	C	6:11,15;7:25;8:19,21, 22,25;9:5;13:4,10; 14:10,15,20,23;15:4, 7,9	D
\$16.7 (1) 11:23	area (2) 9:24;11:5	call (1) 14:14	commenter (1) 7:3	day (3) 12:16,19;14:2
\$24 (1) 11:11	areas (1) 5:8	came (2) 3:22;13:23	comments (17) 4:15,19;5:4,11,11, 17,18,19,22,23;6:6, 25;7:1,8,24;13:7;15:9	decision (2) 4:2;5:1
\$33.25 (1) 11:14	around (4) 3:15;8:13;14:11; 15:12	can (18) 5:9,11,12,13;7:4, 11;8:4,10,21,24,24; 9:4,6,8;13:6,7;14:15, 18	Commerce (2) 3:9,19	decisions (1) 4:3
\$62.50 (1) 11:19	assessing (1) 12:25	capturing (1) 6:17	Commission (4) 3:20;4:1,24;6:4	DEIS (1) 3:8
A	assets (2) 9:22;12:24	car (1) 12:17	communities (2) 9:21;13:1	Department (2) 3:9,18
able (2) 8:12;14:1	assume (1) 3:22	cars (2) 12:10,12	compete (1) 12:3	depending (1) 13:1
access (2) 10:4;12:2	average (3) 11:12,14,19	case (4) 4:25;6:2;14:14,22	competitive (1) 12:4	derailment (1) 12:7
according (1) 11:23	B	cases (1) 4:16	consider (2) 11:2;12:24	determine (2) 4:5,7
acre (3) 11:11,14,19	back (8) 6:9;8:23;10:25; 11:4;12:8;14:19,21; 15:10	Casseltown (1) 12:13	consulting (1) 3:3	differences (1) 7:23
acres (1) 11:24	Bakken (1) 11:7	Catepillar (1) 13:22	consumed (1) 10:16	direct (2) 7:23;8:3
across (2) 7:14;12:6	based (1) 10:5	caused (1) 12:20	contested (2) 4:24;6:2	directly (2) 8:25;13:8
actually (1) 6:22	baseless (1) 11:5	cell (1) 8:15	contributes (1) 10:2	discuss (1) 3:21
add (1) 10:7	basis (2) 11:10,12	census (1) 11:24	Control (1) 3:18	disrupt (1) 8:17
additional (2) 10:7,9	become (1) 10:11	cents (3) 11:11,13,18	conversation (1) 8:13	districts (1) 10:3
administrative (1) 4:23	below (1) 12:22	certainly (2) 8:10;13:6	converted (1) 11:6	disturb (2) 8:16,16
advocate (1) 6:1	best (1) 6:20	Certificate (1) 4:6	Coop (1) 12:11	document (4) 4:17,22;5:7,8
affected (1) 11:5	beyond (1) 7:19	chance (4) 3:15;7:2;14:14; 15:3	Corn (2) 11:18,19	dollar (1) 11:9
affirmation (1) 7:6	bit (3) 3:10;6:10;15:12	change (3) 11:5,10,13	cost (3) 10:13,14;12:3	dollars (1) 10:2
Again (3) 14:19,21;15:8	boards (1) 8:14	chat (1) 14:12	country (1) 12:1	down (2) 8:21;14:18
against (2) 5:23;6:5	body (1) 4:1	check (1) 15:5	county (9) 9:19;10:1,3,6; 11:12,14,19,21;12:1	Draft (5) 3:23;4:13,18;5:5; 6:7
agencies (1) 7:25	box (2) 8:21;15:9	checking (1) 14:7	court (2) 6:16,22	during (1) 6:2
