

**North Dakota Public Service Commission
TransCanada Keystone Pipeline, LP
Case No. PU-06-421
Late Filed Exhibits**

September 19, 2007
Page 1 of 2

Late Filed Exhibit T-32

Data Request:

Report on landowners complaints and follow-up actions by Keystone.

Response:

There are 519 tracts of land crossed by the pipeline route in North Dakota. Keystone land agents have contacted landowners many times for environmental survey permission, cultural resource survey permission, civil survey permission and land acquisition. Keystone conservatively estimates that in excess of 1,500 landowner contacts have been made with North Dakota landowners. Nine of these contacts resulted in complaints to Keystone, including two reported incidents and testimony by seven landowners at public hearings in Park River, Valley City, and Bismarck.

Keystone manages four mechanisms by which North Dakota landowners may express concerns with Keystone, by contacting:

- Keystone State Land Office in Valley City, ND (701-845-0208);
- Keystone Project Land Office in Kansas City, MO (1-877-880-4881);
- Keystone Public Consultation in Calgary, AB (1-866-717-7473); and
- Keystone's Landowner Relations Supervisor, Ms. Sandra Roth (1-800-562-8931).

These contact mechanisms have been distributed to landowners at open house meetings, through direct mailings to landowners, and at meetings with landowners. Keystone maintains a ledger of landowner complaints for the entire Keystone Pipeline Project.

Reported Incidents

The two reported incidents were investigated by Keystone and letters of apology were issued to the landowners. These incidents are summarized in Table 1 below and have both been closed. A copy of these incident reports and letters from Keystone to the affected landowners are attached to this exhibit.

In response to these complaints, Keystone enacted procedures to minimize the potential for miscommunication between land agents and field survey crews and reduce the possibility that a landowner's property could be inadvertently entered without permission. This procedure

Late Filed Exhibit T-32

required land agents and field survey crews to communicate “face to face” instead of by telephone.

Table 1: North Dakota Landowners' Incident Log

Date of Occurrence	Document Control	Incident Description	County	Owner's name	Status
2-Dec-06	KML-00819-01-ND-0260-R01	Survey Crew inadvertently crossed Landowner Richard Starke's property without permission. Tract ML-ND-BR-0341, NE¼ S30-T140N-R57W.	Barnes	Richard Starke	Report submitted to TransCanada on 1/24/07. Letters of apology issued to landowners. Incident closed. See attached documentation.
2-Dec-06	KML-00820-01-ND-0260-R01	Survey Crew inadvertently crossed Landowner Ramona Klein's property without permission. Tract ML-ND-BR-0340, SE¼ S19-T140N-R57W	Barnes	Ramona Klein	Report submitted to TransCanada on 1/24/07. Letters of apology issued to landowners. Incident closed. See attached documentation.

Complaints Expressed at Public Hearings

The attached Table 2, North Dakota Landowner Complaints, summarizes the concerns expressed and complaints received from landowners at the Park River, Valley City, and Bismarck PSC hearings. This table identifies the hearing(s) at which the landowner appeared and provides an excerpt from the hearing transcript describing the complaint in the landowner's own words. The land agent's name assigned to the landowner, the results of Keystone's investigation, and follow-up actions that have been, or will be, taken by Keystone are also provided on Table 2.

Other Follow-Up Actions

At the Bismarck hearing, Commissioner Wefald requested Keystone present Mr. Albert Wittenberg an alternative pipeline route to the east and in excess of 500 feet from his residence for his consideration in lieu of the route approximately 450 feet west of his residence. Keystone has attempted to reach Mr. Wittenberg four times (three by telephone and one by visiting his home) but has not yet been unable to communicate with him. Keystone issued correspondence with a map to Mr. Wittenberg on September 17 by certified mail requesting his consideration of an alternative route to the east of his residence. See attached Contact Reports and copy of correspondence.

