

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

**Enbridge Pipelines (North Dakota) LLC  
Trenton to Beaver Lodge Pipeline - Williams County  
Siting Application**

**Case No. PU-06-330**

**FIRST AMENDED ORDER**

**August 22, 2007**

**Preliminary Statement**

On July 26, 2006, Enbridge Pipelines (North Dakota) LLC (Enbridge) filed an application for a certificate of corridor compatibility and a route permit for the construction of approximately 52 miles of 10-inch crude petroleum pipeline adjacent and parallel to its existing pipeline from the existing Trenton Station to its existing Beaver Lodge Station, all in Williams County, North Dakota

On September 20, 2006 the Commission issued its Findings of Fact, Conclusions of Law and Order and issued Certificate of Site Compatibility for a Transmission Facility Corridor No. 94 and Route Permit for Construction of a Transmission Facility No. 104 to Enbridge.

In its July 13, 2007 letter, Enbridge requested Commission approval of a change in the transmission line route. The original permitted route was located approximately 25 feet from and parallel to an existing Enbridge pipeline, except that the route deviated in a northerly direction to avoid impacting cultural resource site 32W184. Enbridge requests a route change that, rather than deviate around site 32W184, would continue to parallel the existing Enbridge pipeline. Enbridge also requested Commission approval of a Tree and Shrub Mitigation Specification. The Specification sets forth procedures for the inventory, clearing, replacement and inspection of trees and shrubs impacted by construction of the pipeline.

On August 8, 2007 the Commission held an Informal Hearing on the requests.

In a letter dated June 28, 2007 the State Historical Society of North Dakota indicated they had reviewed Enbridge's evaluation and recommendations concerning site 32W184 and concurred that the site is not significant, is not eligible for listing in the National Register of Historic Places, that no historic properties would be affected by the pipeline project, and that the site need not be avoided by the pipeline project.


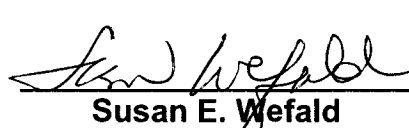

We find that the proposed route deviation is compatible with the environmental preservation and the efficient use of resources and will result in minimal adverse effects on the environment, natural resources, and upon the welfare of the citizens of North Dakota while ensuring continuing system reliability and integrity and ensuring that energy needs are met and fulfilled in an orderly and timely fashion.

### Order

The Commission orders:

1. Enbridge Pipelines (North Dakota) LLC's request for a deviation in the permitted transmission line route is granted.
2. The authorization granted by the amended route permit is subject to modification by order of the Commission if deemed necessary to further protect the public or the environment.
3. The route deviation is subject to the conditions and limitations noted in the Order of the Commission dated September 20, 2006 in this proceeding and is subject to the conditions and limitations noted in this order.
4. The Tree and Shrub Mitigation Specification, a copy of which is attached to and made a part of this Order, is approved, and supplements the Commission's September 20, 2006 Findings of Fact, Conclusions of Law and Order.

### PUBLIC SERVICE COMMISSION

		
<b>Tony Clark</b> Commissioner	<b>Susan E. Wefald</b> President	<b>Kevin Cramer</b> Commissioner