

THE 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

**MOTION FOR APPROVAL OF PENDING ROUTE
REFINEMENTS SINCE KEYSTONE'S PSC APPLICATION FILING**

TransCanada Keystone Pipeline LP (Keystone) hereby requests that the North Dakota Public Service Commission (Commission) approve five additional route refinements that are proposed by Keystone since the filing of the application with the Commission and since the recently filed April 7, 2008 Motion for Approval of Reroutes which were not specifically addressed and identified previously. A request is also being made that the Commission expedite its review and consideration of these five route refinements and upon doing so approve the route refinements as requested.

This request is specifically addressed by the attached and supporting Affidavit of Loys A Gray, III. The Affidavit of Loys A. Gray, III along with the attachments provide a detailed explanation and basis for these five additional proposed route refinements developed since Keystone's February 19, 2007 route permit application. In general, Keystone has obtained easements from all but 14 landowners on its pipeline route and based on discussions that have occurred with certain individual landowners these five route refinements were identified. Therefore, in an attempt to voluntarily acquire pipeline easements from these landowners the five route refinements are submitted for approval. For the reasons indicated, Keystone respectfully requests that the Commission approve these five additional route refinements as identified.

Paragraph 2 of the Commission's Order dated February 21, 2008 provides as follows:

"Keystone issued Certificate of Corridor Compatibility No. 101 and Route

Permit No. 111 to construct the 218 mile, 30-inch crude oil pipeline. The route that is approved for this purpose is the route identified in the Application, as supplemented by Exhibit Nos. T16 and T17 that were submitted at the hearing for the reroutes at the Bures and Zacharias properties."


In accordance with paragraph 2 of the Order, Keystone has identified five additional route refinements which Keystone proposes for approval by the Commission. As explained in the Affidavit of Loys A. Gray, III these five additional route refinements were identified and voluntary agreements are being sought to implement a route variation in these five areas which is different from what was previously submitted in Keystone's application submitted for permit on February 19, 2007. These route refinements are subject to and conditioned upon the approval of the route as refined by the PSC together with the granting of a voluntary easement.

Also, there is attached as Exhibits A - E to the Affidavit of Loys A. Gray, III individual maps for the route refinements with each of the five landowners involved. Shown and included with the attachment of Exhibit F to the Affidavit of Loys A. Gray, III, are revised route maps depicting the proposed route deviations relative to the original route in Keystone's application.

These five proposed route refinements are within the approved 1 mile corridor.

In conclusion, Keystone respectfully requests that the Commission expedite its review and approve Keystone's five additional route refinements that are identified and proposed herein.

Dated this 29th day of April, 2008.



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