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May 16, 2008

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North Dakota Public Service Commission  
State Capitol Building - 12<sup>th</sup> Floor  
Bismarck, ND 58505

**PUBLIC SERVICE COMMISSION**

RE: Case No. PU-06-421

Dear Commissioners:

We have completed our initial review of the proposed reroutes of the Keystone Pipeline. The change in locations are minor and do not alter our original determination of limited impacts on surface or ground water relative to the original location of the pipeline.

Stream and coulee crossings are the most sensitive areas where degradation can occur during construction and until vegetative cover is reestablished. We require a storm water permit for these activities. The permit requires implementation of measures to minimize sediment transport during and after construction is completed. It is our intention to conduct periodic onsite compliance inspections to ensure provisions of the storm water permit are adhered to. It is doubtful department personnel will be available to conduct a detailed onsite investigation of changes prior to your informal hearing on May 21, 2008.

Should you have any questions, I can be reached at 701-328-5237.

Sincerely,

Michael T. Sauer  
Senior Scientist  
Division of Water Quality

MTS:dlp

**479 PU-06-421** Filed: 5/20/2008 Pages: 1  
**Letter Regarding Pipeline Reroutes - Surface Water,  
Ground Water, Storm Water**

ND Health Department