STARKE

Figure 8-5
SAFETY INCIDENT INVESTIGATION REPORT

Safety Incident		DATE: 1-24-07	TASK NAME: Civil Centerline Survey
NAME OF PERSON COMPLETING REPORT: Butch Wallace		TASK NUMBER: 6002	
OCCUPATION: Senior Engineer		DATE REPORTED: December 6, 2006	
NATURE OF SAFETY INCIDENT: Non-safety; Survey crew trespass incident			
OBJECT/ EQUIPMENT/ ELEMENT INVOLVED: N/A			
PERSON WITH MOST CONTROL OF OBJECT/ EQUIPMENT/ ETC. N/A		PERSON WITH MOST CONTROL - INFLECTING DAMAGE: Steve Chappell	
JOB OR ACTIVITY AT TIME OF ACCIDENT: Civil Survey		DEPARTMENT: Survey	
LOCATION: Tract ML-ND-BR-0341 NE1/4 Sec. 30-T140N-R57W Barnes County, ND near Valley City		DATE OF OCCURRENCE: December 2, 2006	
DESCRIBE CLEARLY THE SAFETY INCIDENT (WHAT HAPPENED?). FOR MOTOR VEHICLE ACCIDENTS, DRAW A DIAGRAM ON THE OTHER SIDE: Survey Crew inadvertently crossed landowner Starke's property without permission. This occurred near Milepost 147. <i>The attached pages summarize the sequence of events relative to this trespass.</i>			
THE CAUSE OF THE INCIDENT: WHAT ACTS, FAILURE TO ACT, AND / OR CONDITIONS CONTRIBUTED MOST DIRECTLY TO THIS INCIDENT? DESCRIBE UNSAFE ACTS AND/OR UNSAFE CONDITIONS: A miscommunication between the Survey Crew and the Land Agent resulted in the trespass. The survey mistakenly thought they had permission to be on the Starke property, but failed to confirm this with the Land Agent.			
EXPLAIN SPECIFICALLY <u>WHY</u> THESE ACTS AND/OR CONDITIONS EXISTED? During the course of the centerline survey process, land agents and survey crews are required to have frequent and thorough communications.			
LOSS SEVERITY POTENTIAL		PROBABLE RECURRENCE RATE	
NEAR HIT	MINOR SERIOUS CRITICAL	FREQUENT OCCASIONAL	RARE
WHAT ACTION HAS OR WILL BE TAKEN TO PREVENT RECURRENCE? (LIST ITEMS, THEN PLACE AND "X" BY ITEMS COMPLETED AND DATE) All field personnel were reminded immediately to verify they have permission to access private property.			
SUPERVISOR OF INJURED PERSON: Jelf DeLacerda	DATE: 01/24/2007	REVIEWED BY MANAGER: L.A. (Buster) Gray	DATE: 01/24/2007

Summary of Starke Trespass Incident

Jeff Rauh contacted Buster Gray, KC Project Manager, on December 6 to report that North Dakota legal counsel, Todd Kranda, had been contacted by the North Dakota governor's office regarding a landowner complaint of trespass by Keystone survey personnel. Mr. Rauh had no specific information regarding the incident and Mr. Gray requested he try to determine more information and I would also inquire of any reported incident with the survey and land departments.

Todd Kranda checked with Mr. Lance Gaebe of the ND governor's office to find out if he was able to deal with or needed any assistance in dealing with the phone calls or email that were received in the Governor's office regarding the concern over survey work being completed by TransCanada. Mr. Kranda wanted to confirm these individuals concerns were satisfactorily handled and managed. Mr. Kranda also asked Mr. Gaebe for land owner contact records, the names of the individuals and the area where their land is located, such as the city or county area.

Mr. Gaebe replied that he believed that the landowners were satisfied but the sheriff did have to ask some surveyors to leave the property of one landowner, which the crew complied with.

Mr. Gaebe advised that the two calls received were cousins and neighboring landowners. One owner is Richard Starke and another is Daryl and Ramona Klein. Mr. Gaebe believes they are located 3 to 4 miles east of Valley City.

Mr. Gray confirmed with the North Dakota land agent, McClure Reagan that lands were trespassed upon owned by Starke and Klein as shown on the attached map (near MP 147). The trespass occurred as a result of miscommunication between the survey crew and the land agent (the survey crew believing there was survey permission but failing to confirm with the land agent prior to entering the tracts of land).

Mr. Gray, with approval of ND legal counsel and Dean Cowling, prepared and issued project correspondence (see attached) with an apology and damage inquiry by certified mail to the landowners.

ND PSC Commissioner Kevin Cramer contacted Mr. Kranda's office December 28, 2007 and left a message indicating Mr. Starke had placed another call to Senator Tollefson who in turn contacted Commissioner Cramer. Apparently Mr. Starke had communicated that there had been another trespass. Before Mr. Kranda returned the call, he and Mr. Gray and Mr. Rauh got together on the phone and confirmed that we had not had any crews in the area since December 13, 2006. We speculated that perhaps Mr. Starke had been reacting to the letter which was sent by certified mail last Wednesday or Thursday and so should have been received by the weekend or Tuesday the 26th at the latest. Subsequently, McClure Reagan, North Dakota land agent advised that Mr. Starke had attempted to communicate with him by cell phone on December 26th but the call lost connection and Mr. Reagan was unable to re-contact Mr. Starke. Mr. Starke may have been reacting to this failed telephone communication also.

