

COPY

**CONSENT FOR UTILITY COMPANY
TO
CROSS A PUBLIC ROAD OR SECTION ROAD**

_____ Belle Fourche Pipeline Company _____ of _____ Casper, Wyoming _____, hereafter referred to as "utility company" having requested permission from McKenzie County, a political subdivision of the State of North Dakota, to cross an existing road or section line with a buried transmission facility, designed to carry or conduct oil, gas, water, electricity, or other substances, fluid, gaseous, or any other substance whatsoever, and McKenzie County having considered the request, does grant consent to cross the following described existing road or section line, upon the terms and conditions herein stated:

(Please include County Route numbers as applicable)

See attached list.

(Attach maps and construction plans)

Consent to cross such existing road or section line is granted on these terms and conditions:

1 Utility company must pay for all damage to the existing road caused by its activities, including but not limited to slumping in of trenches, collapse of pipe, etc.

2 Utility company is responsible for any and all claims of damage, personal injury, or bodily injury that might result from their activities in crossing any existing road or section line in McKenzie County. Furthermore, utility company agrees to indemnify and hold harmless McKenzie County for any and all claims of damage, either personal injury or property or any type of claim for damages of any nature whatsoever, whether valid or invalid, that is made against McKenzie County on account of the activities conducted by the utility company in crossing any existing road or section line.

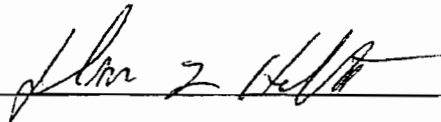
3 When the utility company crosses an existing road or a section line, the utility company shall be responsible to pay for all costs of moving, relocating, or reconstructing the buried transmission facility, should McKenzie County deem it necessary or advisable, in its sole discretion, to repair or reconstruct existing roads or to build new roads on section lines or off section lines as allowed by North Dakota law. Should the utility company fail to take necessary steps to relocate, or reconstruct its buried transmission facility, the county may take steps to have the same accomplished, and the utility company agrees to reimburse the county for all expenses incurred by McKenzie County in moving, relocating or reconstructing the buried transmission facility so the existing roads may be repaired or reconstructed, or new roads may be built on the section line or off the section line as allowed by North Dakota law.

4. The buried transmission facility to be installed by the utility company in crossing any existing road, shall at a minimum comply with the following engineering standards:


- (a) County paved roads may only be bored.
- (b) All crossings of existing roads not trenched as in Section 5 below shall be bored to a depth of five (5) feet below original ground or ditch elevations;
- (c) Pipe shall be cased or heavy wall pipe used;
- (d) No boring may be closer than thirty (30) feet from road centerline;
- (e) No vent pipes within existing right of way lines or 33 feet from road center, whichever is greater;
- (f) Rehabilitate all disturbed ground within right of way;
- (g) If vent pipes are not used within ten (10) feet of both sides of right of way, the transmission facility must have markers on the right of way line or 33 foot line, whichever is greater, on both sides of the road;
- (h) The Company's plan to bury a transmission facility filed with the County Engineer must show at a minimum, in plain view and cross sectional view, the location of the crossing from a section or quarter line; section, township and range the crossing is located in; the location of vent pipes, if any, in proximity to the crossing; and the angle of crossing.
- (i) The Company's plan must be submitted to the Office of the County Engineer for review prior to consideration by the Board of Commissioners. Plans must be available for consideration by the Board at least two (2) weeks prior to the commencement of the project.

5. Any crossing trenched with a stationary or vibrating plow may be no more than eight (8) inches in width. The Company will pack the site, returning it as close as possible to the original compaction. The Company will be responsible for all such crossings for a period of three years, repairing during those three years any damages to the road resulting from their activity. Any crossing which cannot be accomplished with this method must be bored.

6. Utility company must comply with all terms and conditions stated herein especially the minimum engineering standards. Failure to comply with this CONDITIONAL CONSENT shall cause the consent to be rescinded and utility company must remove facility from right of way immediately or be responsible for the costs incurred by the county in removing the same; the county specifically reserving the right to remove the buried transmission facility from right of way for non-compliance with reimbursement to be made to the county by utility company for doing the same.

