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PUBLIC SERVICE COMMISSION

**ENBRIDGE™**

To: Patrick Fahn, North Dakota Public Service Commission

Dear Mr. Fahn:

Enbridge and our general contractor, Precision Pipeline, are currently constructing the LSr pipeline within the state of North Dakota, and in doing so Engineering has decided that a directional drill at the Tongue River would be the most applicable method of installation. The PSC's order has the Tongue River as being an open cut install, and initial thought by Enbridge was that this was the most appropriate install method, but after further inspection in the field, it has been determined that our install method should be changed to a directional drill and also in the current route. The proposed pipe depth underneath the Tongue River will be approximately 10 - 15' deep.

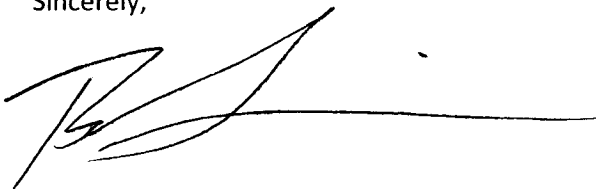
The reason for our request change is based upon the following characteristics:

- HDD will eliminate the impact to the natural resource
- Vegetation will not be impacted within the HDD path
- Trees will not be cleared within the HDD path.
- There will be no need for final restoration on the stream banks, as well as for potential continued restoration in the future.

All in all, we believe that the HDD method will be the best choice for the natural resources and the environment. We are planning on installing the pipe this week via this method and I would like to formally request an amendment to the order based upon the information that I have portrayed above. If you have any questions pertaining to this site, please feel free to give me a call.

Thank you for your time and cooperation and I look forward to hearing from you in the near future.

Sincerely,



7/14/2008

Barry P Simonson  
Enbridge Senior Engineer  
Office: 715.398.4676  
Mobile: 218.269.0483

73 **PU-07-75** Filed: 7/14/2008 Pages: 9  
**Request for Change in Install Method at Tongue River**

Enbridge Pipelines (Southern Lights) L.L.C.

Senior Engineer, Barry Simonson



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OF NORTH DAKOTA**

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Governor of North Dakota

April 23, 2008

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Francis Ziegler  
Director  
Department of Transportation

Merlan E. Paaverud, Jr.  
Director

Ms. Elizabeth Orlando, Esq.  
OES/ENV  
Room 2657A  
U.S. Department of State  
Washington, ND 20520

**ND SHPO REF: 06-1063h Department of State (DOS)/ND PSC  
Enbridge Pipelines proposed: SouthernLights (LsR) Petroleum Pipeline  
[Pembina County, North Dakota] and Preliminary Final Environmental  
Assessment**

Dear Ms. Orlando:

We have received and reviewed 06-1063h: Department of State (DOS)/ND PSC Enbridge Pipelines proposed: SouthernLights (LsR) Petroleum Pipeline and preliminary final Environmental Assessment, and offer no substantive comments on it at this time.

Pertinent cultural resource recommendations and concurrence have been outlined in prior project correspondence, as indicated and included in the preliminary final EA documentation.

Thank you for the opportunity to review this project and to participate in consultation. Please include the ND SHPO Ref.: 06-1063 in future correspondence for this project. If you have any questions please contact either Paul Picha at (701) 328-3574 or Susan Quinnell, Review and Compliance Coordinator at (701)328-3576 or [squinnell@nd.gov](mailto:squinnell@nd.gov)

Sincerely,

Merlan E. Paaverud, Jr.  
State Historic Preservation Officer (North Dakota)  
and  
Director, State Historical Society of North Dakota

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**Orlando, Elizabeth A**

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**From:** Picha, Paul R. [ppicha@nd.gov]  
**Sent:** Wednesday, February 27, 2008 4:56 PM  
**To:** Orlando, Elizabeth A  
**Subject:** RE: Enbridge letter cultural property sites ND SHPO [ND SHPO 06-1063f]

Dear Elizabeth:

Below is the letter going out tomorrow on letterhead on concurrence. Thank you. Paul

February 28, 2008

Ms. Elizabeth Orlando, Esq.  
OES/ENV  
Room 2657A  
U.S. Department of State  
Washington, DC 20520

**ND SHPO REF: 06-1063f Department of State (DOS)/ND PSC  
Enbridge Energy's proposed: (1) Alberta Clipper and (2) Southern Lights Petroleum Pipelines  
from the United States-Canadian border near Neche, North Dakota to Clearbrook, Minnesota  
[Pembina County, North Dakota]: Concurrence on Determinations of Eligibility (DOE)**

Dear Ms. Orlando:

We have received and reviewed the February 26 correspondence and documentation for **06-1063e** :  
Determinations of National Register of Historic Places Eligibility (DOE). We concur with the listed  
DOE for sites enumerated in Attachment A and with their respective management recommendations.  
***Sites 32PB206, 32PB161, and 32PB173 are to be avoided either through horizontal directional  
drilling (HDD) or file boring as recommended.*** We concur that the remaining listed sites are not  
significant and not eligible for listing in the National Register of Historic Places. Finally, we concur  
with the scope and scale of identification efforts for cultural resources on the project.