Mr. Kranda returned Mr. Cramer's call. Mr. Cramer asked for a copy of the letter which Mr. Kranda forwarded to him. He thought that maybe there was some type of reaction and response by Starke because of the letter but he was not overly concerned and appreciated our efforts. Mr. Kranda also explained that we have not been in North Dakota with any survey crew since December 13, 2006. Mr. Cramer acknowledged that it was possible that Starke may not be able to be satisfied since he is simply opposed to the project.

Mr. Reagan, North Dakota land agent, will continue to try and meet with Mr. Starke to discuss his route issues and to settle any damages, if any, due to the survey work.



UNIVERSAL ENSCO, INC.

December 21, 2006

Mr. Richard Starke
5 Elm Street
Burlington, ND 58722

Dear Mr. Starke,

It has been brought to Keystone's attention by a representative of the North Dakota's Governor's office that one of our civil survey crews inadvertently entered your property in Barnes County on or about December 2, 2006. Our internal investigation acknowledges that the civil survey crew gained access to the land due to miscommunication between our land agent and the civil survey crew.

Keystone strives to respect the rights and requests of landowners along our proposed pipeline route and apologizes for the trespass on your property. Should there be any damages to your property from the work performed by our survey crew, please provide the information related to the damage to our land agent, McClure Reagan, at 406-788-5625 or, if you prefer by mail, to me at the address on this correspondence and we will reimburse you for these damages.

In closing, Keystone values open communication and would appreciate your consideration of a meeting with our land agent so that we might better understand your specific issues concerning the route of the proposed pipeline.

Regards

A handwritten signature in black ink that reads "L. A. Gray".

L. A. "Buster" Gray
Project Director
Keystone Pipeline Project

cc: D. Cowling
D. Needham
D. Greene
File

KLEIN



Figure 8-5

SAFETY INCIDENT INVESTIGATION REPORT

Safety Incident		DATE: 1-24-07	TASK NAME: Civil Centerline Survey
NAME OF PERSON COMPLETING REPORT: Butch Wallace		TASK NUMBER: 6002	
OCCUPATION: Senior Engineer		DATE REPORTED: December 6, 2006	
NATURE OF SAFETY INCIDENT: Non-safety; Survey crew trespass incident			
OBJECT/ EQUIPMENT/ ELEMENT INVOLVED: N/A			
PERSON WITH MOST CONTROL OF OBJECT/ EQUIPMENT/ ETC. N/A		PERSON WITH MOST CONTROL - INFLECTING DAMAGE: Steve Chappell	
JOB OR ACTIVITY AT TIME OF ACCIDENT: Civil Survey		DEPARTMENT: Survey	
LOCATION: Tract SE1/4 Sec. 19-T140N-R57W Barnes County, ND near Valley City		DATE OF OCCURRENCE: December 2, 2006	
DESCRIBE CLEARLY THE SAFETY INCIDENT (WHAT HAPPENED?). FOR MOTOR VEHICLE ACCIDENTS, DRAW A DIAGRAM ON THE OTHER SIDE: Survey Crew inadvertently crossed landowner Klein's property without permission. This occurred near Milepost 147. <i>The attached pages summarize the sequence of events relative to this trespass.</i>			
THE CAUSE OF THE INCIDENT: WHAT ACTS, FAILURE TO ACT, AND / OR CONDITIONS CONTRIBUTED MOST DIRECTLY TO THIS INCIDENT? DESCRIBE UNSAFE ACTS AND/OR UNSAFE CONDITIONS: A miscommunication between the Survey Crew and the Land Agent resulted in the trespass. The survey mistakenly thought they had permission to be on the Klein property, but failed to confirm this with the Land Agent.			
EXPLAIN SPECIFICALLY WHY THESE ACTS AND/OR CONDITIONS EXISTED? During the course of the centerline survey process, land agents and survey crews are required to have frequent and thorough communications.			
LOSS SEVERITY POTENTIAL		PROBABLE RECURRENCE RATE	
NEAR HIT	MINOR SERIOUS CRITICAL	FREQUENT OCCASIONAL	RARE
WHAT ACTION HAS OR WILL BE TAKEN TO PREVENT RECURRENCE? (LIST ITEMS, THEN PLACE AND "X" BY ITEMS COMPLETED AND DATE) All field personnel were reminded immediately to verify they have permission to access private property.			
SUPERVISOR OF INJURED PERSON: Jeff DeLacerda	DATE: 01/24/2007	REVIEWED BY MANAGER: L.A. (Buster) Gray	DATE: 01/24/2007

Summary of Klein Trespass Incident

Jeff Rauh contacted Buster Gray, KC Project Manager, on December 6 to report that North Dakota legal counsel, Todd Kranda, had been contacted by the North Dakota governor's office regarding a landowner complaint of trespass by Keystone survey personnel. Mr. Rauh had no specific information regarding the incident and Mr. Gray requested he try to determine more information and I would also inquire of any reported incident with the survey and land departments.