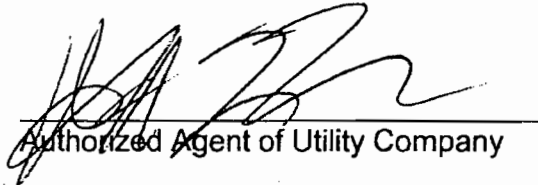
Reviewed by , County Engineer on 11-5-2007

Permission granted by McKenzie County, a political subdivision of the State of North Dakota, for installation of the buried transmission facility proposed above under existing roads and section lines as stated above pursuant to the conditions and limitations stated this ____ day of Nov. 6 2007.


Chairman of the Board
McKenzie County Board of County Commissioners

I, the undersigned, being an authorized agent of the utility company described in the above, do hereby acknowledge receipt of a copy of the above and do agree on behalf of the utility company that all terms and conditions above will be complied with, and any assignment of this buried transmission facility described above shall include as assignment of this liability to comply with the terms and conditions as stated herein.

Dated this 30 day of October 2004


Authorized Agent of Utility Company

County Auditor: Please return a copy of the signed permit to:

Belle Fourche Pipeline Company
Attn: Bob Dundas
P.O. Drawer 2360
895 W River Cross Road
Casper, WY 82602

Keitu Engineers & Consultants, Inc.
Attn: Kathleen M. Spilman, PE
PO Box 98
330 First St NW
Mandan, ND 59554-0098

**Roads Crossed by the Belle Fourche 8-inch Crude Oil Loop Project
on Non-Federal Land**

Pipeline Station	Road Identification	Location	Description of Road
3+00	County Road 16 / 39th ST NW	Sec 19 T152N R102W	Asphalt Paved Road
110+60	37th ST NW	Sec 31 T152N R102W	Gravel Road
163+45	36th ST NW	Sec 6 T151N R101W	Gravel Road
216+20	35th ST NW	Sec 7 T151N R101W	Gravel Road
275+40	34th ST NW	Sec 18 T151N R101W	Gravel Road
328+30	33rd ST NW	Sec 19 T151N R101W	Gravel Road
381+00	ND HWY 200 / 32nd ST NW	Sec 30 T151N R101W	Asphalt Paved Road
433+70	31st ST NW	Sec 31 T151N R101W	Unimproved-Two-Track Road
441+25	Private Unnamed Road	Sec 31 T151N R101W	Unimproved-Two-Track Road
475+70	Private Unnamed Road	Sec 31 T151N R101W	Unimproved-Two-Track Road
486+75	County Road 20 / 1 st Ave Alexander	Sec 6 T150N R101W	Unimproved-Two-Track Road
539+90	29th ST NW	Sec 7 T150N R101W	Gravel Road
593+90	28th ST NW	Sec 18 T150N R101W	Gravel Road
633+10	County Road 15 / 27th ST NW	Sec 18 T150N R101W	Gravel Road
699+90	26th ST NW	Sec 30 T150N R101W	Gravel Road
752+50	25th ST NW	Sec 31 T150N R101W	Unimproved-Two-Track Road
805+30	24th ST NW	Sec 6 T149N R101W	Gravel Road
857+80	23rd ST NW	Sec 7 T149N R101W	Unimproved-Two-Track Road
910+90	22nd ST NW	Sec 18 T149N R101W	Gravel Road
965+80	21 st ST NW	Sec 19 T149N R101W	Gravel Road
1017+70	20th ST NW	Sec 30 T149N R101W	Gravel Road
1044+60	Private Unnamed Road	Sec 30 T149N R101W	Unimproved-Two-Track Road
1070+95	19th ST NW	Sec 31 T149N R101W	Unimproved-Two-Track Road
1123+70	ND State HWY 68 / 20th ST NW	Sec 3 T148N R102W	Asphalt Paved Road
1137+20	Private Unnamed Road	Sec 3 T148N R102W	Unimproved-Two-Track Road
1154+35	Private Unnamed Road	Sec 3 T148N R102W	Unimproved-Two-Track Road
1171+50	Section Line Unnamed Road	Sec 10 T148N R102W	Unimproved-Two-Track Road
1198+00	Private Unnamed Road	Sec 10 T148N R102W	Unimproved-Two-Track Road

