

October 9, 2019

Public Service Commission
State of North Dakota
600 East Boulevard Ave., Dept. 408
Bismarck, ND 58505-0480

ATTENTION: Steve Kahl, Administrative Director

Re: Petition to Intervene
PSC Case No. PU-19-204
OAH File No. 2019028

Petition to Intervene by
Charles & Donna Kurszewski – Emmons County landowners, Beaver Creek Valley

Grounds for Intervention

1. The useful life of Dakota Access Pipeline has not been revealed to those of us directly impacted by its operation.

HOW will more than twice the volume of crude oil impact the integrity of pipeline structure?
HOW will increased pressure from a Pumping Station pushing **1.1 million barrels (46,200,000 gallons) per day**, less than ½ mile from Beaver Creek juncture - given the sharp angle of the pipeline & pipeline ascent above creek – impact the integrity of the 30” welded pipeline?

2. Specific Oil Spill Plans

WHAT is the response time to stop oil leaks in or near Beaver Creek?
WHAT is the specific plan to contain a spill in Beaver Creek or surrounding farmland?
WHAT is the specific plan to contain a spill in the Missouri River impacting Emmons County's water source?
WHO is responsible for oil contamination of major water sources for Emmons County?
WHO is responsible for contamination of private cropland, waterways, and water wells outside the pipeline corridor impacted by DAPL oil spill migration through soil & ground water?

3. Impact on Beaver Creek Wildlife and Fish population in event of oil spills

HOW will fish & wildlife populations be impacted from a DAPL spill along Beaver Creek as it flows through Public Lands all the way to Beaver Bay on the Missouri River?
WHO is responsible for cleanup of oil contamination of State & Federal Lands in this corridor?
WHO is responsible for longterm impact of oil contamination on Public Land reserved for public recreation, hunting & fishing?

4. Pipeline Retirement Plans

HOW will the retired DAPL pipeline be managed? **WILL** it be purged of residual oil or left to leak?

Thank you, for consideration of our Petition to Intervene at the **Public Service Commission Hearing**, Emmons County Courthouse, November 13, 2019.

Charles & Donna Kurszewski
210 81st St SW
PO Box 207
Linton, Emmons County, ND 58552
701 254-4913

