

RECEIVED

Fahn, Patrick J.

MAY 13 2008

From: Todd Kranda [kranda@kelschlaw.com]
Sent: Tuesday, May 13, 2008 2:04 PM
To: -Info-Aeronautics Commission; -Info-Dept. of Agriculture; -Info-Attorney General, Dwelle, Terry L.; -Info-DHS Executive Office; -Info-Labor Dept.; -Info-Dept. of Career & Technical Education; Lucy, Paul J.; Engleson, Jeff A.; -Info-Game & Fish Dept.; Murphy, Ed C.; -Info-Governor's Office; -Info-Dept. of Transportation; Paaverud, Merl E.; Kulas, Cheryl M.; Brostrom, Darren W.; Preszler, Gary D.; -Info-Parks & Recreation; Govig, Paul T.; scott.hochhalter@ndsu.edu; -Info-State Water Commission; Daley, Maren L.
Cc: Fahn, Patrick J.; Binek, William W.; 'Thomas D Kelsch'
Subject: RE: Notice of Deadline for Any Comment to PSC by 5:00 PM central Friday May 16, 2008
Attachments: Keystone - Ten Maps for 4-7-08 Motion .pdf; Keystone - Outline for 4-7-08 Motion.pdf; Keystone - Five maps for 4-29-08 Motion.pdf; 7b Exhibit E - Map - Sheyenne River Crossing_RE-ROUTE (Overall)20080421.pdf

PUBLIC SERVICE COMMISSION

PS - As additional information to assist you in identifying the specific areas involved with the April 7, 2008 Motion for reroutes and with the April 29, 2008 Motion for 5 route refinements as well as the proposed route for the Sheyenne River area between mileposts 168 and 170, attached please find PDF copies of the following:

1. Outline of Route Variations for the April 7, 2008 Motion;
2. Maps (10) with milepost locations noted to use with cross reference to the route refinement areas as described on outline for April 7, 2008 Motion;
3. Maps (5) for the pending route refinements with specific individual landowners for the April 29, 2008 Motion; and
4. Map for proposed route between mileposts 168 and 170 with the Sheyenne River crossing area.

If you have any questions or need any further details please feel free to contact the PSC or me.

Todd

From: Todd Kranda [mailto:kranda@kelschlaw.com]
Sent: Monday, May 12, 2008 7:28 PM
To: 'ndaero@nd.gov'; 'ndda@nd.gov'; 'ndag@nd.gov'; 'tdwelle@nd.gov'; 'dhseo@nd.gov'; 'labor@nd.gov'; 'cte@nd.gov'; 'plucy@nd.gov'; 'jengleso@nd.gov'; 'ndgf@nd.gov'; 'emurphy@nd.gov'; 'governor@nd.gov'; 'dot@nd.gov'; 'mpaaverud@nd.gov'; 'ckulas@state.nd.us'; 'dbrostro@nd.gov'; 'gpreszle@nd.gov'; 'parkrec@nd.gov'; 'pgovig@nd.gov'; 'scott.hochhalter@ndsu.edu'; 'swc@nd.gov'
Cc: 'Fahn, Patrick J.'; 'Binek, William W.'; 'Thomas D Kelsch'
Subject: Notice of Deadline for Any Comment to PSC by 5:00 PM central Friday May 16, 2008

May 12, 2008

Notice to State Agencies and Officials as Identified Pursuant to Section 69-06-01-05 ND Admin Code:

TransCanada Keystone Pipeline has previously filed with the North Dakota Public Service Commission (PSC) a Motion dated April 7, 2008 for approval of certain reroutes and a subsequent Motion dated April 29, 2008 for approval of five pending route refinements. These two Motions are both on file with the PSC.

A formal Notice of Filing was previously served by mail on each agency and state official for each of these individual motions. A copy of each Notice of Filing with the Affidavit of Service are attached to this email for your reference.

The PSC has requested that Keystone provide email notice to each agency and state official with a deadline for comment on these two pending Motions that have been filed with the PSC. This email is intended to be such notification to you that any comments on the pending motions be provided in writing to the PSC located at 600 East Boulevard - Dept 408

in Bismarck, with a copy of such written comments also mailed to the undersigned, by **no later than 5:00 p.m.** central time on **Friday, May 16, 2008.**

Thank you for your attention to this matter.