**Section Lines Crossed by the Belle Fourche 8-inch Crude Oil Loop Project
on Non-Federal Land**

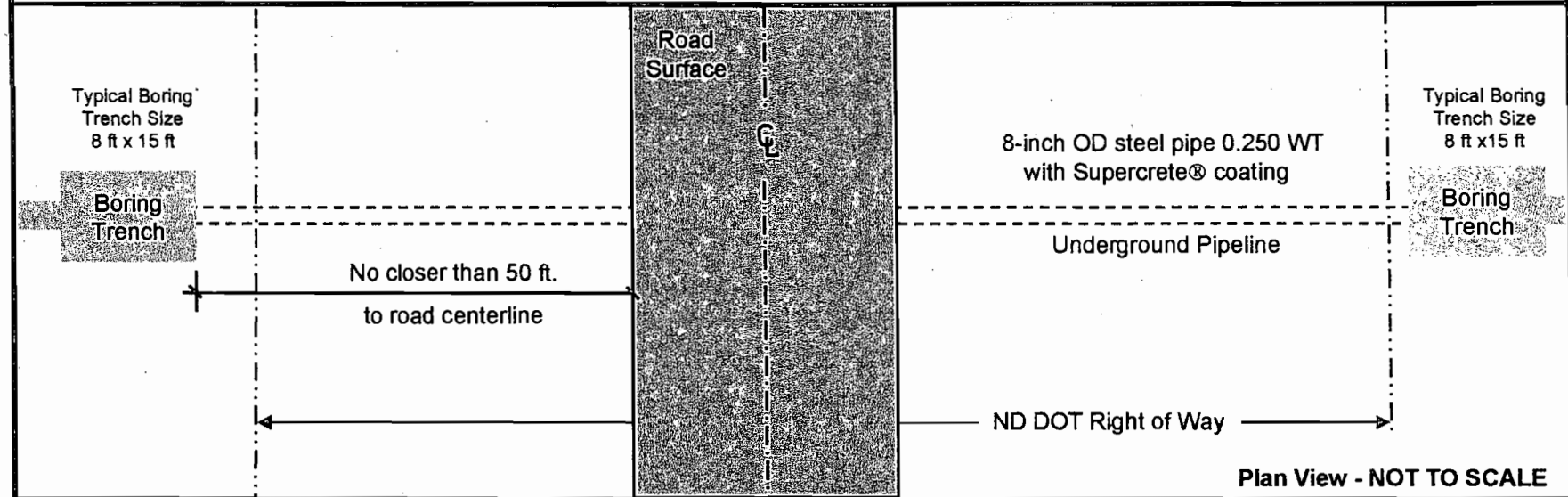
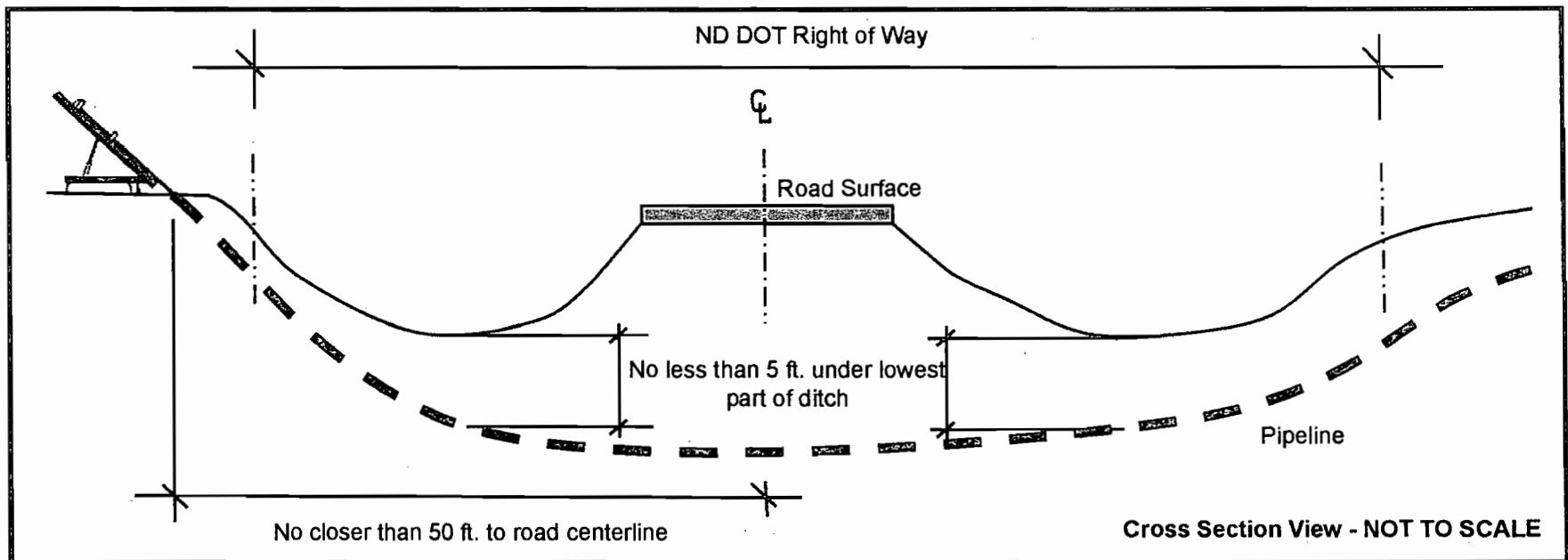
Pipeline Station	Location	Section Line Identification
3+00	Sec 19 T152N R102W	Section Line 19
56+20	Sec 30 T152N R102W	Section Line 30
110+60	Sec 31 T152N R102W	Section Line 31
163+45	Sec 6 T151N R101W	Section Line 6
216+20	Sec 7 T151N R101W	Section Line 7
275+40	Sec 18 T151N R101W	Section Line 18
328+30	Sec 19 T151N R101W	Section Line 19
381+00	Sec 30 T151N R101W	Section Line 30
433+70	Sec 31 T151N R101W	Section Line 31
486+75	Sec 6 T150N R101W	Section Line 6
540+32	Sec 7 T150N R101W	Section Line 7
593+90	Sec 18 T150N R101W	Section Line 18
646+75	Sec 19 T150N R101W	Section Line 19
699+40	Sec 30 T150N R101W	Section Line 30
752+05	Sec 31 T150N R101W	Section Line 31
805+30	Sec 6 T149N R101W	Section Line 6
857+80	Sec 7 T149N R101W	Section Line 7
910+90	Sec 18 T149N R101W	Section Line 18
963+60	Sec 19 T149N R101W	Section Line 19
1017+70	Sec 30 T149N R101W	Section Line 30
1070+95	Sec 31 T149N R101W	Section Line 31
1123+70	Sec 3 T148N R102W	Section Line 3
1171+50	Sec 10 T148N R102W	Section Line 10

