

**STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION**

NAVIGATOR HEARTLAND GREENWAY LLC,)
)
Application Pursuant to the Carbon Dioxide)
Transportation and Sequestration Act (220 ILCS) Docket No. 23-0161
75/1 et seq.) for a Certificate of Authority to)
Construct and Operate a Carbon Dioxide Pipeline)
And When Necessary to Take Interest in Property)
As Provided by the Law of Eminent Domain.)

PETITION TO INTERVENE

NOW COMES Intervenor, MONTGOMERY COUNTY, ILLINOIS (“Montgomery County”), by and through its attorneys, Brown, Hay & Stephens, LLP, and pursuant to Section 200.200 of the Rules Practice of the Illinois Commerce Commission (“Commission”), 83 ILL. ADM. CODE 200.200, respectfully petitions the Commission for leave to intervene and participate in this matter, and in support of its Petition to Intervene, hereby states as follows:

1. Navigator Heartland Greenway LLC (“Petitioner”) is asking the Commission for a Certificate of Authority pursuant to the Carbon Dioxide Transportation and Sequestration Act (“CO2 Act”) (220 ILCS 75/1 *et seq.*). Petitioner is also seeking an order authorizing it to construct and operate a pipeline system in Illinois, and if and when necessary, to take and acquire easements and interest in private property through the exercise of eminent domain, as provided in Section 75/20(i) of the CO2 Act.

2. Petitioner is proposing to construct the pipeline through the counties of Adams, Brown, Christian, Fulton, Hancock, Henry, Knox, McDonough, Montgomery, Morgan, Pike, Sangamon, Schuyler, and Scott.

3. Petitioner’s proposed pipeline will run across the northern half of Montgomery County, from West to East. Presumably, Petitioner’s pipeline will cross many roads and other improvements operated by Montgomery County that may be impacted thereby. Montgomery

County, along with other units of local governments within the County, provides emergency responders to events occurring within the County.

4. Pursuant to Section 20(b) of the CO2 Act, the Commission is to consider whether the proposed pipeline is consistent with the public interest, public benefit, and legislative purpose of the CO2 Act when considering Petitioner's Application for Certificate of Authority. The CO2 Act specifically provides that the Commission is to consider evidence of the proposed pipeline's impact upon the economy, infrastructure, and public safety presented by local government units that will be affected by the proposed pipeline route. 220 ILCS 75/0(b)(8)(A).

5. As a unit of local government that will be impacted by Petitioner's proposed pipeline, Montgomery County is therefore interested in the subject matter of this proceeding as it will be affected by any order entered by the Commission.

6. No other party is able to adequately protect the interests of Montgomery County.

7. Montgomery County agrees to accept service by electronic means as provided in Section 200.1050 of the Commission's Rule of Practice, 83 Ill. Adm. Code 200.1050.

8. Copies of all pleadings, notices, correspondence, and other documents in this docket should be sent to the undersigned attorneys:

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9. Pending a ruling on this Petition for Leave to Intervene, Montgomery County respectfully requests that the Administrative Law Judge permit it to participate in this proceeding.

WHEREFORE, Intervenor, MONTGOMERY COUNTY, ILLINOIS, hereby respectfully requests that the Commission grant it leave to intervene and participate as a party in this proceeding.

**MONTGOMERY COUNTY, ILLINOIS,
Intervenor**

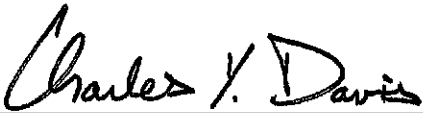
By: /s/Charles Y. Davis
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VERIFICATION

STATE OF ILLINOIS)
) SS
COUNTY OF SANGAMON)

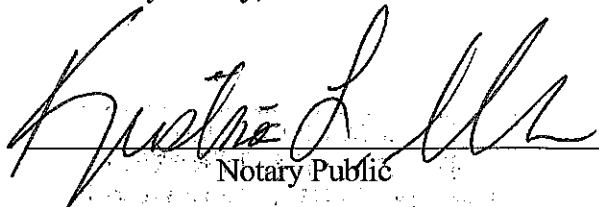
I, Charles Y. Davis, certify that: (i) I am an attorney for Montgomery County, Illinois; (ii) I have read the foregoing Petition to Intervene; (iii) I am familiar with the facts stated therein; and (iv) the facts are true and correct to the best of my knowledge, information and belief.



Charles Y. Davis

SUBSCRIBED AND SWORN to before me this 12th day of July, 2023.





Notary Public

CERTIFICATE OF SERVICE

The undersigned certifies that a copy of the foregoing instrument was served upon:

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via electronic transmission on this 12th day of July, 2023.

/s/Charles Y. Davis