Sincerely,

Todd D. Kranda
Attorney for TransCanada Keystone Pipeline

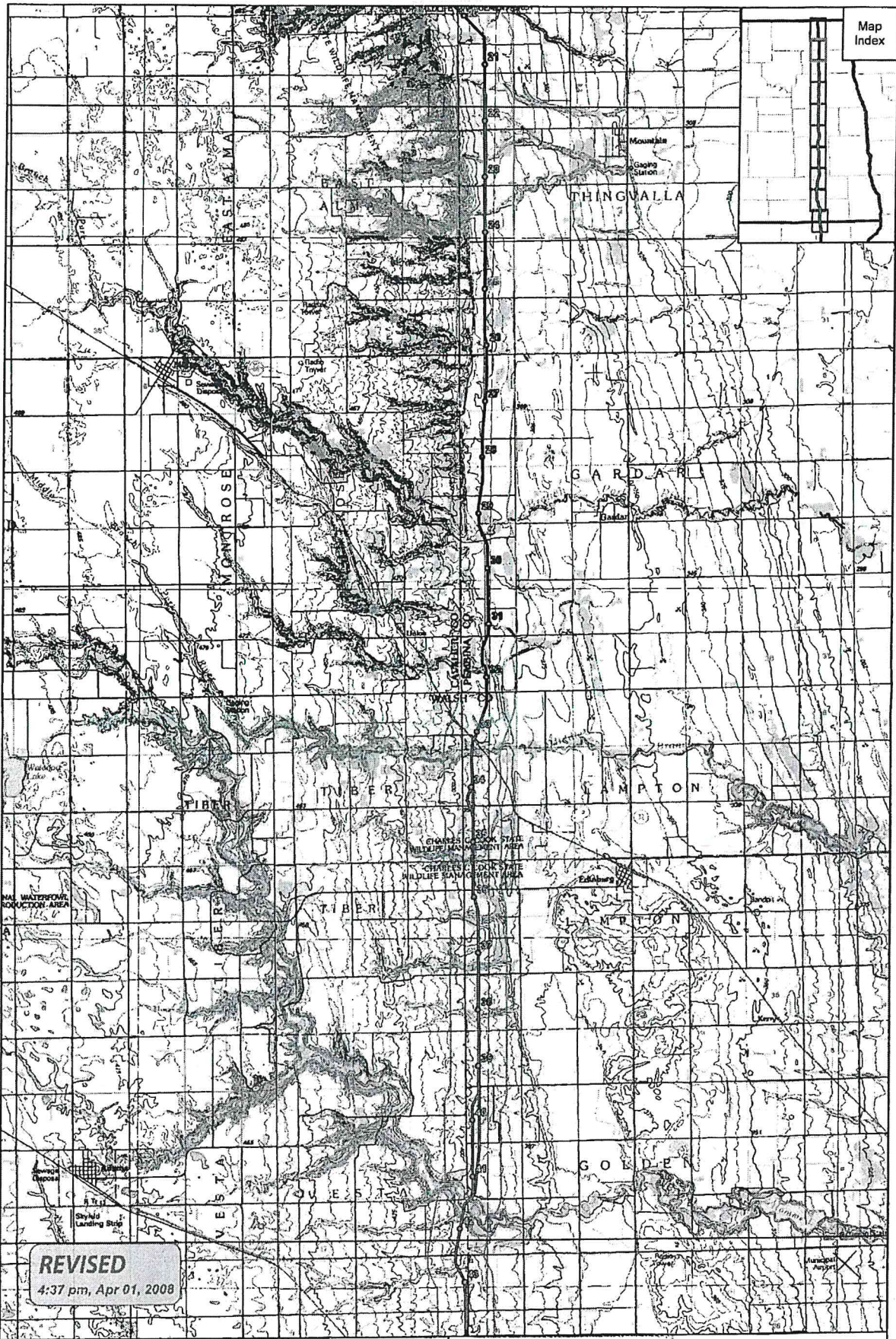
c: Partick Fahn, Staff with Public Service Commission
William W. Binek, Attorney for Public Service Commission
Thomas D. Kelsch, Attorney for TransCanada Keystone Pipeline

KELSCH KELSCH RUFF & KRANDA

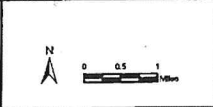
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Todd D. Kranda
Kelsch Kelsch Ruff & Kranda
103 Collins Avenue, PO Box 1266
Mandan ND 58554-7266
Phone 701-663-9818 (toll free 1-888-663-9818)
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kranda@kelschlaw.com

446 PU-06-421 Filed: 5/13/2008 Pages: 19
**Email re Additional Information for Notice to State
Agencies and Officials**



- Mileposts (March 13, 2008)
- Proposed Pipeline (March 13, 2008)
- ▭ Half-mile Buffer (March 13, 2008)
- Proposed Pipeline (March 2, 2007)