Roads Crossed by the Belle Fourche 8-inch Crude Oil Loop Project in Federal Land

Pipeline Station	Road Identification	Location	Road Type
1245+95	US Forest Service Road 835	Sec 15 T148N R102W	Gravel Road
1265+18	Oil Lease Road - Nance Lease	Sec 15 T148N R102W	Gravel Road
1266+35	Oil Lease Road - Bear Paw Compressor Stn	Sec 15 T148N R102W	Gravel Road
1271+70	US Forest Service Road 835	Sec 15 T148N R102W	Gravel Road
1273+64	US Forest Service Road 835	Sec 15 T148N R102W	Gravel Road
1391+00	US Forest Service Road 835	Sec 27 T148N R102W	Gravel Road
1409+00	Oil Lease Road - Nance Lease	Sec 35 T148N R102W	Gravel Road
1462+55	US Forest Service Road 835	Sec 35 T148N R102W	Gravel Road
1550+70	US Forest Service Road 834	Sec 6 T147N R101W	Gravel Road
1562+05	US Forest Service Road 834	Sec 6 T147N R101W	Gravel Road

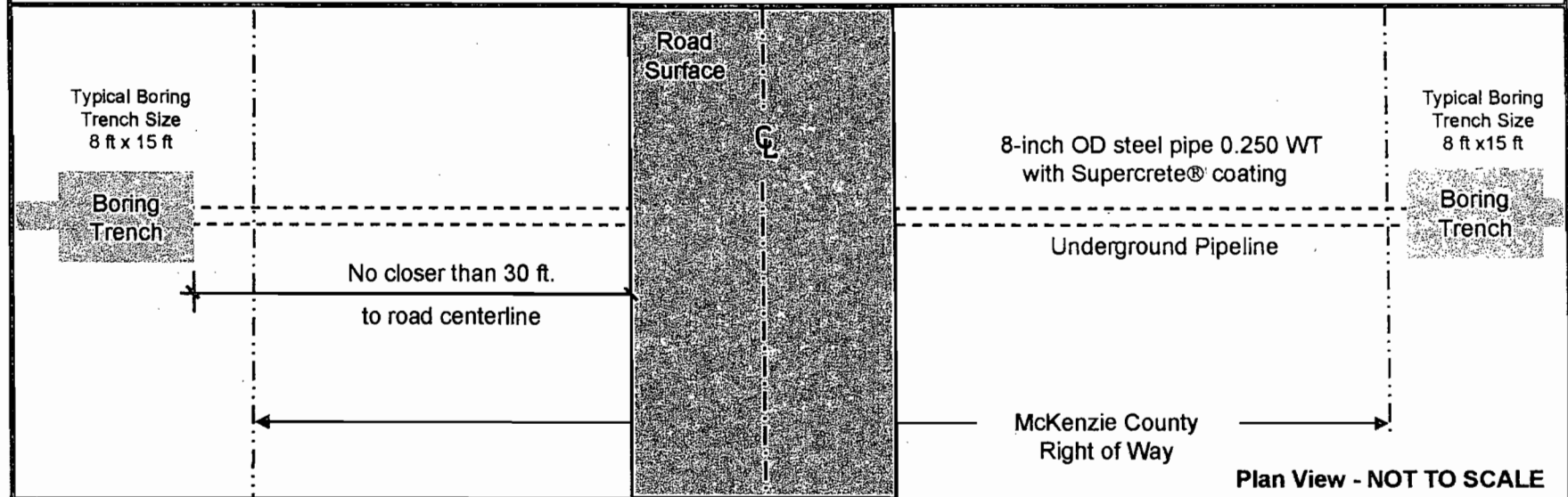
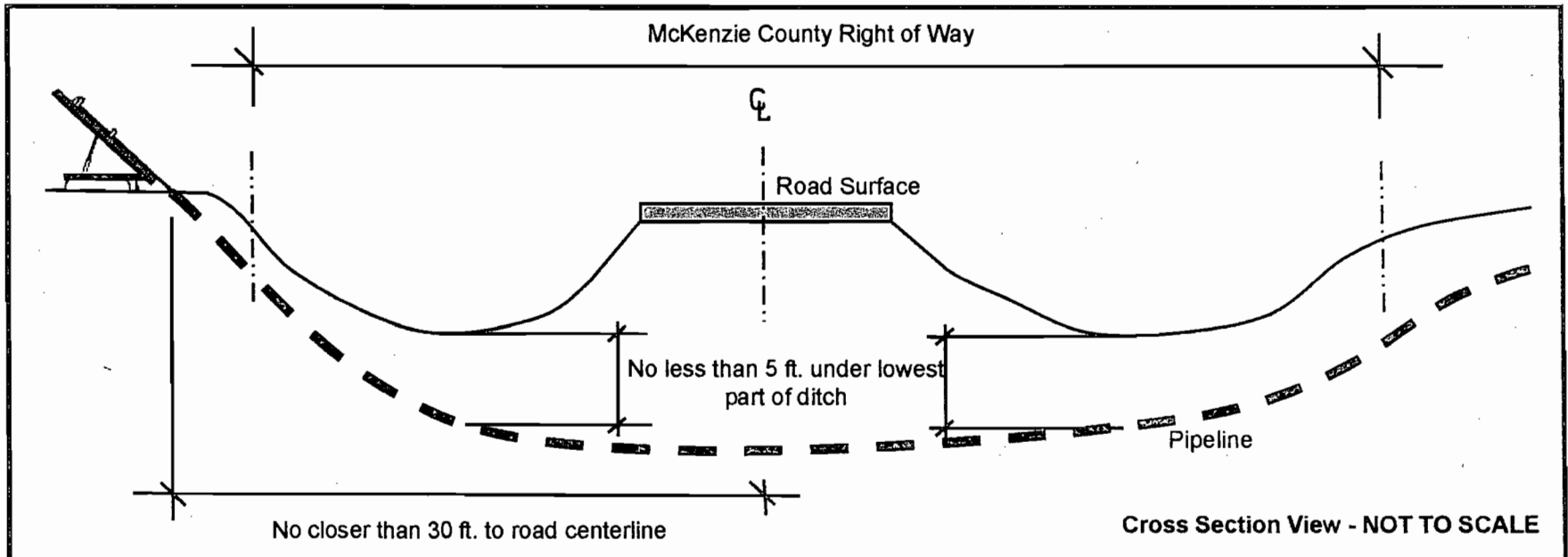
Section Lines Crossed by the Belle Fourche 8-inch Crude Oil Loop Project on Federal Land