Thank you for the opportunity to review this project and we look forward to further consultation on it.  
Please include the **ND SHPO Ref.: 06-1063** in further correspondence for this project. If you have any  
questions please contact either Paul Picha at (701) 328-3574 or Susan Quinnell, Review and Compliance  
Coordinator at (701) 328-3576 or [squinnell@nd.gov](mailto:squinnell@nd.gov)

Sincerely,

Merlan E. Paaverud, Jr.  
State Historic Preservation Officer (North Dakota)  
and  
Director, State Historical Society of North Dakota  
c: Susan E. Wefald, Commissioner, ND PSC, with enc.  
c: Daniel E. Cimarosti, COE-Regulatory, Bismarck, with enc.  
c: Karen Ackerman, Regulatory, ND OSE/SWC, with enc.

2/27/2008

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**From:** Orlando, Elizabeth A [mailto:OrlandoEA2@state.gov]  
**Sent:** Wednesday, February 27, 2008 11:53 AM  
**To:** Picha, Paul R.; Quinnell, Susan L.  
**Cc:** Paul.Meneghini@Enbridge.com; TimAndersen; Coburn, David  
**Subject:** Enbridge letter cultural property sites ND SHPO

For your concurrence.

Thank you.

2/27/2008

To: Paul Meneghini, Enbridge  
From: Elizabeth Orlando, US Dept. of State  
Date: March 10, 2008  
RE: ND Determinations



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Merlan E. Paaverud, Jr.  
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February 18, 2008

Ms. Elizabeth Orlando, Esq.  
OES/ENV  
Room 2657A  
U.S. Department of State  
Washington, ND 20520

ND SHPO REF: 06-1063e Department of State (DOS)/ND PSC  
Enbridge Energy's proposed: (1) Alberta Clipper and (2) Southern Lights  
Petroleum Pipelines from the United States-Canadian border near Neche,  
North Dakota to Clearbrook, Minnesota [Pembina County, North  
Dakota]: Environmental Assessment and Class I and Class III CRI Report

Dear Ms. Orlando:

We have received and reviewed correspondence and documentation for  
06-1063e : "Class I and Class III Cultural Resources Survey for Enbridge  
Pipelines' Southern Lights 20-Inch Crude Line (LSr) and Alberta Clipper  
Pipeline Projects, Pembina County, North Dakota" by 106 Group, (December  
2007) and we offer no substantive review comments at this time in addition to  
those presented in prior copied December 27, 2007 correspondence and the  
January 3, 2008 e-mail to you. We look forward to receiving a copy of the final  
report. Avoidance of unevaluated and/or significant sites is recommended.  
Also, we concur with the scope and scale of identification efforts for cultural  
resources on the project.

Thank you for the opportunity to review this project and we look forward to  
further consultation on it. Please include the ND SHPO Ref.: 06-1063 in  
further correspondence for this project. If you have any questions please  
contact either Paul Picha at (701) 328-3574 or Susan Quinnell, Review and  
Compliance Coordinator at (701) 328-3576 or [squinnell@nd.gov](mailto:squinnell@nd.gov)

Sincerely,

Merlan E. Paaverud, Jr.  
State Historic Preservation Officer (North Dakota)  
and

Director, State Historical Society of North Dakota  
c: Susan E. Wefald, Commissioner, ND PSC  
c: Daniel E. Cimarosti, COE-Regulatory, Bismarck  
c: Karen Ackerman, Regulatory, ND OSE/SWC



**STATE  
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February 28, 2008

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Ms. Elizabeth Orlando, Esq.  
OES/ENV  
Room 2657A  
U.S. Department of State  
Washington, DC 20520

**ND SHPO REF: 06-1063f Department of State (DOS)/ND PSC  
Enbridge Energy's proposed: (1) Alberta Clipper and (2) Southern Lights  
Petroleum Pipelines from the United States-Canadian border near Neche,  
North Dakota to Clearbrook, Minnesota [Pembina County, North  
Dakota]: Concurrence on Determinations of Eligibility (DOE)**

Dear Ms. Orlando:

We have received and reviewed the February 26 correspondence and documentation for 06-1063e Determinations of National Register of Historic Places Eligibility (DOE). We concur with the listed DOE for sites enumerated in Attachment A and with their respective management recommendations. **Sites 32PB206, 32PB161, and 32PB173 are to be avoided either through horizontal directional drilling (HDD) or file boring as recommended.** We concur that the remaining listed sites are not significant and not eligible for listing in the National Register of Historic Places. Finally, we concur with the scope and scale of identification efforts for cultural resources on the project.

