

## Hamre, John G.

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**From:** Fahn, Patrick J.  
**Sent:** Tuesday, November 25, 2008 8:42 AM  
**To:** Hamre, John G.  
**Subject:** FW: PSC Project No. PU-06-421  
**Attachments:** North Spread Report 11-21-08.pdf; Jim Belanus Meeting 11-21-08.pdf

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

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

From: Mark Anderson [mailto:[mark.anderson@kljeng.com](mailto:mark.anderson@kljeng.com)]  
Sent: Monday, November 24, 2008 4:26 PM  
To: Fahn, Patrick J.  
Subject: PSC Project No. PU-06-421

Patrick:

Attached please find last week's report for the North Spread. Also attached is a summary from the meeting with Jim Belanus and TransCanada which Dennis attended.

Please note in Dennis' weekly report of the concern with the contractor continuing to complete tie-ins. Dennis heard today that the contractor may bring in up to 7 crews to continue working on pipe tie-ins. These areas currently have open trenches of which there is water sitting and of course now has iced over as well. The contractor had indicated that they would punch a hole in the ice, install a pump to pump out the water and then remove the ice with a back hoe before continuing work on the tie-in. As Dennis notes, there is a concern regarding the use of frozen fill to cover the pipe after the tie-in is completed. We could find nothing that addresses this situation in the CMRP.

Please review and let me know if you have any questions or comments. Thank you Patrick.

Mark Anderson, PE

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**621 PU-06-421** Filed: 11/24/2008 Pages: 5  
**Keystone Independent North Spread Report**

PSC CASE NUMBER: PU-06-421

Kadmas  
Lee &  
Jackson  
Engineers Surveyors  
Planners

DAILY REPORT

1/3

Job Site: North Spread

Date: 11-21-2008

Location and  
Operations Observed:

Mi. 1	- Matting (Rough Cleanup)
Mi. 5	(Restoration Issues)
Mi 6-7	HAD
Mi. 82	Rough Cleanup- Winterization
Mi. 124	Tie Ins

General Notes: The weather is cooling down... temps in single digits at night... 20<sup>15</sup> - 30<sup>15</sup> during the day.

Mi. 1 - Contractor to continue Rough Cleanup work by removing timber matting that restricts natural flow of water in this section. Canadian contractor is preparing to bring the line across from Canada and tie in to stateside line in this section. Contractor anticipates doing that work before Dec 20<sup>th</sup>

Mi. 5 Met with Jim Belanus, Scott H. (renter), Bill L. (EnSCO),<sup>E</sup> Dean DiTomasso (environmental) on site (NE 1/4-24 Fremont Twp). We discussed a variety of issues .. (see attached report) and agreed to work through the issues as soon as landowner, Jim Belanus, provides a written list of concerns.

MP 6-7 The HDD continues. The 12" pilot hole & the 26" ream have been completed. Contractor Environmental Crossings is currently working on the 42" ream (final). They have completed 6<sup>th</sup> joints, (approx. 2450 feet) of a 4000+ ft. ream as of tonight. Contractor plans to be pulling pipe the week of Dec. 7<sup>th</sup>, 2008. They have had difficulty breaking equipment because of the rock they encountered en-route.

MI. 82 Contractor is continuing with winterization plans which includes timber matting to cover open cut trenches located on public road right-of-way, and fencing off interior open-cuts with orange plastic snow fence.

MP 124 One tie-in crew remains, working near Lyvern. Trans Canada is considering bringing in 7 additional tie-in crews, to assist in finishing more of the incomplete work.

Note of Concern:

If tie-in's continue, I am concerned that the contractor will be using frozen backfill material & placing it on a pipe in a frozen trench. I find nothing in the manual of operations that addresses this situation.

PSC CASE NUMBER: PU-06-421

Kadmas  
Lee &  
Jackson  
Engineers Surveyors  
Planners

DAILY REPORT (Cont.)

Date 11-21-2008

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The following deviations from the finding of facts were found:

- None -

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Signature: Dennis Markusen

Print Name: Dennis Markusen

Jim Belanus meeting Erosion Control txt.txt  
From: Dennis Markusen [dennis.markusen@kljeng.com]  
Sent: Friday, November 21, 2008 4:34 PM  
To: 'Jim Belanus'  
Cc: 'Bill Laffoon'; 'DiTomasso, Dean'  
Subject: Jim Belanus meeting Erosion Control NE 1/4 24 Fremont Twp.  
Cavalier County

The following is a summary of a meeting held, on-site in the Jim Belanus pasture located west of Walhalla, ND in the NE 1/4 of section 24, in Fremont township, Cavalier County, ND.

Individuals present include:

Jim Belanus - landowner  
Scott Hornung - renter  
Bill Laffoon - Construction Supervisor / Universal Ensco, Inc.  
Dean DiTommaso - Lead Environmental Inspector / ENSR  
Dennis Markusen - Kadrmas, Lee, & Jackson representing the NDPS

The above named individuals met on-site at 10:00 a.m. on Friday, November 21, 2008 to discuss concerns Mr. Belanus has regarding the restoration of his land after construction was completed, as well as issues he had during the pipeline construction on his land in the summer of 2008. We walked a portion of the affected area where Jim showed us some of his concerns. Items discussed included settlement of pipe trench, soil erosion, debris, duration of construction activity on Jim's land, contractor's carelessness with leaving pasture gates open upon leaving the premises during construction, (this was corroborated by Scott Hornung, a farmer who rents the pasture from Jim), placement of additional utility poles on Jim's crop, and pasture land, and the lateness of the season when cover crop was finally seeded along with the condition of the land when the seeding was done. Jim felt the land was very rough and unsuitable for pasture if left as is. Jim did acknowledge that some additional measures taken after a late September downpour were helpful, but it was too little, too late. Bill acknowledged that there appeared to be some problems that must be worked out. He asked that Jim draft a list of concerns he wants addressed, and send them by email to either himself, Bill Laffoon at bill.laffoon@universalensco.com or to Dennis Markusen at dennis.markusen@kljeng.com.

Bill indicated he would take appropriate action and begin addressing those concerns, once the list is received from Jim Belanus.

summary compiled for the NDPS by;

Dennis Markusen, PLS

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