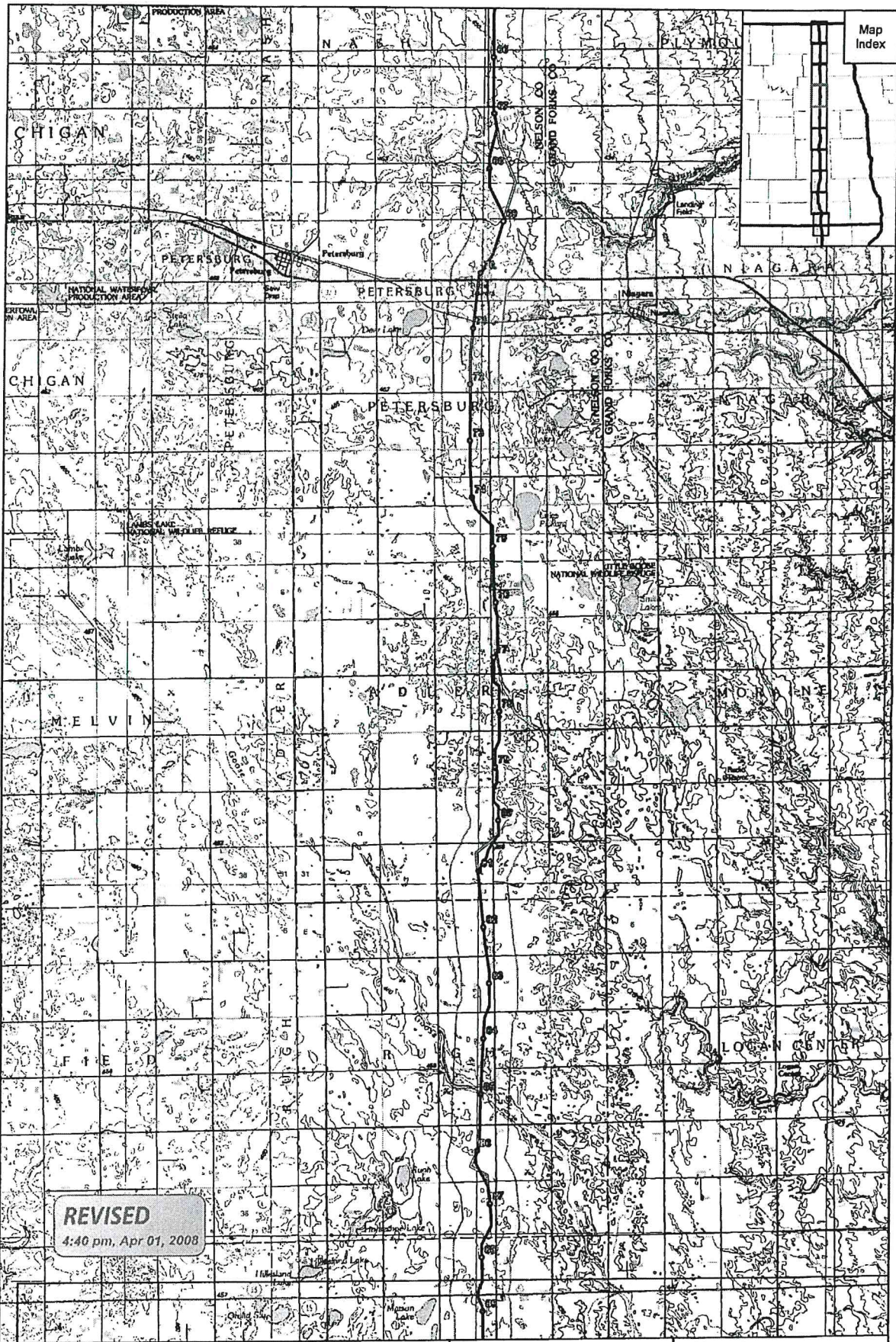


Keystone Pipeline Project

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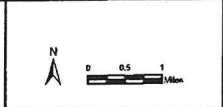
Map 2 of 10
General Project Location
Topographic Map (1:100,000 scale)
(North Dakota)

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4:40 pm, Apr 01, 2008

- Mileposts (March 13, 2008)
- Proposed Pipeline (March 13, 2008)
- ▭ Half-mile Buffer (March 13, 2008)
- Proposed Pipeline (March 2, 2007)

