

**STATE OF NORTH DAKOTA**  
**PUBLIC SERVICE COMMISSION**

**Cenex Pipeline, LLC**  
**Petroleum Pipeline Reroute-Cass Cnty**  
**Siting Application**

**Case No. PU-2242-02-561**

**NOTICE OF FILING AND NOTICE OF OPPORTUNITY FOR HEARING**

**November 5, 2002**

On October 30, 2002, Cenex Pipeline, LLC (Cenex) filed a consolidated letter of intent, an application for waiver of procedures and time schedules, and an application to amend its existing route permit. Cenex proposes to replace approximately 325 feet of existing 8-inch refined petroleum products pipeline with approximately 465 feet of new pipeline rerouted around an electric substation expansion in the NW  $\frac{1}{4}$  of the SW  $\frac{1}{4}$  of Section 33, T 140 N, R 49 W in Cass County, North Dakota, as shown on the attached map.

Cenex asserts the rerouted transmission line will produce minimal adverse effects and requests the Commission (1) waive the separate filing of a Letter of Intent and the one-year time period for filing an application; (2) waive provisions of law and rule that require filing of separate applications, separate hearings and certain time schedules; (3) not hold a public hearing, but instead publish a notice of opportunity for hearing; (4) find that the proposed facility is of such length, design, location and purpose that it will produce minimal adverse effects; (5) provide in the notice of opportunity for hearing that requests for hearing be made in not more than ten days under N.D.C.C. section 49-22-13(4); and (6) designate and approve the amended route and issue the appropriate amended route permit.

The issues to be considered in this proceeding are:

1. Will the location, construction, and operation of the proposed transmission line produce minimal adverse effects on the environment and upon the welfare of the citizens of North Dakota?
2. Is the proposed transmission line compatible with the environmental preservation and the efficient use of resources?
3. Will the proposed transmission line route minimize adverse human and environmental impact while ensuring continuing system reliability and integrity and ensuring that energy needs are met and fulfilled in an orderly and timely fashion?

4. Is the proposed transmission line of such length, design, location, or purpose that it will produce minimal adverse effects so that procedures and time schedules may be waived?
5. Does a demonstrable emergency exist, which requires immediate construction so that adherence to procedures and time schedules would jeopardize the utility's system?
6. Is it appropriate for the Commission to waive any procedures and time schedules as requested in the application?

Those interested are invited to comment on the application in writing. Persons desiring a hearing must file a written request identifying their interest in the proceeding and the reasons for requesting a hearing. Comments and requests for hearings must be received by **December 2, 2002**. If deemed appropriate, the Commission can determine the matter without a hearing.

For more information, contact the Public Service Commission, State Capitol, Bismarck, North Dakota 58505, 701-328-2400; or Relay North Dakota 1-800-366-6888 TTY. If you require any auxiliary aids or services, such as readers, signers, or braille materials please notify Jon Mielke, Executive Secretary.

## **PUBLIC SERVICE COMMISSION**

---

**Anthony T. Clark**  
Commissioner

---

**Susan E. Wefald**  
President

---

**Leo M. Reinbold**  
Commissioner