agency (3) 3:16,18;8:5	boxes (1) 13:7	clear (1) 5:7	covered (1) 7:17	E
ago (1) 12:13	break (1) 13:19	close (1) 14:24	covers (1) 9:3	easements (2) 9:19;10:5
agree (1) 11:17	bring (2) 6:14;12:5	cold (1) 12:19	crack (1) 12:20	economic (1) 9:20
Agricultural-based (1) 10:18	building (1) 12:9	combines (1) 10:22	crossed (1) 13:17	economically (1) 10:15
agriculture (1) 11:3	bushel (3) 11:11,13,18	comfortable (1) 9:1	crossing (1) 14:4	Economics (1) 10:13
ahead (1) 7:13	bushels (3) 11:12,15,20	coming (2) 4:25;14:25	crowd (2) 8:20;9:2	economy (2) 10:18;12:3
alone (2) 10:3;11:22	business (4) 9:19,24;12:6,14	comment (21) 3:4,12;4:19;5:24;	crude (1) 11:7	edge (1) 12:4
alternative (1) 10:24				EIS (7) 3:8;4:18,21;5:5,17;
always (4)				



6:7;8:1 <b>elevator (2)</b> 12:11,14 <b>else (4)</b> 13:4,9;14:22;15:11 <b>email (1)</b> 5:14 <b>Enbridge (1)</b> 9:17 <b>Enbridge's (1)</b> 12:25 <b>end (1)</b> 7:5 <b>Energy (7)</b> 9:17;10:13,14,19, 24;12:3,22 <b>Environmental (2)</b> 3:23;4:14 <b>equally (1)</b> 5:20 <b>equates (2)</b> 11:10,13 <b>evacuate (1)</b> 13:24 <b>even (1)</b> 13:18 <b>everybody (2)</b> 3:2;7:1 <b>everyone (3)</b> 3:14,14;14:23 <b>excess (1)</b> 11:22 <b>expansion (1)</b> 9:16 <b>experience (1)</b> 9:20 <b>exploded (1)</b> 12:12 <b>express (1)</b> 9:15	4:21 <b>find (1)</b> 11:25 <b>fine (2)</b> 7:6,21 <b>first (3)</b> 3:6;4:5;9:20 <b>flowing (1)</b> 10:6 <b>flows (1)</b> 10:24 <b>folks (5)</b> 3:17;8:3,5;9:6;15:3 <b>following (1)</b> 4:11 <b>forms (1)</b> 8:22 <b>forward (1)</b> 3:11 <b>freight (1)</b> 11:8 <b>front (1)</b> 9:1 <b>fueled (1)</b> 10:24 <b>future (1)</b> 10:23	<b>happen (1)</b> 10:4 <b>harvest (1)</b> 10:22 <b>hauling (2)</b> 11:7;12:10 <b>hazards (1)</b> 12:21 <b>hearings (2)</b> 4:25;6:2 <b>help (2)</b> 4:21;14:1 <b>helped (1)</b> 4:16 <b>henceforth (1)</b> 10:8 <b>high (1)</b> 10:19 <b>hit (1)</b> 12:11 <b>home (1)</b> 14:2 <b>hope (1)</b> 3:14 <b>hopefully (1)</b> 8:12 <b>hoping (1)</b> 5:3 <b>horsepower (1)</b> 10:21 <b>hour (1)</b> 14:22 <b>house (1)</b> 13:24 <b>hundred (1)</b> 11:9 <b>hundreds (2)</b> 5:22,23 <b>husband's (1)</b> 13:16	5:5 <b>Internet (1)</b> 11:25 <b>into (3)</b> 6:11,19;13:13 <b>introduce (1)</b> 3:6 <b>issue (3)</b> 4:6,8,9 <b>issues (1)</b> 8:1	<b>limits (1)</b> 7:11 <b>lines (1)</b> 10:11 <b>listen (2)</b> 7:3;8:7 <b>listening (1)</b> 8:8 <b>listens (1)</b> 7:1 <b>little (3)</b> 3:10;6:10;7:18 <b>located (2)</b> 4:10;12:6 <b>long (2)</b> 5:14;7:12 <b>look (1)</b> 11:4 <b>looking (2)</b> 5:16;6:6 <b>loss (1)</b> 11:22 <b>lot (1)</b> 7:17 <b>low (3)</b> 10:13,14;12:2
