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MAY 07 2010

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PUBLIC SERVICE COMMISSION

May 7, 2010

Hand Delivery

Mr. Darrell Nitschke
Executive Director
North Dakota Public
Service Commission
600 E. Boulevard, Dept. 408
Bismarck, ND 58505-0480

Dear Mr. Nitschke:

In re: Enbridge Pipelines (North Dakota) LLC
Berthold Station Upgrades - Ward County
Corridor Certificate and Route Permit Applications
Case No. PU-10-130
Our File No. 31-411-002

Enclosed for filing are the original and ten copies of Enbridge Pipelines (North Dakota) LLC's Application for Certificate of Corridor Compatibility and Application for Route Permit for a Crude Oil Pipeline, along with a check in the amount of \$44,500.00. We are also enclosing a CD of the Application for your convenience.

Please call should you have any questions.

Very truly yours,



WADE C. MANN

bw

Enc.

cc: Devra Smestad
Ward County Auditor

4 **PU-10-130** Filed: 5/7/2010 Pages: 184
**Application for Certificate of Corridor Compatibility
& Route Permit**

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF NORTH DAKOTA

ENBRIDGE PIPELINES (NORTH
DAKOTA) LLC
BERTHOLD STATION UPGRADES -
WARD COUNTY
SITING APPLICATION

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CASE NO. PU-10-130

MAY 07 2010

PUBLIC SERVICE COMMISSION

**APPLICATION OF ENBRIDGE PIPELINES
(NORTH DAKOTA) LLC FOR A WAIVER
OR REDUCTION OF PROCEDURES AND
TIME SCHEDULES AND FOR A
CORRIDOR CERTIFICATE AND ROUTE PERMIT**

Enbridge Pipelines (North Dakota) LLC (“Enbridge”) whose address for purposes of this Application is 2505 16th Street SW, Minot, North Dakota, 58701, pursuant to the Energy Conversation and Transmission Facility Siting Act, codified at North Dakota Century Code Chapter 49-22 (“Act”), hereby submits this Application For a Waiver or Reduction of Procedures and Time Schedules and For a Corridor Certificate and Route Permit (“Application”).

Enbridge requests that the North Dakota Public Service Commission (“Commission”) waive and/or reduce procedures and time schedules required by the Act and by the Commission’s regulations set forth in Title 69-06 of the North Dakota Administrative Code to accomplish the purposes as requested herein. These include, but are not limited to: (1) waive, pursuant to North Dakota Century Code §§ 49-22-07.2, 49-22-13 and North Dakota Administrative Code § 69-06-01-02(3) and Chapter 69-06-06; provisions of North Dakota Century Code §§ 49-22-08(5), 49-22-08.1(5), 49-22-13, and North Dakota Administrative Code § 69-06-01-02 which require separate filings of such applications, separate notices of such

applications, separate hearings on such applications and certain time schedules as set forth in said statutes and rules; (2) hold one public hearing on this combined application; (3) find that the proposed facilities are of such design, location and purpose that they will produce minimal adverse affects; and (4) designate and approve the requested facilities as identified in this Application and issue the appropriate corridor certificate and route permit.

The Commission's application guidelines for waiver of procedures and time schedules require the description of the facility, the need for the facility, the cost of the facility and separate justification for each provision of the Act for which the Applicant is requesting a waiver, together with evidence that the project will produce minimal adverse effects. As demonstrated in this Application, and summarized below, Enbridge's requests for waivers and/or reductions of procedures and time schedules and the issuance of a corridor certificate and route permit are justified as the proposed facilities are of such design, location and purpose that they will produce minimal adverse effects.

To the best of Enbridge's knowledge and information, the Berthold Station was constructed prior to passage of the Act. This station appears to have originally been a valve site.

Enbridge desires to begin construction as soon as possible. The time schedule for completion is set forth in this Application.

DESCRIPTION

The upgrades to the Berthold Station include the installation of new station piping, two refurbished pumping units, metering facilities and other related appurtenances. Enbridge also plans to reactivate an existing tank and expand the Berthold Station property by acquiring new land located directly east of the existing station site.

NEED

Enbridge has received requests from oil producers in the Williston Basin of North Dakota for additional pipeline capacity to transport increased production of crude oil, primarily from the Bakken Formation. The western counties of North Dakota are currently experiencing substantial drilling activity resulting in greatly increased production of crude oil that is being received at Enbridge's Berthold Station. For that reason, the proposed installation and reactivation of the facilities are needed in order to meet the increasing demand for mainline receipts and storage capacities at the Berthold Station, and to increase the injection capacity of the Berthold Station for the ultimate delivery of such volumes into Enbridge's main line interstate transportation system.

COST

Enbridge estimates the cost of construction of the proposed upgrades at the Berthold Station is \$8.9 million.

JUSTIFICATION

As demonstrated in this Application, Enbridge has prepared extensive environmental and cultural resource survey materials for the Berthold Station. These survey materials demonstrate that there will be minimal adverse effects by the proposed construction.

For the foregoing reasons, Enbridge submits that there are substantial justifications for the waivers and/or reductions of time schedules and procedures as requested, as these pipeline facilities will produce minimal adverse effects, and as construction will take place on property owned by Enbridge.

Subscribed and sworn to before me this 7th day of May, 2010.

Beth Wald

Beth Wald, Notary Public
Burleigh County, North Dakota
My Commission Expires: 11/28/14

