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**From:** John Warford Sr <johnsr@warfordortho.com>  
**Sent:** Tuesday, May 30, 2023 9:04 AM  
**To:** Wade Boeshans; Jeffrey Skaare  
**Cc:** Randall Bakke; Lori Steckler  
**Subject:** Response to SCS Letter 5/26/23

Wade Boeshans  
[wboeshans@summitcarbon.com](mailto:wboeshans@summitcarbon.com)

Jeff Skaare  
[jskaare@summitcarbon.com](mailto:jskaare@summitcarbon.com)

Re: PSC Docket No. PU-22-391

Survey Notice for Property Owned by John Warford, Jr. and Jennifer H. Warford in Burleigh County [Tracts ND-BU-0984.148, ND-BU-0984.153]

Gentlemen,

I received the attached letter from Julie DiMeo, Right of Way Manager for Summit Carbon Solutions on May 26, 2023, the Friday of Memorial Day. That letter provides notice advising that Summit would be conducting a survey on my property on Memorial Day, May 29, 2023, or May 30, 2023, giving me no time to resist or respond to the letter. This is clearly insufficient notice and an example of strong-arm tactics by Summit, apparently in retaliation for my intervention as a party in the PSC legal action resisting the construction of the Summit pipeline on our property.

In addition, Ms. DiMeo clearly must know that we are an intervenor in the PSC action and are represented by legal counsel, Randall Bakke. Please direct all future communications regarding the survey request to Mr. Bakke, as well as copy me in on any such communications.

To be clear, we will consider any attempt to enter our property for surveying or other purposes by Summit as a trespass upon our land, which is unauthorized and illegal. Ms. DiMeo does not provide a copy of the order from Judge Narum of the Southeast Judicial District she apparently relies on to enter our land without permission, but we are requesting a copy of same. Her letter suggests that order from another judicial district outside of Burleigh County applies with equal force in Burleigh County and we do not know that to be the case. Further, we do not know whether the referenced order, not provided by Ms. DiMeo to us, involves parties represented by legal counsel who may appeal Judge Narum's decision nor whether Judge Narum's order has any application to our property in Burleigh County.

I look forward to your prompt response and acknowledgment that no survey will take place on our property during the pendency of the PSC action, where I have intervened as a party. We believe any action by Summit in relation to our property while the PSC action is pending would be improper, unauthorized, and in violation of law.

cc: Randall Bakke  
Lori Steckler

315 PU-22-391 Filed 06/02/2023 Pages: 1  
JW Exhibit W188 - Warford response to SCS dated 5-30-23  
John H. Warford, as Trustee (Intervenor)