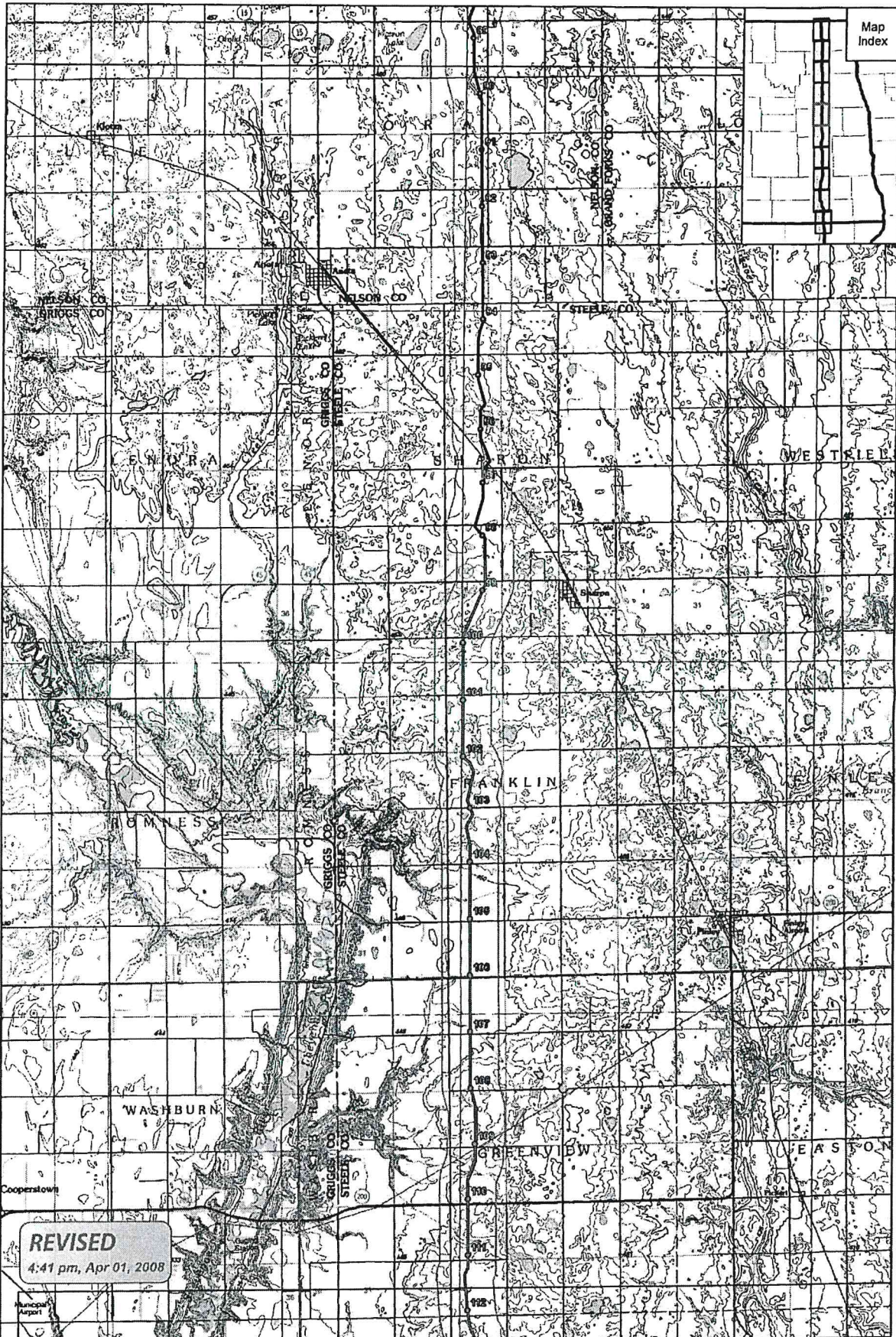


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Map 4 of 10
General Project Location
Topographic Map (1:100,000 scale)
(North Dakota)

Map prepared by the U.S. Geological Survey, Reston, Virginia, for the U.S. Department of the Interior, Bureau of Land Management, Denver, Colorado. Original map scale 1:50,000.



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Municipal Airport

- Mileposts (March 13, 2008)
- Proposed Pipeline (March 13, 2008)
- ▭ Half-mile Buffer (March 13, 2008)
- Proposed Pipeline (March 2, 2007)

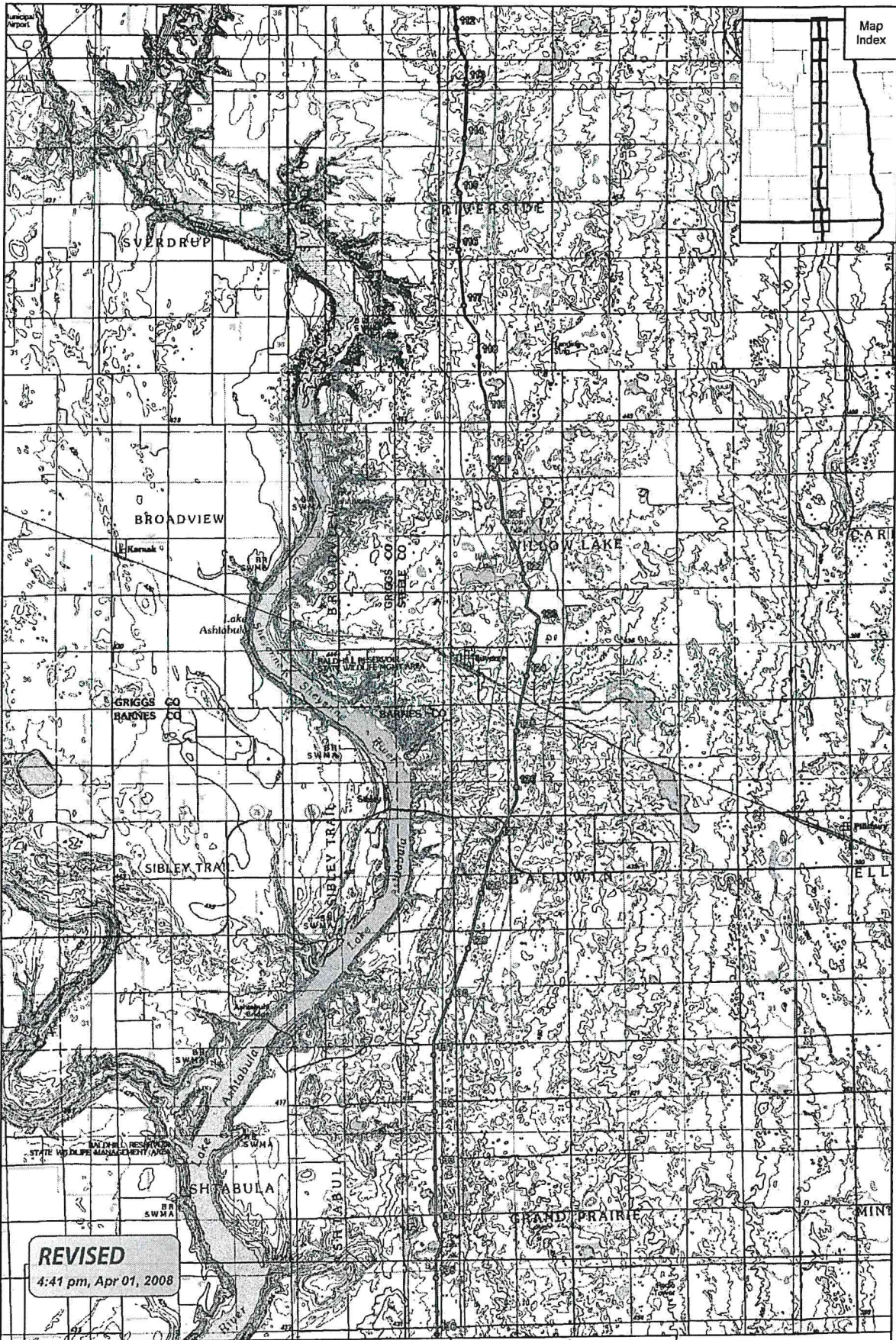


Keystone Pipeline Project

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Map 5 of 10
General Project Location
Topographic Map (1:100,000 scale)
(North Dakota)

