

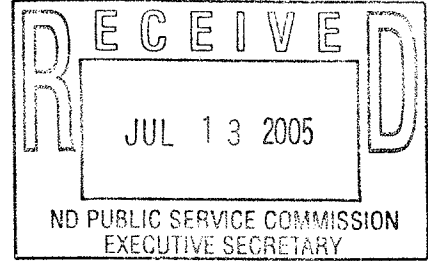
**STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION**

**Enbridge Pipelines (North
Dakota) LLC Crude Oil
Pumping Stations – McKenzie –
Williams Counties, North Dakota,
Siting Application**

Case No. PU-05-274

AFFIDAVIT OF
JOEL W. KANVIK

STATE OF TEXAS)
) §
COUNTY OF HARRIS)



The undersigned, being first duly sworn under oath, declares and states as follows:

1. That my name is Joel W. Kanvik and my business address is Enbridge Pipelines (North Dakota) LLC, 1100 Louisiana, Suite 3300, Houston, TX 77002.
2. That I hold the title of Assistant Secretary of Enbridge Pipelines (North Dakota) LLC (hereinafter "Enbridge").
3. That Enbridge proposes to construct a new pumping station in Williams County in conjunction with the pipeline project previously approved by the Public Service Commission (hereinafter "Commission") on October 11, 1983, in Case No. 10472, being an 8-inch pipeline and associated facilities in McKenzie and Williams Counties, North Dakota. In addition, Enbridge proposes to upgrade the pumps at its existing Alexander station in McKenzie County, and Trenton station in Williams County.
4. That it is anticipated that the Commission will issue an Order in the captioned proceeding on or about July 28, 2005.

5. That Enbridge has requested the Commission to reissue and/or amend the existing corridor certificate and route permits issued in Case No. 10472.
6. That if the Commission issues an Order approving Enbridge's application, Enbridge understands and agrees that:
 - (a) a preconstruction conference shall be held prior to commencement of any construction, and shall include an Enbridge representative and Commission staff, to ensure that Enbridge fully understands the conditions set forth in said Order;
 - (b) it will comply with the rules and regulations of all other agencies having jurisdiction over any phase of the proposed project, and shall obtain all other necessary licenses and permits, and shall provide copies to the Commission prior to construction of any of the proposed facilities;
 - (c) if any cultural resource (paleontological, archaeological or historical) or grave site is discovered, it shall be marked, preserved, and protected from further disturbances until a professional examination can be made by the State Historical Society, a report filed with the Commission, and clearance to proceed is given;
 - (d) construction through any wetlands is not to occur until after July 15 as to not disturb waterfowl or other wildlife during the nesting season;
 - (e) subsoil at any wetlands crossings shall be compacted sufficiently to prevent bottom seepage as recommended by the United States Fish and Wildlife Service;

- (f) all crossings of graded roads shall be bored with the exception of those road crossings exempt or waived by the appropriate road authority; all pre-existing roads and lanes used during construction shall be restored to a condition that will accommodate their previous use, and all areas used as temporary roads during construction shall be restored to their original condition;
- (g) construction shall be suspended during periods when weather conditions are such that construction activities would cause irreparable damage, unless adequate measures are approved by the Commission;
- (h) any reclamation required shall be performed by a reclamation crew and coordinated with ongoing construction;
- (i) if any reclamation, reseeding, or fertilization is required, it is to be done in accordance with the United States Soil Conservation Service Recommendation;
- (j) its obligations for reclamation under said Order shall continue throughout the life of the proposed facilities;
- (k) it will provide the Commission with a copy of the design specifications for the construction of the proposed East Fork Station showing the location of the station as built; and
- (l) the authorizations granted by the corridor certificate and route permit are subject to modification by order of the Commission if deemed necessary to further protect the public or the environment.

7. That the undersigned, on behalf of Enbridge, commits Enbridge to full compliance with the foregoing.

Dated this 11th day of July, 2005.

ENBRIDGE PIPELINES (NORTH DAKOTA) LLC

By: Joel W Kanvik

Name: Joel W. Kanvik
Title: Assistant Secretary

Subscribed and sworn to before me this 11th day of July, 2005.



(SEAL)

Wendy T Lee
Notary Public
Harris County, Texas
My Commission Expires: July 31, 2005