	<b>G</b>		<b>J</b>	
	<b>game (1)</b> 8:2 <b>gather (1)</b> 14:12 <b>gentleman (1)</b> 9:8 <b>given (1)</b> 5:20 <b>GLENN (2)</b> 9:11,12 <b>goes (2)</b> 7:19;10:1 <b>Good (4)</b> 3:1,13;8:13;13:25 <b>governments (1)</b> 10:9 <b>grain (1)</b> 12:10 <b>great (1)</b> 6:16 <b>ground (1)</b> 12:23 <b>group (1)</b> 7:9	<b>hour (1)</b> 14:22 <b>house (1)</b> 13:24 <b>hundred (1)</b> 11:9 <b>hundreds (2)</b> 5:22,23 <b>husband's (1)</b> 13:16	<b>Jamie (3)</b> 3:6,13;6:12 <b>Janet (4)</b> 8:23;13:8;14:19; 15:9 <b>job (1)</b> 8:6 <b>JOHNSON (2)</b> 13:14,15 <b>JOYCE (2)</b> 13:14,15 <b>judge (2)</b> 4:23;6:3 <b>July (1)</b> 5:15	
<b>F</b>		<b>I</b>	<b>K</b>	<b>M</b>
<b>FACILITATOR (5)</b> 3:1;6:12;13:3;14:9; 15:2 <b>fair (2)</b> 7:14;8:2 <b>fall (1)</b> 5:1 <b>Farmers (1)</b> 12:11 <b>feel (1)</b> 12:23 <b>few (1)</b> 6:24 <b>Field (1)</b> 3:2 <b>fields (1)</b> 10:22 <b>final (5)</b> 4:21,22;5:9,17,18 <b>finalize (1)</b>	<b>half (2)</b> 12:13;14:22 <b>hand (2)</b> 9:20;15:6 <b>hands (2)</b> 8:6;9:4	<b>Impact (5)</b> 3:24;4:14;9:21; 11:21;12:25 <b>improve (1)</b> 5:9 <b>individual (1)</b> 7:24 <b>individually (3)</b> 5:24;8:3,25 <b>inform (1)</b> 4:16 <b>informal (1)</b> 8:13 <b>informally (2)</b> 14:12,18 <b>information (3)</b> 3:23;5:6;6:10 <b>input (1)</b> 10:19 <b>interested (1)</b>	<b>keep (1)</b> 13:12 <b>keeping (1)</b> 12:22 <b>key (1)</b> 6:18 <b>kind (2)</b> 7:11;13:12	<b>MacAlister (2)</b> 3:7,13 <b>mail (1)</b> 5:14 <b>makes (2)</b> 4:2;12:23 <b>manager (1)</b> 3:7 <b>Many (6)</b> 4:11;9:4,6;11:6,16; 13:18 <b>market (1)</b> 10:20 <b>Marshall (3)</b> 9:20;10:1;11:21 <b>matter (1)</b> 5:21 <b>may (1)</b> 14:12 <b>meeting (3)</b> 6:11;8:7,17 <b>meetings (2)</b> 4:20;7:15 <b>memories (1)</b> 12:16 <b>mic (5)</b> 6:13,14,19,20; 13:12 <b>might (1)</b> 7:18 <b>million (2)</b> 10:2;11:23 <b>mind (1)</b> 9:23