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Map Index

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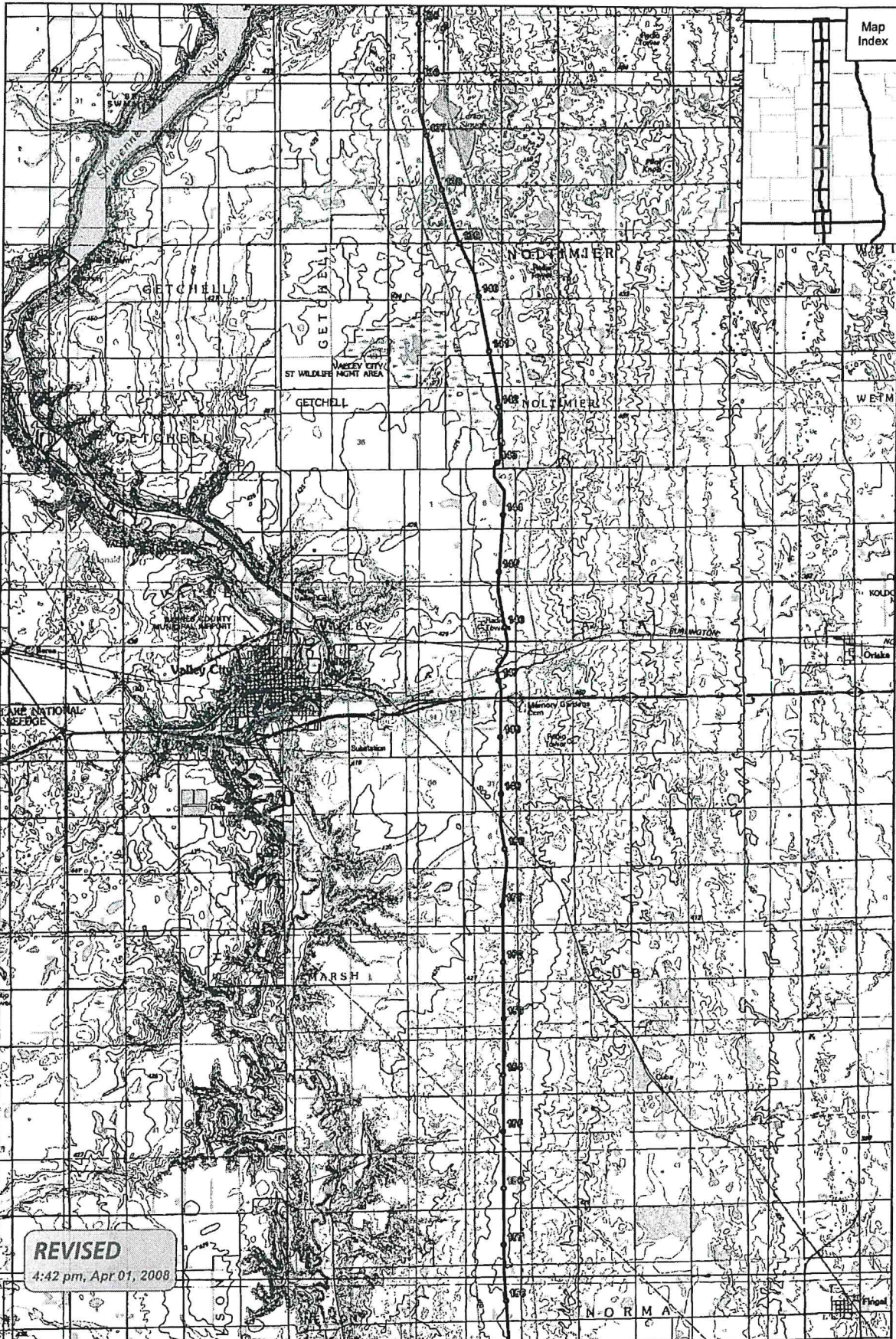
- Mileposts (March 13, 2008)
- Proposed Pipeline (March 13, 2008)
- ▭ Half-mile Buffer (March 13, 2008)
- Proposed Pipeline (March 2, 2007)



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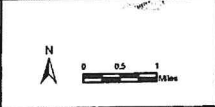
Map 6 of 10
 General Project Location
 Topographic Map (1:100,000 scale)
 (North Dakota)

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- Proposed Pipeline (March 2, 2007)



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Map 7 of 10
General Project Location
Topographic Map (1:100,000 scale)
(North Dakota)