Todd Kranda checked with Mr. Lance Gaebe of the ND governor's office to find out if he was able to deal with or needed any assistance in dealing with the phone calls or email that were received in the Governor's office regarding the concern over survey work being completed by TransCanada. Mr. Kranda wanted to confirm these individuals concerns were satisfactorily handled and managed. Mr. Kranda also asked Mr. Gaebe for land owner contact records, the names of the individuals and the area where their land is located, such as the city or county area.

Mr. Gaebe replied that he believed that the landowners were satisfied but the sheriff did have to ask some surveyors to leave the property of one landowner, which the crew complied with.

Mr. Gaebe advised that the two calls received were cousins and neighboring landowners. One owner is Richard Starke and another is Daryl and Ramona Klein. Mr. Gaebe believes they are located 3 to 4 miles east of Valley City.

Mr. Gray confirmed with the North Dakota land agent, McClure Reagon that lands were trespassed upon owned by Starke and Klein as shown on the attached map (near MP 147). The trespass occurred as a result of miscommunication between the survey crew and the land agent (the survey crew believing there was survey permission but failing to confirm with the land agent prior to entering the tracts of land).

Mr. Gray, with approval of ND legal counsel and Dean Cowling, prepared and issued project correspondence (see attached) with an apology and damage inquiry by certified mail to the landowners.

Mr. Reagan, North Dakota land agent, will continue to try and meet with Ms. Klein to discuss her route issues and to settle any damages, if any, due to the survey work.

TABLE 2
North Dakota Landowner Complaints

Item	Landowner	Public Hearing	Transcript Excerpt	Land Agent	Response
1	Linette Kratochvil	Park River Hearing	"A very rude, obnoxious person, male, called and wanted to know if we'd give him permission to survey across our land. I said absolutely not. Stay in Canada ... And this smart aleck that he was, and I will use those terms because that's exactly what he was, said "Well, I guess you'll just have to learn to like drinking oil, and your livestock, too"..."	Dan Deming Debra Myer	<p>Attempted to contact Mrs. Kratochvil on 8/15, left message, no call returned. Spoke with Mr. Kratochvil on 8/20 and he requested an easement be sent, which was done. Mr. Kratochvil made no mention of the complaint and the agent did not inquire of the complaint. Attempted to contact on 9/10 and 9/14 to follow up on easement. Left messages, no calls returned. See attached Contact Reports.</p> <p>The North Dakota Land Supervisor advises that Mr. Deming has handled about 35 landowners without complaint.</p> <p>The North Dakota Land Supervisor advises that Ms. Myer has handled about 40 landowners without complaint.</p>
2	Richard Starke	Valley City Hearing	"When Mr. Reagan called me, the first contact I had with Keystone, he was very brusque, hurried, impatient and hung up the phone while I was still talking. So my introduction to Keystone was not very kind."	McClure Reagan	<p>See attached Contact Report, reflecting cell phone issue and inability to re-contact Mr. Starke expediently.</p> <p>This contact was during the same time period that Mr. Starke reported the unauthorized entry to the Governor's office. See apology in correspondence attached to Table 1.</p>
3	Mark Novak	Valley City Hearing	"There was an older gentleman there representing the Keystone pipeline company, and his capacity was in PR work. And I asked him -- I go, "What are you going to do if somebody opposes this pipeline?" And he looked at me and he says, "Hey, we're the pipeline. We do what we want and we where we -- where we want to." So that was my first consultation or my first visit with the pipeline...I have been threatened that if I don't sign an easement condemnation will take place so..."	Aaron Abaurreau	<p>There is no one on the land acquisition team that meets the description of an elderly gentlemen. We have been unable to identify this individual.</p> <p>Mr. Novak was contacted on August 8 and emphatically requested that Keystone make no further contact with him. Keystone honored his request.</p> <p>The North Dakota Land Supervisor advises that Mr. Abaurreau has handled about 20 landowners without complaint.</p>

TABLE 2
North Dakota Landowner Complaints

4	Vaughn Zacharias	Valley City Hearing	<p>"And starting from the beginning here, last year giving the first easement to the Trans line going through, that gentleman was replaced before last fall.....But talking with different people, we had no communciations until someone did want to walk our land on May 29th. Three days later after they had been through there, we then were contacted and said, "We're sorry but we are – you know we had gone through and surveyed."We had asked at that time – again several different times we had phone numbers. We had no response of anyone to ask about what's going to happen...I'm not against this project, but the communciation would get an F if you were in school. And we need to communicate and say, okay, what's going to happen here?"</p>	<p>Chuck Zink, John Finstad and Debra Myer</p>	<p>Confirmed that multiple agents have previously been assigned but currently is assigned to Debra Myer.</p> <p>Have met with Mr. Zacharias regarding the pipeline route and his cultural resource concerns and have selected a reroute acceptable to Mr. Zacharias.</p> <p>Mr. Zacharias has granted permission to survey on this new route. See attached Contact Reports.</p> <p>The North Dakota Land Supervisor advises that Mr. Zink has handled about 30 landowners without complaint.</p> <p>The North Dakota Land Supervisor advises that Mr. Finstad has handled about 30 landowners without complaint.</p> <p>The North Dakota Land Supervisor advises that Ms. Myer has handled about 40 landowners without complaint.</p>
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TABLE 2
North Dakota Landowner Complaints

