

**From:** [efilingmail@tylerhost.net](mailto:efilingmail@tylerhost.net)  
**To:** [Hamre, John G.](#)  
**Subject:** Filing Accepted for Case: 08-2018-CV-02937; Environmental Law and Policy Center, et al. vs. North Dakota Public Service Commission, et al.; Envelope Number: 3293204  
**Date:** Friday, February 01, 2019 9:09:09 AM

**CAUTION:** This email originated from an outside source. Do not click links or open attachments unless you know they are safe.

## Filing Accepted

Envelope Number: 3293204  
Case Number: 08-2018-CV-02937  
Case Style: Environmental Law and Policy Center, et al. vs. North Dakota Public Service Commission, et al.



The filing below was reviewed and has been accepted by the clerk's office. You may access the file stamped copy of the document filed by clicking on the below link.

Filing Details	
<b>Court</b>	Burleigh County - South Central District
<b>Case Number</b>	08-2018-CV-02937
<b>Case Style</b>	Environmental Law and Policy Center, et al. vs. North Dakota Public Service Commission, et al.
<b>Date/Time Submitted</b>	1/31/2019 6:58 PM CST
<b>Date/Time Accepted</b>	2/1/2019 9:08 AM CST
<b>Accepted Comments</b>	
<b>Filing Type</b>	Exhibit
<b>Filing Description</b>	CR Exhibit 25 Record Addition 19 copy of public input to DOH
<b>Activity Requested</b>	EFileAndServe
<b>Filed By</b>	John Hamre
<b>Filing Attorney</b>	Illona Jeffcoat-Sacco

Document Details	
<b>Lead Document</b>	CR Exhibit 25 Record Addition 19 copy of public input to DOH.pdf
<b>Lead Document Page Count</b>	3

**File Stamped Copy**

[View Stamped Document](https://northdakota.tylerhost.net/ViewDocuments.aspx?FID=5b2896ba-cfb7-404f-92bb-0d8c00712ba2)

This link is active for 30 days. If the link above is not accessible, copy this URL into your browser's address bar to view the document:

<https://northdakota.tylerhost.net/ViewDocuments.aspx?FID=5b2896ba-cfb7-404f-92bb-0d8c00712ba2>

For technical assistance, contact your service provider or  
North Dakota Court's Information Technology Department 701-328-4218  
Please do not reply to this email. It was automatically generated.

08-2018-CV-02937

**-Info-Public Service Commission**

---

**From:** Marylu Weber <marylu.weber@gmail.com>  
**Sent:** Friday, January 26, 2018 1:29 PM  
**To:** DOH, Air Quality  
**Cc:** -Info-State Water Commission; -Info-Public Service Commission; Wendy Ross; jroswick2@bis.midco.net; Cailey Hippe  
**Subject:** location of refinery near TRNP  
**Attachments:** refinery letter, January 26, 2018.docx

**CAUTION:** This email originated from an outside source. Do not click links or open attachments unless you know they are safe.

Thank you for the opportunity to comment on the location of the proposed refinery. Attached is a letter from the board of Directors of North Dakota Badlands Horse.

Marylu Weber

January 26, 2018

North Dakota Department of Health  
Division of Air Quality  
918 E. Divide Avenue  
Bismarck, ND 58501-1947

RE: Location of the proposed Davis Refinery near Theodore Roosevelt National Park

Dear North Dakota Department of Health, Division of Air Quality:

I am writing on behalf of North Dakota Badlands Horse, a 501 (c) (3) nonprofit, registered in North Dakota, which advocates for the wild horses in Theodore Roosevelt National Park (TRNP) and assists park staff with capture, care, and placing of wild horses when they are culled from the herd. Several of our followers regularly hike and ride in the park and work with the captured horses in the handling facility on the east side of the park, only a few miles from the proposed site of this refinery.

I would like to express our opposition to the current proposed site of the Davis Refinery near TRNP based on the following concerns:

**1. Meridian's avoidance of a comprehensive site approval by the North Dakota Public Service Commission**

By reducing their proposed output from 55,000 to just under 50,000 barrels per day, Meridian is avoiding a more in-depth study into the appropriateness of this site.

**2. Air, light, noise, and view, pollution**

TRNP is home to thousands of wild animals besides the horses. Those beautiful animals bring in tourists from all over the world and regular visitors who return to the park again and again to view, photograph, and enjoy the animals and the unique landscapes. Particles released into the air along with the exhaust of additional truck traffic will impact the air all animals and visitors will have to breath. TRNP has already been greatly impacted by light and view pollution from the encroaching oil industry. When we look around the park from various highpoints, we can already see wells and flares that pollute the air and the night skies. Large trucks are

constantly rumbling past the park. This refinery will increase all these types of pollution to one of the most pristine wilderness areas in North Dakota.

### **3. Water usage**

Is there enough water in that area to support the use of 50,000 gallons of water per day? When drought lowers the water supply in aquifers, will there be enough water for area ranches that depend on that water for their livestock and livelihood and for the wildlife in the park?

North Dakota is blessed to have this beautiful park in the midst of the unique Badlands. Yet much of the Badlands have already been marred by oil production. Is there not a site farther from the park that would allow this refinery and the jobs it creates without having such an impact on the park? Please do not let the desire for profits destroy this beautiful place loved by so many. Please see that the Public Service Commission has the responsibility and the opportunity to study the site proposal for this refinery and see that a cherished icon of North Dakota history and tourism is preserved for generations to come.

Respectfully submitted,

Marylu Weber, President, North Dakota Badlands Horse

The Board of Directors of North Dakota Badlands Horse