<b>mine (1)</b> 9:13 <b>mingle (1)</b> 14:17 <b>Minnesota (3)</b> 3:9,25;13:15 <b>minutes (3)</b> 7:16;14:13,22 <b>missing (1)</b> 5:7 <b>mode (1)</b> 8:8 <b>moderating (1)</b> 3:4 <b>more (5)</b> 6:10;7:19;14:14,14, 16 <b>morning (6)</b> 3:1,14;5:3;7:14; 11:25;13:5 <b>morning's (1)</b> 3:4 <b>motel (1)</b> 13:25 <b>move (1)</b> 6:11 <b>moves (1)</b> 4:22 <b>mow (1)</b> 14:6 <b>much (4)</b> 7:10,19;11:4;15:13 <b>must (3)</b> 4:7;12:4;13:19	<b>oil (1)</b> 11:7 <b>older (1)</b> 10:10 <b>once (1)</b> 4:21 <b>One (8)</b> 9:7,7;11:24;12:10; 13:21;14:13,14,16 <b>only (2)</b> 11:3,24 <b>orally (2)</b> 5:12,21 <b>organizations (1)</b> 7:25 <b>Others (1)</b> 14:9 <b>other's (1)</b> 7:22 <b>out (2)</b> 4:20;9:13 <b>over (5)</b> 4:23;6:9;10:2;11:9; 13:23	13:17,20,23;14:8 <b>pipelines (1)</b> 9:21 <b>pipes (1)</b> 10:25 <b>place (1)</b> 12:7 <b>please (2)</b> 8:2;12:24 <b>pleased (1)</b> 14:8 <b>plenty (1)</b> 8:22 <b>plus (1)</b> 10:3 <b>point (1)</b> 12:5 <b>polite (1)</b> 14:3 <b>Pollution (1)</b> 3:17 <b>portion (2)</b> 6:11;8:7 <b>possibilities (1)</b> 8:20 <b>possible (1)</b> 10:16 <b>possibly (1)</b> 12:14 <b>poster (1)</b> 8:14 <b>posters (1)</b> 14:11 <b>postmarked (1)</b> 5:15 <b>present (1)</b> 10:10 <b>Probably (3)</b> 7:16,17;11:17 <b>Proceedings (1)</b> 15:1 <b>process (4)</b> 3:11;4:12,22;10:19 <b>processed (1)</b> 10:17 <b>produce (1)</b> 10:19 <b>producers (2)</b> 11:1,16 <b>product (2)</b> 10:6,8 <b>production (1)</b> 10:20 <b>project (11)</b> 3:7;4:2,7;5:1,22,23; 6:1,5;8:1;9:16;10:12 <b>Property (1)</b> 9:25 <b>proposal (1)</b> 12:25 <b>provide (2)</b> 5:11;14:16 <b>provided (1)</b>	4:15 <b>public (16)</b> 3:4,12,19;4:1,24; 6:4,15;9:5;13:4,10; 14:10,15,19,23;15:4,7 <b>publicly (1)</b> 8:19 <b>punctured (1)</b> 13:21 <b>put (3)</b> 7:11;8:15;13:24	7:22 <b>revenue (2)</b> 10:9;11:22 <b>reviewing (1)</b> 5:17 <b>right (2)</b> 13:13;15:2 <b>RIVARD (2)</b> 9:11,12 <b>room (3)</b> 3:15;7:24;8:3 <b>route (4)</b> 4:8,9,10;6:1 <b>run (1)</b> 7:13 <b>runner (1)</b> 6:14
<b>N</b>			<b>Q</b>	
		<b>P</b>	<b>R</b>	<b>S</b>
<b>name (8)</b> 3:2;6:22;9:9,12; 13:11,14,16 <b>National (1)</b> 3:18 <b>near (3)</b> 10:23;12:12,17 <b>need (4)</b> 3:21;4:3,6;11:4 <b>negative (1)</b> 7:7 <b>neighbors (1)</b> 13:21 <b>next (1)</b> 14:2 <b>night (1)</b> 13:25 <b>note (2)</b> 5:10,18	<b>paid (1)</b> 9:25 <b>part (2)</b> 10:11;12:2 <b>passes (1)</b> 12:18 <b>Pat (1)</b> 6:9 <b>Patrick (1)</b> 