6	Valarie Hayden	Bismarck Hearing	<p>"We received one small brochure in the mail very shortly before the land agent came to our door. He brought the easement, went over the compensation and wanted us to sign right away. We did not sign, and he would not leave a copy for us to look over or to bring to an attorney. The next day he called and we asked for a survey to show us exactly where the line would run. The survey was completed, and about a month later we received a contract in the mail. We were advised by an attorney not to sign the easement..."</p>	Tim Woodall and Pat Kuhry	<p>The complaint was discussed with the land agent, Tim Woodall. Mr. Woodall did not feel his approach was too aggressive and denies saying that he wanted them to sign right now. Mr. Woodall stated that the Hayden's wanted some changes in the easement so that is why he did not want to leave an incorrect easement with them.</p> <p>At Bismarck hearing, responded to Commissioner Wefald that the land agent treated her politely and with respect.</p> <p>The North Dakota Land Supervisor advises that Mr. Woodall has handled about 20 landowners without complaint.</p> <p>The North Dakota Land Supervisor advises that Mr. Kuhry has handled about 15 landowners without complaint.</p>
7	Robert Banderat	Bismarck Hearing	<p>"I'm a landowner that was told that my case was being turned over to the TransCanada lawyers for condemnation. One of the reasons that I have not signed up to this point, I was also told that easement acquisition was a priority of the company right now and that any discussion of crop damage compensation would take place later. I believe he said later this fall. It's my contention that if a landowner signs that easement, he then gives up any leverage that he has of helping to determine what fair crop damage compensation is. Then what? Do we just take what we're given then?"</p>	Kelly Visto	<p>The complaint was discussed with land agent Kelly Visto. Mr. Visto did meet with Mr. Banderat and discussed the easement and crop damages. Mr. Banderat asked what would happen if he chose not to sign the easement. Mr. Visto explained that there would be three good faith offers made and if the offers were rejected the file would turn over to the legal department. Mr. Banderat asked if that meant condemnation. Mr. Visto stated that he believed that was when the process would begin.</p> <p>At Bismarck hearing, responded to Commissioner Wefald that the land agent treated him politely and with respect.</p> <p>The North Dakota Land Supervisor advises that Mr. Visto has handled about 20 landowners without complaint.</p>

KRATOCHVIL

Keystone Pipeline Project

Contact Summary Report

Tract No. ML-ND-BR-

Directly Affected

Adjacent

Legal Description NW4 SE4

SEC-24

TWN-156N RNG-57W

Additional Legal Information:

PROPERTY OWNER

Merle E. Kratochvill

Address:6355 County Road 14

City/Town:Lankin

County:

Township:

State:ND

Zip Code:58250

Telephone: Home:701-593-6258

Business:

Cell:

Tenant(s):

Address:

City/Town:

County:

Township:

State:

Zip Code:

Contact Summary:Called left message.

Debra Myer

8/15/2007

Land Representative

Date

Keystone Pipeline Project

Contact Summary Report

Tract No. ML-ND-BR-^{0125.002} Directly Affected Adjacent

Legal Description NW4 SE4

SEC-24 TWN-156N RNG-57W

Additional Legal Information:

~~XXXXXXXXXX~~

Merle E. Kratochvill

Address: 6355 County Road 14

City/Town: Lankin

County:

Township:

State: ND

Zip Code: 58250

Telephone: Home: 701-593-6258

Business:

Cell:

Tenant(s):

Address:

City/Town:

County:

Township:

State:

Zip Code:

Contact Summary: Spoke to Merle. He is working on the road. Decided that I could send easement to him. Will look it over and call me when he is back.

Debra Myer

8/20/2007

Land Representative

Date

Keystone Pipeline Project

Contact Summary Report

Tract No. ML-ND-BR-

Directly Affected

Adjacent

Legal Description NW4 SE4

SEC-24

TWN-156N RNG-57W

Additional Legal Information:

Merle E. Kratochvill

Address: 6355 County Road 14

City/Town: Lankin

County:

Township:

State: ND

Zip Code: 58250

Telephone: Home: 701-593-6258

Business:

Cell:

Tenant(s):

Address:

City/Town:

County:

Township:

State:

Zip Code:

Contact Summary: Called Merle to see if he was back. No answer left message on machine.