Pipeline Station	Location	Section Line Identification
1225+20	Sec 15 T148N R102W	Section Line 15
1284+30	Sec 22 T148N R102W	Section Line 22
1339+40	Sec 27 T148N R102W	Section Line 27
1394+90	Sec 34 T148N R102W	Section Line 34
1402+00	Sec 35 T148N R102W	Section Line 35
1482+00	Sec 2 T147N R102W	Section Line 2
1483+70	Sec 1 T147N R102W	Section Line 1
1539+04	Sec 6 T147N R101W	Section Line 6
1607+44	Sec 7 T147N R101W	Section Line 7
1612+00	Sec 8 T147N R101W	Section Line 8



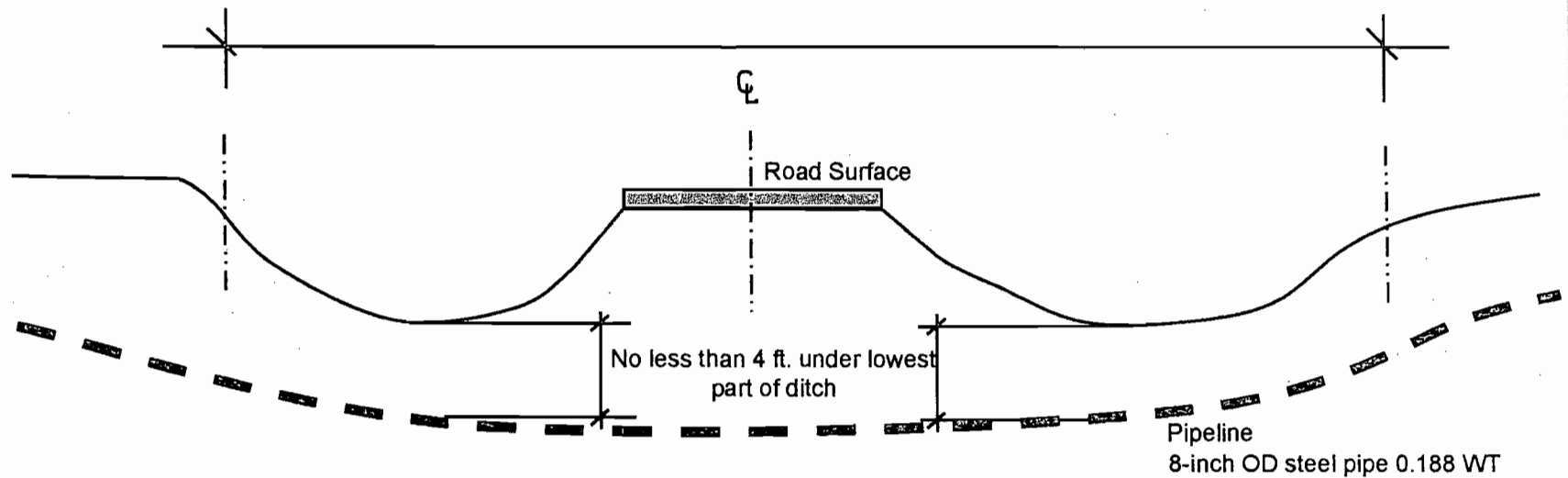
Belle Fourche Pipeline
 455 North Poplar Street
 Casper, Wyoming 82602
 307-237-9301