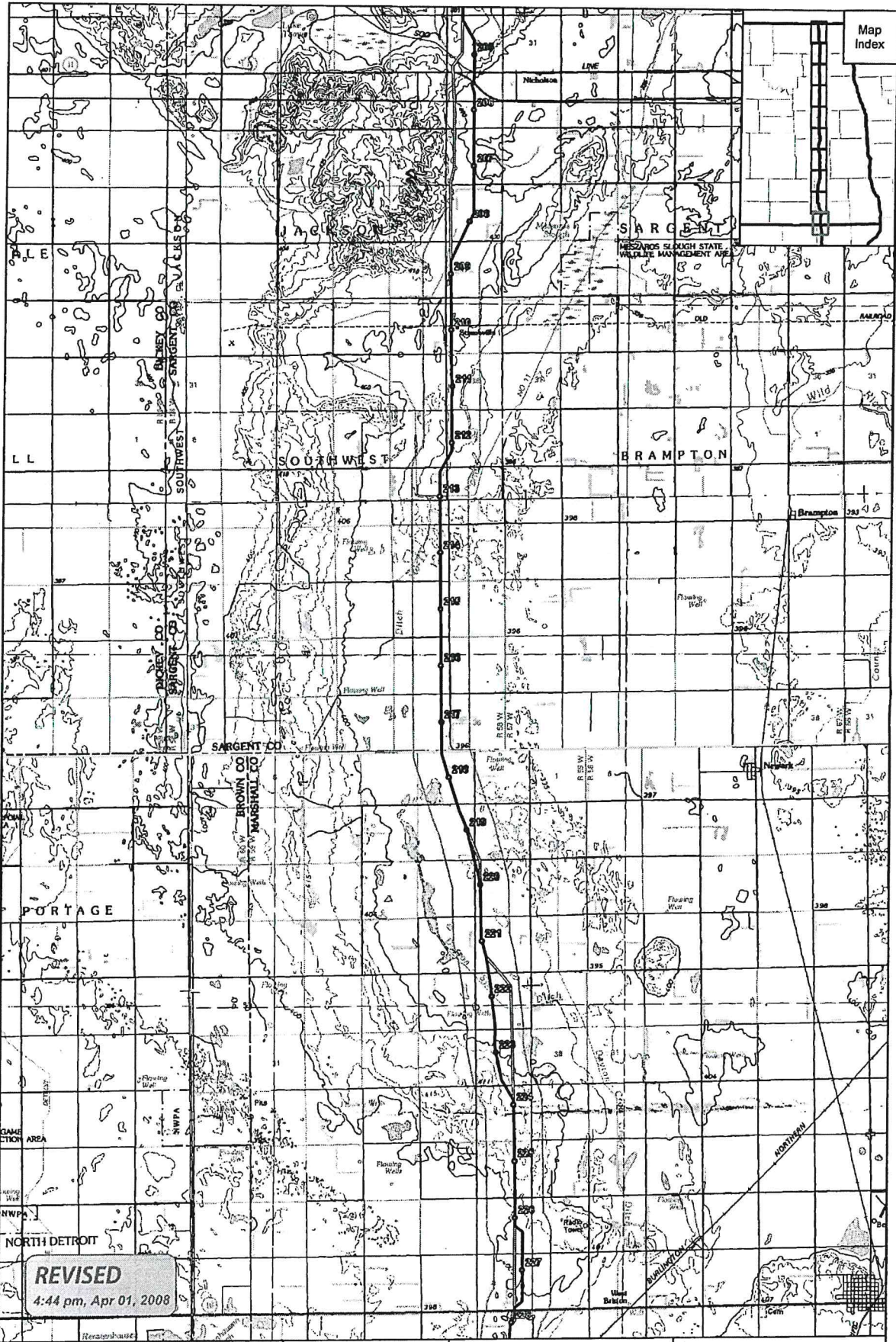
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- Mileposts (March 13, 2008)
- Proposed Pipeline (March 13, 2008)
- ▭ Half-mile Buffer (March 13, 2008)
- ▭ Proposed Pipeline (March 2, 2007)



Keystone Pipeline Project
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Map 9 of 10
 General Project Location
 Topographic Map (1:100,000 scale)
 (North Dakota)



- Mileposts (March 13, 2008)
- Proposed Pipeline (March 13, 2008)
- ▭ Half-mile Buffer (March 13, 2008)
- ▭ Proposed Pipeline (March 2, 2007)



Keystone Pipeline Project
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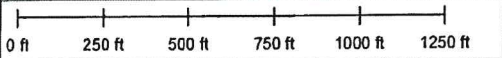
Map 10 of 10
 General Project Location
 Topographic Map (1:100,000 scale)
 (North Dakota)



KEYSTONE PIPELINE PROJECT
 Revision 1 - North Dakota Route Variations Since Keystone's Application for Permit
 April 17, 2008