Debra Myer

9/10/07

Land Representative

Date

Keystone Pipeline Project

Contact Summary Report

Tract No. ML-ND-BR-

Directly Affected

Adjacent

Legal Description NW4 SE4

SEC-24

TWN-156N RNG-57W

Additional Legal Information:

Merle E. Kratochvill
Address:6355 County Road 14

City/Town:Lan kin

County:

Township:

State:ND

Zip Code:58250

Telephone: Home:701-593-6258

Business:

Cell:

Tenant(s):

Address:

City/Town:

County:

Township:

State:

Zip Code:

Contact Summary:Called and left message on machine

Debra Myer

9/14/07

Land Representative

Date

STARKE

Keystone Pipeline Project

COPY

Contact Summary Report

Tract No. ML-ND-DR-0341 DIR

Directly Affected Adjacent

Legal Description $\frac{1}{4}$ NE - SEC. 30 - TWP. 140N - RGE. 57W

Additional Legal Information: Barnes County, North Dakota

Landowner(s): Richard Starke
 Address: 5 Elm Street City/Town: Burlington
 County: Barnes Township: Alta State: North Dakota Zip Code: 58722
 Telephone: Home: (701) 838-8003 Business: ()

Tenant(s): N/A
 Address: _____ City/Town: _____
 County: _____ Township: _____ State: _____ Zip Code: _____
 Telephone: Home: () _____ Business: ()

Contact Summary:
 PAGE 2: Mr. Starke stated that he would be willing to sell this land to TranCanada
for \$900,000.00 + Dollars. I advised I would pass the information on to my bosses.
Mr. Starke then began to lecture me about pipeline design and layout when my cell phone
dropped his cell call. I was unable to return his call because his cell phone message
indicator stated restricted access. I am sure Mr. Starke feels I hung-up on him, but this
is not the case

McClure Reagen
Land Representative

December 28, 2006
Date

ZACHARIAS

Keystone Pipeline Project

Contact Summary Report

Tract No. ML-ND-BR-0355.0001 & 0357.0001 Directly Affected Adjacent

Legal Description ¼ SW4 & W2 -SEC-20 TWN-N137 -RNG-57W

Landowner(s) Vaughn C. Zacharias			
Address: 12126 52 nd Street		City/Town: Kathryn	
County:	Township:	State: ND	Zip Code: 58049
Telephone: Home:	Business: 701-924-8645	Cell:	
Tenant(s):			
Address:		City/Town:	
County:	Township:	State:	Zip Code:
Telephone: Home:	Business:	Cell:	
Contact Summary: Called and made an appointment with Vaughn for Tuesday at 1:30. Will meet him with Dana Green to go over new purposed route for the pipeline.			

Debra Myer

9/10/07

Land Representative

Date

Keystone Pipeline Project

Contact Summary Report

Tract No. ML-ND-BR-0355.0001 & 0357.0001 Directly Affected Adjacent

Legal Description $\frac{1}{4}$ SW4 & W2 -SEC-20 TWN-N137 -RNG-57W

Landowner(s) Vaughn C. Zacharias

Address: 12126 52nd Street

City/Town: Kathryn

County:

Township:

State: ND

Zip Code: 58049

Telephone: Home:

Business: 701-924-8645

Cell:

Tenant(s):

Address:

City/Town:

County:

Township:

State:

Zip Code:

Telephone: Home:

Business:

Cell:

Contact Summary: Met with Vaughn and went over purposed location for pipeline. Has no problem with it. He signed Survey permission along with Bruce. Will call when through harvesting so we can survey. Need to research railroad this belongs to Vaughn's wife.

Debra Myer

9/11/07

Land Representative

Date

MATHEWS

Keystone Pipeline Project

Contact Summary Report

Tract No. ML-ND-SR-0455.0000

Directly Affected Adjacent

Legal Description 1/4 SW - SEC. 1 - TWP. 130 North - RGE. 58 West

Additional Legal Information:

Landowner(s): Paul H. Mathews
Address: 9066 119th Ave. SE City/Town: Cogswell
County: Sargent Township: State: North Dakota Zip Code: 58017
Telephone: Home: (701) 724-6470 Business: ()

Tenant(s):
Address: City/Town:
County: Township: State: Zip Code:
Telephone: Home: () Business: ()

Contact Summary:
9/13/07. Spoke with Mr. Mathews, Mr. Mathews had requested to have new sketch sent to him, as opposed to meeting, and delivering in person. Did so on this day of 9/13/07 via U.S. Mail.

