

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

TransCanada Keystone Pipeline, LP
30-Inch Crude Oil Pipeline/Cavalier to Sargent Counties
Siting Application

Case No. PU-06-421

NOTICE OF INTENT TO CONSIDER INFORMATION NOT PRESENTED AT A HEARING

January 23, 2008

Pursuant to N.D.C.C. §28-32-25, the Public Service Commission ("Commission") gives notice that it intends to consider information in its possession that was not presented as evidence at a hearing and that has been filed in this proceeding by TransCanda Keystone Pipeline LP ("Keystone"), Docket Nos. 372 and 373. The information in Docket No. 372 is identified as a letter and drawing filed on January 17, 2008 confirming that horizontal directional drilling method will be used to drill under the Sheyenne River as well as the trees and shrubs on either side of the Sheyenne River. The filing provides a drawing showing the start point and end point of the drilling. The information in Docket No.373 is a letter from Keystone filed January 22, 2008, stating it will install 0.72 pipe instead of 0.80 pipe in the losing steam reach area of the Fordville Aquifer from mile post 45.6 to mile post 47.9, and where the pipeline crosses intermittent streams in the area of Lake Ashtabula from mile post 126.7 to mile post 128.1. Copies of the filings in Docket Nos. 372 and 373 are attached.

You are hereby advised that you have the right, upon written request, to examine the information or evidence and to present your own information or evidence and to cross-examine the person furnishing the information or evidence. Any such written request must be filed within ten (10) days of the date of this Notice.

For more information contact the Public Service Commission, State Capitol, Bismarck, North Dakota 58505, 701-328-2400; of 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 Illona A. Jeffcoat-Sacco, Executive Director at least 24 hours in advance.

PUBLIC SERVICE COMMISSION

Tony Clark
Commissioner

Susan E. Wefald
President

Kevin Cramer
Commissioner