3:2 <b>people (11)</b> 7:3,7,12,18,20;8:4; 9:5;13:6;14:11,14,17 <b>people's (1)</b> 7:7 <b>per (9)</b> 10:2;11:9,11,11,13, 14,18,19,23 <b>period (1)</b> 4:19 <b>perished (1)</b> 12:15 <b>permit (2)</b> 4:8,9 <b>person (1)</b> 6:25 <b>phase (1)</b> 4:19 <b>phones (1)</b> 8:15 <b>piece (1)</b> 7:2 <b>pipe (1)</b> 10:7 <b>pipeline (8)</b> 9:16,18;10:1,4;	<b>possibly (1)</b> 12:14 <b>poster (1)</b> 8:14 <b>posters (1)</b> 14:11 <b>postmarked (1)</b> 5:15 <b>present (1)</b> 10:10 <b>Probably (3)</b> 7:16,17;11:17 <b>Proceedings (1)</b> 15:1 <b>process (4)</b> 3:11;4:12,22;10:19 <b>processed (1)</b> 10:17 <b>produce (1)</b> 10:19 <b>producers (2)</b> 11:1,16 <b>product (2)</b> 10:6,8 <b>production (1)</b> 10:20 <b>project (11)</b> 3:7;4:2,7;5:1,22,23; 6:1,5;8:1;9:16;10:12 <b>Property (1)</b> 9:25 <b>proposal (1)</b> 12:25 <b>provide (2)</b> 5:11;14:16 <b>provided (1)</b>	<b>rail (2)</b> 12:10,20 <b>railroad (1)</b> 11:6 <b>raise (2)</b> 8:6;15:5 <b>raised (1)</b> 11:8 <b>range (1)</b> 7:21 <b>rates (1)</b> 11:8 <b>read (1)</b> 9:14 <b>really (1)</b> 6:7 <b>receive (1)</b> 4:20 <b>recessed (1)</b> 15:1 <b>record (6)</b> 6:23;8:11;9:7,10; 13:12;15:6 <b>refineries (1)</b> 10:25 <b>reflect (1)</b> 9:23 <b>regular (1)</b> 5:14 <b>relies (1)</b> 10:18 <b>remains (1)</b> 15:9 <b>remember (1)</b> 12:9 <b>reminder (1)</b> 7:18 <b>replaced (1)</b> 10:23 <b>reporter (2)</b> 6:16,23 <b>Resources (1)</b> 3:19 <b>respectful (1)</b>	<b>safer (1)</b> 12:23 <b>safety (1)</b> 12:6 <b>school (1)</b> 10:3 <b>scope (1)</b> 4:17 <b>scoping (1)</b> 4:13 <b>sense (1)</b> 7:12 <b>session (1)</b> 3:5 <b>setting (1)</b> 15:6 <b>seven (1)</b> 7:16 <b>share (1)</b> 3:10 <b>shippers (2)</b> 11:6,8 <b>shook (1)</b> 12:10 <b>show (1)</b> 9:4 <b>similar (1)</b> 12:12 <b>site (1)</b> 11:3 <b>six (1)</b> 7:16 <b>small (1)</b> 7:9 <b>somehow (1)</b> 13:22 <b>soybeans (1)</b> 11:14 <b>speak (1)</b> 6:19 <b>speaks (1)</b> 7:4 <b>specific (1)</b>
<b>O</b>				
<b>obsolete (1)</b> 10:11 <b>obvious (1)</b> 10:7				