[Signature]
Land Representative

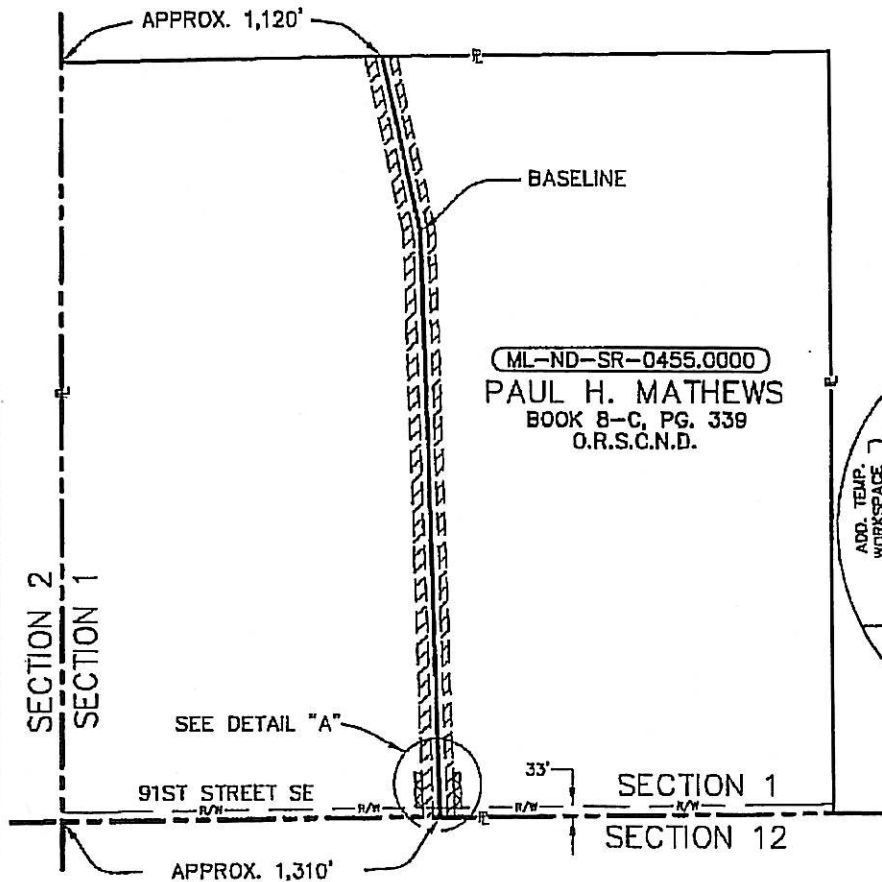
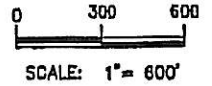
9/13/07
Date

LEGEND:

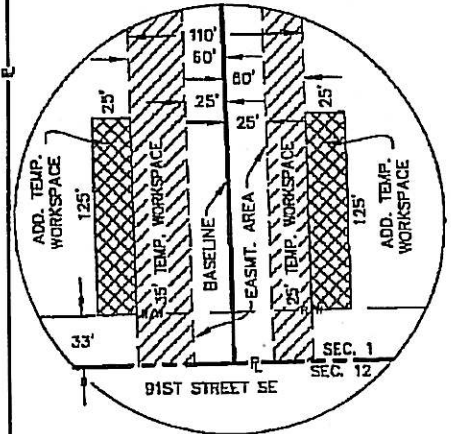
P/L PIPELINE
 PG. PAGE
 PL PROPERTY LINE
 R ADDITIONAL
 EASMT. EASEMENT
 APPROX. APPROXIMATELY
 EXIST. EXISTING
 TEMP. TEMPORARY
 SEC. SECTION
 PERM. PERMANENT
 O.R.S.C.N.D. OFFICE OF THE RECORDER OF SARGENT COUNTY, NORTH DAKOTA.

SARGENT COUNTY, NORTH DAKOTA

T-130-N, R-58-W, SECTION 1



ML-ND-SR-0455.0000
PAUL H. MATHEWS
 BOOK 8-C, PG. 339
 O.R.S.C.N.D.



DETAIL "A"
 N.T.S.

TRACT LEGAL DESCRIPTION:
 SW ¼ SECTION 1, T-130-N, R-58-W

TOTAL LENGTH: APPROX. 2,880 FT.
 EASEMENT AREA: APPROX. 3.1 ACRES
 TEMPORARY WORKSPACE: APPROX. 3.7 ACRES
 ADDITIONAL TEMP. WORKSPACE: APPROX. 0.2 ACRES

NOTE:
 THIS SKETCH DOES NOT MEET THE MINIMUM STANDARDS FOR PROPERTY BOUNDARY SURVEYS. IT WAS NOT DERIVED FROM AN ON THE GROUND SURVEY BUT IS INTENDED FOR RIGHT OF WAY PURPOSES ONLY.

