

Hamre, John G.

From: Fahn, Patrick J.
Sent: Friday, October 31, 2008 4:47 PM
To: Hamre, John G.
Subject: FW: PSC Project PU-06-421
Attachments: North Spread Report 10-30-08.pdf

John - please docket in 06-421 from KLJ and then forward to Commissioners, PUD and Legal.

Patrick Fahn
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North Dakota Public Service Commission
600 E Boulevard
Bismarck ND 58505-0480
Fax: (701) 328-2410

-----Original Message-----

From: Mark Anderson [mailto:mark.anderson@kljeng.com]
Sent: Friday, October 31, 2008 4:07 PM
To: Fahn, Patrick J.
Subject: PSC Project PU-06-421

Patrick:

Attached is the week's report for the North Spread as we discussed earlier today on the telephone. Please let me know if you have any questions or comments. Thank you Patrick.

Mark

Mark Anderson, PE
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615 PU-06-421 Filed: 10/31/2008 Pages: 7
Keystone Independent North Spread Report

PSC CASE NUMBER: PU-06-421

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DAILY REPORT

1/6

Job Site: North Spread

Date: 10.30.2008

Location and

Operations Observed:

MP 1-6

MP 81-64

MP 96-98

MP 125-129

MP 7

General Notes:

As I traveled the project today it
is very evident that the sunshine and warm
weather (temperatures in daytime 50° to 70°) have helped
dry out the ground, and improve working conditions
over much of the project. Crews appear to be
working diligently to complete as much of the project
as possible before the onset of winter.

MP 1

As I walked this mile to the Canadian border,
I observed much of the top soil has been spread...
...However because it is so wet in this section, the
surface is very rough. Much of the timber bridging

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DAILY REPORT (Cont.)

Date 10.30.2008

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material remains in place over the marsh areas until work is completed on the North end of this mile. The north end of this mile touches the Canadian border. There remains 300' of open trench with exposed pipe extending to within 150' of the border. The last 150' has not been trenched yet. I walked across the border and spoke to the Canadian contractor. Their pipeline is also within 150' of the U.S. Border. They were pressure testing this portion of their line tonight. The landowner in Mile 1 of our project is anxious for the pipe to be connected and the timber matting to be removed. He does not want interruption to his land for next spring's planting season.

MP3 I had a report that a farmer who was harvesting his sugar beets this fall, had a problem crossing the trench with loaded trucks. He was stuck several times when crossing trench because soil was not yet compacted enough.

MP 5 I observed activities on the Jim Belanus property. The contractor was in earlier today to correct

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erosion problems that occurred earlier this fall. He has re-tilled and leveled the eroded areas. Apparently ^{they} broadcast oats over the tilled soil, & harrowed it in. On the trail, used by the contractor, through the pasture, the contractor has placed straw rolls, transverse to the hill slope in order to intercept and redirect water run-off. Some tillage and re-seed had been done on the south portion as well. In my opinion the seeding most likely will not protect the soil from erosion because it will not germinate this year. I think a crimped mulch should be added yet this fall as a temporary stop gap measure. Then in spring, the contractor will have to come back in and reseed & re-level the land. There is still some general clean-up to do as well. Also a sinkhole still exists, located in pasture, directly above the bore, that has not yet been filled. It is 3-4 feet in diameter, approximately 2 feet deep. Cattle grazing this pasture may be injured if they step in this sinkhole. As I was leaving the site, landowner Jim Bellanus showed up and expressed his extreme displeasure with the restorative work done to date.

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He threatened to :- engage his attorney to bring legal action against the NDPS & Contractor.

- contact local media, i.e. G.Fks Herald, to publicly expose the poor job of restoration being done as well as other problems he has experienced with this project.

- contact Dakota Resource Council

The situation is deteriorating.... The relationship between Mr Belanus & Contractor is not good. It is unfortunate, but on the particular mile there have been more problems than usual, and with Mr. Belanus being very unsatisfied, there is little to no communication going on between he & the contractor. My conversations with EnSCO construction manager Bill Lattoon indicate to me he will do everything in his power, within reason to accommodate Jim Belanus. However it is difficult to please someone when there is no communication. I trust this issue can be resolved before it gets blown totally out of proportion.

MP 7 HDD bore by Environmental Services, in the Pembina gorge, is proceeding slowly, they are still on the 26" Ream and are experiencing some problems with rock as they

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attempt to enlarge the bore. After the 26" ream, they still have to do a 42" ream before the pipe can be pulled through the bore. EnSCO construction manager Bill Laffoon, expects the pull to be 2 week out yet. (Approx Nov. 15th)

MP 64-81 Rough clean up continues on keystone right-of-way where project permits. Some work on trench still remains to be done.

MP 96-98 Tie in crew continues to work on pipe located on south side of railroad tracks, southeast of Aneta.

MP 125-129 The lowering in and padding crew was working on Miles 125 & 126 today, south of the Luwerne Railroad tracks.

My overall assessment this week is that while mainline trenching & lowering-in is nearly complete on our spread, there remains much work to be done over the 129 mile North spread... Tie-ins, topsoiling, trench backfill, clean up.

So far the weather has been better, but it could turn any day.

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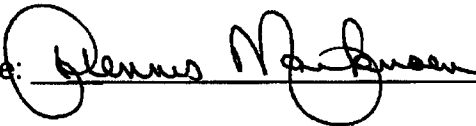
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The following deviations from the finding of facts were found:

- NONE -

Signature: 

Print Name: Dennis Markusen