Thank you for the opportunity to review this project and we look forward to further consultation on it. Please include the ND SHPO Ref.: 06-1063 in further correspondence for this project. If you have any questions please contact either Paul Picha at (701) 328-3574 or Susan Quinnell, Review and Compliance Coordinator at (701) 328-3576 or [squinnell@nd.gov](mailto:squinnell@nd.gov)

Sincerely,

Merlan E. Paaverud, Jr.  
State Historic Preservation Officer (North Dakota)  
and  
Director, State Historical Society of North Dakota

cc: Susan E. Wefald, Commissioner, ND PSC, with enc.  
cc: Daniel E. Cimarosti, COE-Regulatory, Bismarck, with enc.  
cc: Karen Ackerman, Regulatory, ND OSE/SWC, with enc.

Attachment A: List of Properties Evaluated for Eligibility for the National Register of Historic Places for the Enbridge LSR Pipeline Project in North Dakota

Site Number	Type	NRHP Recommendation by Applicant	NRHP Finding by DOS	Additional Work Needed
<b>Newly Identified Archaeological Sites</b>				
32PB0206	Historic Trail/Road	Recommended Eligible	Eligible	Avoid by Boring or HDD
32PBX0161	Precontact Isolated Find	Recommended Ineligible	Ineligible	No Additional Work Recommended
32PBX0165	Historical Artifact Scatter	Recommended Ineligible	Ineligible	No Additional Work Recommended
32PB0205	Undetermined Isolated Find	Recommended Ineligible	Ineligible	No Additional Work Recommended
<b>Previously Recorded Archaeological Sites</b>				
32PB0161	Precontact Artifact Scatter	Previously Recommended Potentially Eligible	Unevaluated*	Avoid by Boring or HDD
32PBX0212	Precontact Isolated Find	Recommended Ineligible	Ineligible	No Additional Work Recommended
32PBX0213	Precontact Isolated Find	Recommended Ineligible	Ineligible	No Additional Work Recommended
32PBX0214	Precontact Isolated Find	Recommended Ineligible	Ineligible	No Additional Work Recommended
32PBX0219	Precontact Isolated Find	Recommended Ineligible	Ineligible	No Additional Work Recommended
32PB0158	Historical Artifact Scatter	Recommended Ineligible	Ineligible	No Additional Work Recommended
32PBX0215	Precontact Isolated Find	Recommended Ineligible	Ineligible	No Additional Work Recommended
32PBX0099	Historical Homestead	Recommended Ineligible	Ineligible	No Additional Work Recommended

32PB0216	Precontact Isolated Find	Recommended Ineligible	Ineligible	No Additional Work Recommended
32PBX0217	Precontact Isolated Find	Recommended Ineligible	Ineligible	No Additional Work Recommended
32PBX0220	Precontact Isolated Find	Recommended Ineligible	Ineligible	No Additional Work Recommended
32PB0152	Historical Artifact Scatter	Recommended Ineligible	Ineligible	No Additional Work Recommended
32PBX0166	Potential Precontact Mound	Portion of Site within Current APE Recommended Ineligible	Ineligible	No Additional Work Recommended
32PB0155	Multi-component Artifact Scatter	Recommended Ineligible	Ineligible	No Additional Work Recommended
32PB0159	Historical Artifact Scatter	Recommended Ineligible	Ineligible	No Additional Work Recommended
32PBX0222	Precontact Isolated Find	Recommended Ineligible	Ineligible	No Additional Work Recommended
32PB0160	Historical Artifact Scatter	Recommended Ineligible	Ineligible	No Additional Work Recommended
32PB0162	Historical Artifact Scatter	Recommended Ineligible	Ineligible	No Additional Work Recommended
32PBX0218	Isolated Precontact Artifacts	Recommended Ineligible	Ineligible	No Additional Work Recommended
<b>Newly Identified Architectural History Property</b>				
32PB0173	Railroad	Recommended Eligible	Ineligible	Avoid through Boring or HDD
*Because this site will be avoided through the use of a Horizontal Directional Drill for the crossing of the Red River, no further evaluation of this site's NRHP eligibility is required.				