

1           their clear mission of  
2           conservation for recreation,  
3           and the preservation of the  
4           historical significance of the  
5           Delaware and its role that it  
6           played in the founding of our  
7           great nation.

8                     This will be the  
9           greatest miscarriage of justice  
10          that ever has been inflicted on  
11          the American people. Thank you  
12          very much.

13                    HEARING OFFICER:

14                    Edward Leydon will be  
15                    next. And then Bill Cozzens.  
16                    And then Victoria Strange.  
17                    Okay. Sir, when you're ready  
18                    please.

19                    MR. LEYDON:

20                    Your Honor, thank you  
21                    very much for the opportunity  
22                    to speak. I'm speaking as an  
23                    individual and as a resident of  
24                    Solebury Township, Bucks  
25                    County, Pennsylvania. It's

1           about an hour north of here  
2           where my family and I have a  
3           small farm. And just to bring  
4           this down to my individual  
5           level, our farm has a lot of  
6           water on it. We have a spring.  
7           We have two streams that flow  
8           through our farm. We have a  
9           pond. And we also have  
10          groundwater that's very close  
11          to the surface. We have a very  
12          shallow well where we have  
13          gotten our water for 40 years.

14                 According to the oil and  
15          gas industry, I should be able  
16          to sell the rights to fracking  
17          on the land that I own because  
18          we're on a shale formation.  
19          And there might be oil and gas  
20          there, but as we all know,  
21          there's a ban on fracking in  
22          the Delaware Basin. And that  
23          has been decided that that's  
24          really not a good idea.

25                 But looking at these

1 regulations, the proposed rule  
2 that has been issued, there are  
3 two exception here that say  
4 that I can ask, I as an  
5 individual property owner, can  
6 ask for review and approval by  
7 the DRBC for their  
8 interpretation and discretion  
9 for approval to sell the water  
10 from my farm, the surface water  
11 or the groundwater, to people  
12 who want to take it out of this  
13 area for fracking either  
14 Marcellus shale or somewhere  
15 else.

16 Now, I can ask for that  
17 and so can anyone else in my  
18 position who has the land, and  
19 who has the water to sell.

20 Secondly, I can ask for  
21 the review and approval, and  
22 their interpretation and  
23 discretion for approval of the  
24 transport, treatment, storage,  
25 and disposal of wastewater from

1           fracking. I look here on the  
2           summary and it's called  
3           produced water, which I think  
4           is someone put a euphemism in  
5           there for hazardous and  
6           contaminated wastewater.

7                        So maybe I can even get  
8           that water back and set up a  
9           wastewater treatment facility  
10          on my property. I have enough  
11          acreage. I can do that. I can  
12          treat it. I can store it. I  
13          can transport it all here in  
14          Solebury Township, Bucks  
15          County, Pennsylvania where  
16          fracking is not permitted. As  
17          everyone before me has  
18          indicated, that is a  
19          contradiction.

20                       So I say that if you  
21          leave the doors open with these  
22          proposed rules and regulations,  
23          it is going to happen. People  
24          like me and other landowners  
25          are going to apply for and

1           argue that they have a right to  
2           sell water, to dispose of  
3           water, to try and treat the  
4           water, although I don't believe  
5           it can be treated. And as  
6           somebody quoted Ben Franklin  
7           about the value of water, when  
8           you don't have it, when you  
9           don't have good drinking water,  
10          you realize the value of water.

11                   HEARING OFFICER:

12                   Thank you, sir.

13                   MR. LEYDON:

14                   Thank you.

15                   HEARING OFFICER:

16                   Bill Cozzens will be  
17           next. And then Victoria  
18           Strange, and Carol  
19           Weston-Young. Sir, when you're  
20           ready.

21                   MR. COZZENS:

22                   Good afternoon. My name  
23           is Bill Cozzens. I'm a  
24           resident of Philadelphia and a  
25           member of Germantown Friends