Route Variation Number	Begin MP	End MP	Drawing Number	Reason for Route Variation	Easement Acquired	Agency Concurrence	Comments
233-ND-39.2-40.5-S	39.2	40.5	ND-233-1	Increase clearance from 497 ft to 551 ft from Larnhardt/Almen residence, eliminate clearing of shelter belt	Yes	N/A	
234-ND-67.2-68.9-S	67.2	68.9	ND-234-1	Landowner request (Kuger) shift alignment to west property line sloping minimum of 22 ft east of top drip line	Yes	N/A	
235-ND-96.4-97.2-S-rev1	96.4	97.2	ND-235-1-rev1	Rev1 of previous re-route for MP 96.4 to MP 97.5. Increase clearance from residence (Vig) from 176 ft to 501 ft	Yes	N/A	
236-ND-205.7-208.1-S	205.7	208.1	ND-236-1	Increase clearance of residence (Mathews) at MP 206.33 from 226 ft to 645 ft, and residence (Hemmerger) at MP 207.76 from 372 ft to 545 ft.	No	N/A	This route variation voided and replaced by route variation 336-ND-204.5-208.9-S per landowner request.
239-XX-60.2-363.0-S	60.2	61.1	ND-239-1	This variation avoids USFW wetland easements after field surveys were conducted with the USFW.	Yes	Yes	
239-XX-60.2-363.0-S	92.5	93.1	ND-239-2	This variation avoids USFW wetland easements after field surveys were conducted with the USFW.	Yes	Yes	
239-XX-60.2-363.0-S	109.4	110.1	ND-239-3	This variation avoids USFW wetland easements after field surveys were conducted with the USFW.	Yes	Yes	
239-XX-60.2-363.0-S	137.3	138	ND-239-4	This variation avoids USFW wetland easements after field surveys were conducted with the USFW.	Yes	Yes	
239-XX-60.2-363.0-S	170.6	171.4	ND-239-5	This variation avoids USFW wetland easements after field surveys were conducted with the USFW.	Yes	Yes	
239-XX-60.2-363.0-S	175.7	177.6	ND-239-6	This variation avoids USFW wetland easements after field surveys were conducted with the USFW.	Yes	Yes	
240-ND-141.6-142.6-S	141.6	142.6	ND-240-1	Variant to avoid 500' clearance from residence (Willenberg)	Yes	N/A	
245-XX-XX-XX-XX-S	16.7	15.7	ND-245-1	V-03 (mainline) Was moved off of HWY 5, 1 mile north to the north side of 94th St. New MP 15.7	Yes	N/A	
246-XX-XX-XX-XX-S	100.1	100.1	ND-246-1	Requested by TGPL to place a valve between pump station locations which do not contain intermediate valves, added V-55. MP 100.1. Sibley County, on south side of 12th St.	Yes	N/A	
260-XX-XX-XX-XX-S	5.7	8.1	ND-260-1	This variation accounts for adjustments to the centerline to accommodate an HDD Pandora River. This variation removes P 1 out of drill and places outback along ROW.	Yes	N/A	
267-ND-89.7-90.3-I	89.7	90.3	ND-267-1	Moved back to original alignment due to landowner (Larson) draining wetland, shorten length for less impact	Yes	N/A	
269-ND-164.6-167.0-S	164.6	167	ND-269-1	Landowner, Vaughn Zacharias, suggested route to avoid potential additional arch sites and to increase offset from residence.	Yes	N/A	
270-ND-46.0-47.0-I	46	47	ND-270-1	Landowner request to avoid burial mounds (Bures) moved back to original Sept '06 centerline	Partial	N/A	Landowner Kratochvil to south Bures tract was not agreeable to original pipeline route nor to this route variation.
275-ND-39.5-41.3-I	39.5	41.3	ND-275-1	Landowner request to avoid newly planted trees (Almen)	Yes	N/A	
276-ND-33.1-34.2-PS	33.1	34.2	ND-276-1	PS-15 The pump station was moved due to hydrologic and then on to a willing landowner. Associated pipeline reroute to accommodate pump station inlet and outlet.	Yes	N/A	
277-ND-217.6-216.8-PS	217.6	216.6	ND-277-1	PS-19 The pump station was moved on to a willing landowner.	Yes	N/A	
279-ND-123.5-123.5-PS	123.5	123.5	ND-279-1	PS-17 Move off of two landowners on onto one landowner willing to sell five acres.	Yes	N/A	
280-ND-170.9-171.0-PS	170.9	171.0	ND-280-1	PS-18 Moved across the street. The landowner preferred pump station across the street.	Yes	N/A	
288-ND-76.2-76.0-PS	76.2	76.0	ND-288-1	PS-16 The pump station was moved due to wetlands residing within pump station footprint and to a location with a willing landowner. Associated pipeline reroute to accommodate pump station inlet and outlet.	Yes	N/A	
291-ND-176.5-177.5-I	176.5	177.5	ND-291-1	Landowner (Lauri) has requested keystone move at least 500' away from the grave yard located next to his property.	Yes	N/A	
300-XX-XX-XX-XX-I	41.4	41.6	ND-300-1	Accommodate HDD design. The centerline was extended north of the entry point in order to move entry further north of river. This will accommodate additional depth determined from scour analysis.	Yes	N/A	
309-XX-XX-XX-XX-S	19.5	19.8	ND-309-1	Valve was relocated from private drive to north-south 127th Ave.	Yes	N/A	
309-XX-XX-XX-XX-S	49.7	49.7	ND-309-2	Relocated Valve V-47 off of condemnation track from south side of east-west 61st Street NE to north side.	Yes	N/A	
309-XX-XX-XX-XX-S	195.2	195.9	ND-309-3	This Route Variation shifts the location of valve V-07 to a location where the Ransom County requirement of 100 ft clearance is in compliance.	Yes	N/A	
309-XX-XX-XX-XX-S	203.4	202.4	ND-309-4	Current location of Valve V-51 at dirt 2-track road, therefore all person access is not provided. Relocated site at a high point totaling additional drainage areas to large lake to southward and provide all person access.	Yes	N/A	
315-ND-131.0-131.0-S	131.0	131.0	ND-315-1	Per a settlement with the City of Fargo during the North Dakota PSC hearings, an additional check valve will be placed near the Lake Ashby area.	Yes	N/A	
320-ND-163.6-165.0-I	163.9	165.0	ND-320-1	Reroute to move the pipeline ROW and workspace out of a cultural site. (A-MAZA-ND-BA-02)	Yes	N/A	
321-ND-41.3-41.6-I-rev1	41.3	41.4	ND-321-1-rev1	Reroute to move the pipeline ROW and workspace out of a cultural site. Revision to 321. kept reroute on one landowner. (A-MAZA-ND-WA-01)	Yes	N/A	
327-ND-142.0-142.7-S-rev1	142.1	142.4	ND-327-1-rev1	Revision to 327-ND-142.0-142.7-S which moves route to a 426' offset from Willenberg residence in order to accommodate condition of signed waiver	Yes	N/A	
330-ND-18.1-18.5-S	18.1	18.8	ND-330-1	This variation is to account for an added HDD at the Yangua River crossing.	Yes	N/A	
331-XX-XX-XX-XX-I	23.65	23.77	ND-331-1	This route variation contains multiple minor variations which avoid obstructions and also reroutes to revise stream crossings after results from the stream scour and erosion analysis.	Yes	N/A	
331-XX-XX-XX-XX-I	29.26	29.62	ND-331-2	Revised stream crossing to minimize crossing length.	Yes	N/A	
331-XX-XX-XX-XX-I	31.00	31.12	ND-331-3	Revised North Branch Park River crossing to minimize scour and stream migration issues.	Yes	N/A	
331-XX-XX-XX-XX-I	31.74	31.97	ND-331-4	Revised stream crossing to minimize crossing length and avoid structure @ MP 31.04	Yes	N/A	
331-XX-XX-XX-XX-I	34.26	34.46	ND-331-5	Revised stream crossing to minimize crossing length.	Yes	N/A	
331-XX-XX-XX-XX-I	35.21	35.45	ND-331-6	Avoid grain bin.	Yes	N/A	
331-XX-XX-XX-XX-I	49.95	50.12	ND-331-7	Revised stream crossing to minimize crossing length.	No	N/A	Landowner: Capp was not agreeable to original pipeline route nor to this route variation.
331-XX-XX-XX-XX-I	54.69	54.81	ND-331-8	Revised stream crossing to minimize crossing length.	Yes	N/A	
331-XX-XX-XX-XX-I	62.69	62.67	ND-331-9	Revised Middle Branch Forest River crossing to minimize scour and stream migration issues.	Yes	N/A	
331-XX-XX-XX-XX-I	65.83	66.84	ND-331-10	Revised stream crossing to minimize crossing length.	Yes	N/A	
331-XX-XX-XX-XX-I	109.00	109.43	ND-331-11	Eliminate 84' 02" 26" side bend at MP 86.3	Yes	N/A	
331-XX-XX-XX-XX-I	163.21	163.33	ND-331-12	Avoid power poles and guy wires.	Yes	N/A	
335-ND-180.1-180.1-I	180.1	180.1	ND-335-1	Avoid power transmission line tower.	Yes	N/A	
336-ND-204.5-208.9-S	204.5	208.9	ND-336-1	ND Township Chairman has indicated that 5 landowners would sign if alignment shifted east to 1/4 section line	Pending	N/A	Three of the five landowners have signed easements. Mr. Mathews, the landowner who demanded the reroute, has not agreed to sign at this time.
341-ND-183.9-186.1-I	185.9	186.1	ND-341-1	Relocated Valve Site V-07 so that access road could be constructed in permanent easement north of 72nd Street.	Yes	N/A	