			 <i>in business to deliver</i>		
			KEYSTONE PIPELINE PROJECT		
			EASEMENT AREA ACROSS THE PROPERTY OF PAUL H. MATHEWS ML-ND-SR-0455.0000		
NO.		REVISION	DATE		
0	BASED ON TITLE		04/06/07		
1	ISSUED FOR ACQUISITION		04/18/07		
2	RE-ROUTE		06/04/07		
3	RE-ISSUED FOR ACQUISITION		08/14/07		
PROJECT:		9347.000			
		EXHIBIT A			
SCALE	DATE	DRAWN BY	CHECKED BY	APPROVED BY	DRAWING NUMBER
1" = 600'	04/01/07	DN	GTC	ML	K-38-P-7500-1390

WITTENBERG

Keystone Pipeline Project

Contact Summary Report

Tract No. ML-ND-BR- 0334.0000

Directly Affected

Adjacent

Legal Description SW1/4

-SEC-20

-TWN-141N

-RNG-57W

Additional Legal Information:

Landowner(s)

Albert H. Whittenberg

Address:
2840 122nd Ave SE

City/Town:Valley City

County:

Township:

State: ND

Zip Code: 58072

Barnes

Telephone: Home: 701 845 4126

Business:

Cell:

Tenant(s):

Address:

City/Town:

County:

Township:

State:

Zip Code:

Telephone: Home:

Business:

Cell:

Contact Summary:

called L/O no answer no machine

Jimmy Smith

9-11-07

Land Representative

Date

Keystone Pipeline Project

Contact Summary Report

Tract No. ML-ND-BR-0334.0000

Directly Affected

Adjacent

Legal Description NE4

-SEC-20

-TWN-141N

-RNG-57W

Additional Legal Information:

Landowner(s)

Albert Wittenburg

Address:

2840 122nd Ave

County:

BARNES

Telephone: Home:

701 845 1153

City/Town: VALLEY CITY

Township:

State: ND

Zip Code: 58072

Business:

Cell:

Tenant(s):

Address:

City/Town:

County:

Township:

State:

Zip Code:

Telephone: Home:

Business:

Cell:

Contact Summary:

Called no answer

Jimmy Smith

9 12 07

Land Representative

Date

Keystone Pipeline Project

Contact Summary Report

Tract No. ML-ND-BR-0334.0000

Directly Affected

Adjacent

Legal Description NE4

-SEC-20

-TWN-141N

-RNG-57W

Additional Legal Information:

Landowner(s)

Albert Wittenburg

Address:

2840 122nd Ave

County:

BARNES

Telephone: Home:

701 845 1153

Township:**Business:**

City/Town: VALLEY CITY

State: ND

Zip Code: 58072

Cell:**Tenant(s):****Address:**

City/Town:

County:

Township:

State:

Zip Code:

Telephone: Home:**Business:****Cell:****Contact Summary:**

Called no answer

Jimmy Smith

9 14 07

Land Representative

Date

Keystone Pipeline Project

Contact Summary Report

Tract No. ML-ND-BR-0334.0000

Directly Affected

Adjacent

Legal Description NE4

-SEC-20 -TWN-141N -RNG-57W

Additional Legal Information:

Landowner(s)

Albert Wittenburg

Address:

2840 122nd Ave

City/Town: VALLEY CITY

County:

Township:

State: ND

Zip Code: 58072

BARNES

Telephone: Home:

Business:

Cell:

701 845 1153

Tenant(s):

Address:

City/Town:

County:

Township:

State:

Zip Code:

Telephone: Home:

Business:

Cell:

Contact Summary:

Physically drove out to Mr. Whittenburgs house and property, there didnt appear to be any vehicles in site. There was a No Trespassing sign which read "don't even think about coming on this property". I did not attempt to go on the property due to that.

Jimmy Smith

9 17 07

Land Representative

Date



September 18, 2007

Mr. Albert H. Wittenberg
2840 122nd Avenue SE
Valley City, North Dakota 58072

Dear Mr. Wittenberg,

The North Dakota Public Service Commission instructed Keystone to advise you of a potential new pipeline route over 500 feet east of your residence as depicted by the yellow line on the attached map and to request whether or not you would consider granting an easement for this potential pipeline route.

I can be reached at 701 845-0208 to discuss this matter.

Sincerely,

McClure Reagan
by: Ben Schulz

McClure Reagan
North Dakota Supervisor

150 2nd Street SW #3
Valley City, ND 58072

(701) 845-0208
Fax (701) 845-0231
Toll Free (888) 845-0208

Option A - Option B



Barnes County, ND Red Line - Keystone Centerline Yellow Line - Option A (+1225') Blue Line - Option B (-15')