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1 you, well, you're going to face condemnation then?

2 MR. BANDERET: Well, that has happened. I
3 was told that.

4 COMMISSIONER WEFALD: Okay. Thank you.

5 JUDGE WAHL: Any further questions from
6 the Commission? Followup, Mr. Kelsch?

7 MR. KELSCH: No.

8 JUDGE WAHL: Mr. Delaney?

9 MR. DELANEY: No.

10 JUDGE WAHL: Mr. Binek?

11 MR. BINEK: No.

12 JUDGE WAHL: Thank you very much, Mr.
13 Banderet.

14 COMMISSIONER WEFALD: Can I just say
15 something or not?

16 JUDGE WAHL: You're the Commissioner.
17 Yes.

18 COMMISSIONER WEFALD: I was just going to
19 say -- thank you -- this would be the very first
20 siting, whether it's a pipeline or whether it is a
21 transmission line in the state, where we would have
22 had to go to condemnation. During the time I've
23 been a commissioner, for 15 years, I have not had
24 -- there have not been any condemnation
25 proceedings, and I would like to keep that record

1 while I'm on the Commission, whether that's for two
2 more years or if the people of North Dakota choose
3 to elect me for another six after that.

4 JUDGE WAHL: Mr. Starke, I need to get
5 some eye contact. Commissioners, Mr. Starke has
6 asked to offer both some rebuttal testimony and
7 some additional testimony and I've agreed that he
8 may do that. Mr. Starke, you understand, of
9 course, that your testimony continues under oath
10 and subject to the penalties of perjury?

11 MR. STARKE: Yes, I do.

12 JUDGE WAHL: All right. And there were
13 two points that you wish to bring to the
14 Commission's notice and one concerned the use of
15 the I-29 right-of-way. Would you address that,
16 please, for the Commission?

17 MR. STARKE: Certainly.

18 RICHARD STARKE,
19 having been previously duly sworn, was examined and
20 testified as follows:

21 MR. STARKE: The Interstate 29
22 right-of-way is 400 feet wide and it parallels the
23 eastern border through the state and then it goes
24 on down to South Dakota. My opinion as an
25 industrial engineer is that it is an excellent