JAMES BELANUS - TERESA BELANUS



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	KEYSTONE PIPELINE PROJECT ROUTE VARIATION 354-ND-4.6-5.1-5		
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DRAWN BY: TB			
CHECKED BY: SS			
DATE: APRIL 28, 2008			

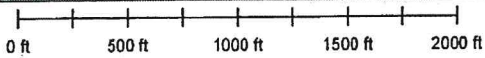


MARGARET BETTENDORF

DEBRA LETKEMAN

RANDY CARIGNAN - ROGER CARIGNAN - ROBERT MEECE

D HOOEY



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 Tallahassee, Florida 32308
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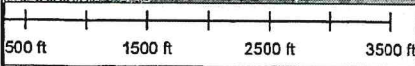


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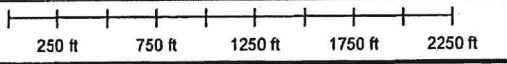


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DRAWING No.:	ND-358-1
REV.	0



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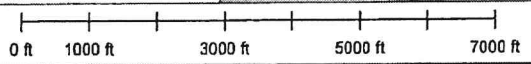


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REV.	0



M - WILLIAM



5' INTERVAL CONTOUR LINES
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 SHEYENNE RIVER AS-ROUTE

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KEYSTONE PIPELINE PROJECT
 SHEYENNE RIVER CROSSING
 SHEYENNE RIVER AS-ROUTE

FILE#	0527-0000		
DATE	02-11-08	REVISION	
BY	ADH	CHECKED BY	
DATE		DATE	

SHEET 1 OF 1