7:24 <b>Specifically (1)</b> 5:5 <b>spell (3)</b> 6:22;9:9;13:11 <b>spring (2)</b> 4:13;5:2 <b>staff (3)</b> 3:16;19;14:11 <b>start (1)</b> 6:21 <b>started (1)</b> 9:8 <b>State (7)</b> 3:8;6:21;8:5,10; 12:1;13:11;14:11 <b>Statement (3)</b> 3:24;4:14;9:7 <b>State's (1)</b> 8:8 <b>still (2)</b> 12:9,16 <b>street (1)</b> 12:7 <b>stress (1)</b> 12:20 <b>stuff (2)</b> 10:15;14:18 <b>submit (2)</b> 5:12,13 <b>succeeded (1)</b> 12:2 <b>support (1)</b> 9:16 <b>sure (1)</b> 6:25 <b>sustain (1)</b> 10:10	<b>today (1)</b> 5:10 <b>told (1)</b> 12:19 <b>took (1)</b> 12:7 <b>top (1)</b> 13:13 <b>Total (1)</b> 11:21 <b>totally (1)</b> 7:21 <b>tracks (1)</b> 12:18 <b>tractors (1)</b> 10:21 <b>train (2)</b> 12:7,18 <b>trains (1)</b> 11:7 <b>transferring (1)</b> 10:15 <b>transport (1)</b> 10:20 <b>transportation (2)</b> 11:3;12:22 <b>treated (2)</b> 5:20,24 <b>turn (1)</b> 6:8 <b>two (3)</b> 4:3;8:20;9:7		<b>2012 (1)</b> 11:23 <b>2017 (1)</b> 5:15 <b>2018 (1)</b> 5:2	
		<b>W</b>		
		<b>waiting (1)</b> 12:17 <b>wants (2)</b> 13:10;15:5 <b>way (2)</b> 3:11;6:20 <b>weight (1)</b> 11:9 <b>welcome (1)</b> 3:2 <b>wheat (1)</b> 11:11 <b>whole (1)</b> 4:22 <b>Willis (1)</b> 13:16 <b>winter (1)</b> 12:19 <b>word (1)</b> 6:17 <b>work (1)</b> 12:15 <b>works (2)</b> 3:8;6:20 <b>world (1)</b> 12:3 <b>worry (1)</b> 7:10 <b>write (2)</b> 8:21;14:18 <b>writing (2)</b> 5:12,21 <b>written (2)</b> 13:6;15:8 <b>wrote (1)</b> 9:13	<b>3</b>	
			<b>30 (2)</b> 13:19;14:13 <b>35 (1)</b> 11:15	
			<b>4</b>	
			<b>40 (1)</b> 11:10 <b>40-plus (1)</b> 9:23 <b>45 (2)</b> 14:13,22	
			<b>5</b>	
			<b>50 (1)</b> 11:18 <b>500 (1)</b> 10:21	
			<b>6</b>	
			<b>60 (1)</b> 11:12	
			<b>9</b>	
			<b>95 (1)</b> 11:13	
<b>T</b>		<b>U</b>		
	<b>uncomfortable (1)</b> 8:4 <b>under (1)</b> 12:20 <b>up (5)</b> 4:25;7:12;12:4,6; 13:24 <b>upon (1)</b> 5:9 <b>Utilities (4)</b> 3:19;4:1,24;6:4	<b>Y</b>		
<b>table (1)</b> 8:22 <b>talk (4)</b> 3:15;8:24;13:7,13 <b>talking (1)</b> 9:1 <b>tanker (1)</b> 12:12 <b>taxes (1)</b> 9:25 <b>team (1)</b> 3:3 <b>terms (1)</b> 8:20 <b>Thanks (2)</b> 6:12;15:13 <b>three (2)</b> 11:4;12:13 <b>till (1)</b> 10:22 <b>timer (1)</b> 7:11	<b>value (1)</b> 10:6 <b>via (1)</b> 5:13 <b>vibrate (1)</b> 8:16 <b>views (1)</b> 7:21 <b>Viking (1)</b> 13:15 <b>volume (1)</b> 10:8 <b>vote (1)</b> 5:25	<b>year (4)</b> 4:15,16;10:2;11:23 <b>years (5)</b> 9:23;11:4;12:13; 13:18,19 <b>yield (3)</b> 11:12,15,19		
		<b>1</b>		
		<b>10 (1)</b> 5:15 <b>125 (1)</b> 11:20 <b>1980s (1)</b> 12:8		
		<b>2</b>		
		<b>20 (1)</b> 13:19		