

N. BEVERLEY TUCKER, JR.  
POST OFFICE BOX 785  
PHILIP, SOUTH DAKOTA 57567

**RECEIVED**  
JUL 23 2009  
SOUTH DAKOTA PUBLIC  
UTILITIES COMMISSION

July 22, 2009

Public Utilities Commission:  
Capitol Bldg – 1<sup>st</sup> Floor  
500 E Capitol Avenue  
Pierre, SD 57501  
Attn: Ms Kara Semmler

Re. Keystone XL Pipeline Project – West River line

Enclosed is a letter which I sent to the Keystone project manager requesting a change in the routing of a small (approximately 1 mile) portion of the line so that it will avoid crossing a portion of my land which is native prairie. The portion of the route in question is approximately 13 miles north and 7 miles east of Philip, Haakon County.

Unfortunately, the normal land reclamation process would be unable to restore this land to its original condition since the native grasses and original sod would have been disturbed, and the replacement condition would, of course, no longer be native.

I am hopeful that my request will be honored, and I am sending this copy to you for your information.

Sincerely,



N Beverley Tucker

Encl

[N Beverley Tucker, P O Box 785, Philip, SD 57567]

Keystone XL Pipeline Project  
7505 NW Tiffany Springs Parkway – Ste #400  
Kansas City, MO 64153

TransCanada Pipeline Company  
450 1<sup>st</sup> Street SW  
Calgary, AB, Canada 72P 4J5

July 15, 2009

Dear Sir or Madam:

Re. Keystone XL Pipeline Project (western South Dakota)

I am writing to ask that the pipeline route, presently planned to traverse a portion of my property for somewhat over 1 mile, be re-routed in order to avoid irreparable damage to the native pasture land through which the line, as proposed, would travel.

The land in question is approximately 13 miles north and 7 miles east of the town of Philip, and lies in Sections 2 and 11, Township 3, Range 21E, Haakon County (South Dakota). The property is titled in my name, and I am the sole owner.

I have been careful to respect and maintain the native prairie grasses and natural features of this land in spite of the fact that adjacent property on all sides of me has been cultivated. It would not, therefore, be possible for the destruction caused by the condemnation of pipeline right of way, together with the related disturbance caused by construction, to be cured by replanting or other conventional restorative measures. Once native pasture is disturbed it is, of course, no longer native.

I hope you will act favorably on my request.

Sincerely,



N Beverley Tucker, Jr

Office of International Energy and Commodities Policy  
OES/ENV Room 2657  
U S Department of State  
Washington, DC 20520