

BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF NORTH DAKOTA

In the Matter of the Application of Enbridge  
Pipelines (North Dakota) LLC for  
Construction of Approximately 56 Miles of  
Pipeline, Upgrades at Three Existing Pump  
Stations and Associated Facilities in Ward,  
Mountrail and Williams Counties, North  
Dakota

CASE NO. PU-10-613

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**CONSOLIDATED 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**

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

Applicant requests that the North Dakota Public Service Commission (“Commission”) waive and/or reduce procedures and time schedules required by the Act or in 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(2), and North Dakota Administrative Code § 69-06-01-02 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) allow consolidation of the certificate of corridor compatibility application and route permit application into one application; (3) approve a one-mile wide corridor rather than a 5.6 mile wide corridor pursuant to North Dakota Administrative Code § 69-06-04-02(1)(b); (4) hold one consolidated public hearing on this Application for the three affected counties; (5) find that the proposed facilities are of such design, length, location and purpose that they will produce minimal adverse affects; and (6) 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 or that a demonstrable emergency exists. As demonstrated in this Application, and summarized below, Applicant'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, length, location and purpose that they will produce minimal adverse effects, and that the urgent demand for additional pipeline capacity to deliver crude oil produced in the Williston Basin of North Dakota to markets and refineries in the United States requires construction at the earliest possible date.

## **DESCRIPTION**

The proposed project (“Beaver Lodge Loop Project”) consists of construction of approximately 56 miles of 16-inch pipeline parallel to Applicant’s existing pipeline from the Beaver Lodge Station in Williams County to the Berthold Station and Terminal in Ward County, North Dakota. In addition, Applicant will construct upgrades at three of its existing pump stations: Beaver Lodge in Williams County, Stanley in Mountrail County, and Berthold in Ward County.

## **NEED**

The purpose of the Beaver Lodge Loop Project is to transport crude oil produced primarily from the Bakken and Three Forks Formations in the Williston Basin of North Dakota, by creating additional pipeline transportation capacity to markets and refineries. The greatly increased production of oil from the Bakken and Three Forks Formations and other oil producing formations within the Williston Basin of North Dakota has created an urgent need for additional pipeline capacity to get the oil to eastern and southeastern markets and refineries. Without increased transportation capacity out of the Williston Basin, oil drilling projects could be curtailed by shippers on Enbridge’s system due to lack of adequate transportation facilities. Once completed, the project would provide shippers with an incremental 145,800 barrels per day of additional pipeline capacity. In addition, the increase in incremental pipeline capacity will help to prevent or limit the level of price disparities between major crude oil marketing hubs.

**COST**

The cost of constructing the 56-mile pipeline segment, and modifications at Beaver Lodge, Stanley and Berthold Stations, is estimated at \$133 million.

**JUSTIFICATION**

The environmental and cultural resource studies and reports which have been commissioned by the Applicant for this project demonstrate that there will be minimal adverse effects by construction. As a result, Applicant hereby submits that there is substantial justification for the requested waivers and/or reduction of time schedules and procedures, as the Beaver Lodge Loop Project will produce minimal adverse effects.

Applicant respectfully requests the Commission to grant the requested waivers and/or reduction of procedures and time schedules; and to render an expeditious decision approving the requested corridor certificate and route permit.

Dated this 17 day of November, 2010.

Respectfully submitted,

ENBRIDGE PIPELINES (NORTH DAKOTA)  
LLC

CROWLEY FLECK PLLP  
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By   
BRIAN R. BJELLA (#03549)

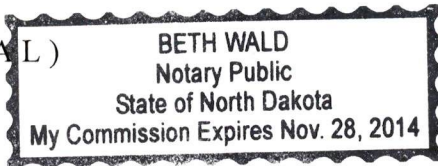
STATE OF NORTH DAKOTA)  
 )  
COUNTY OF BURLEIGH )


Brian R. Bjella, being first duly sworn on oath, deposes and says that he is the attorney for the applicant herein named, that he has read the above and foregoing application, knows the contents thereof, and that the same is true to the best of this affiant's knowledge, information, and belief.

  
BRIAN R. BJELLA

Subscribed and sworn to before me this 17 day of November, 2010.

(SEAL)



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