Cross Section and Plan View
 Paved Road Crossing – ND State Highways 68 and 200
 Alexander 8-inch Crude Line Loop



Belle Fourche Pipeline
 455 North Poplar Street
 Casper, Wyoming 82602
 307-237-9301

Cross Section and Plan View
 Paved Road Crossing – McKenzie County Road 16
 Alexander 8-inch Crude Line Loop



Note: Per PSC Requirements pipeline shall be buried to a minimum depth from the ground surface to the top of the pipe of

- 48 inches in rangeland
- 48 inches for cultivated land
- 48 inches at the bottom of the ditch for road crossings
- 72 inches across undeveloped section lines



Belle Fourche Pipeline
455 North Poplar Street
Casper, Wyoming 82602
307-237-9301

Cross Section and Plan View
Open Cut Road Crossings
Alexander 8-inch Crude Line Loop



United States
Department of
Agriculture

Forest
Service

Dakota Prairie
Grasslands

McKenzie Ranger District
1901 South Main Street
Watford City, ND 58854

File Code: 2720

Date: November 1, 2008

Belle Fourche Pipeline Company
Attn: Debra Bell
P. O. Drawer 2360
Casper, WY 82602-2360

RECEIVED

NOV 09 2008

BFPL

Dear Debra:

Your approved copy of a special use permit for a buried crude oil pipeline is enclosed. This permit authorizes Belle Fourche Pipeline Company to construct an eight inch steel crude pipeline on National Forest System lands in Sections 6, 7, and 8, T147N, R101W, Sections 1 and 2, T147N, R102W, Sections 10, 15, 22, 27, 34, and 35, T148N, R102W, 5th PM, McKenzie County, North Dakota.

A prework meeting needs to be scheduled and needs to be held before construction work will be allowed to begin (item 2 in permit Exhibit B).

If the construction of this segment of the pipeline is not completed by February 1, 2008 an additional nesting raptor survey will need to be completed. If the survey discovers any nest(s) our wildlife biologist will decide whether the project can proceed or whether it will need to be put on hold until after July 31, 2008. If the District Biologist determines the project may proceed past February 1, and the project is not completed by March 1, 2008 timing limitation stipulation will apply for being within one mile (line of sight) of an active Sharp-tailed Grouse display ground. No surface use is allowed during the following time period: March 1 through June 15. Please contact Kim Grotte of my staff to inform him when you plan to start the construction of this pipeline and to schedule the prework meeting. He can be contacted at the above address; by telephone at (701) 842-2393, or on the Internet at kgrotte@fs.fed.us.

Sincerely,

RONALD E. HECKER
District Ranger

cc:

Dakota Prairie Grasslands SO

