

OFFICE OF THE
MOUNTRAIL COUNTY STATE'S ATTORNEY

P.O. Box 369
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RECEIVED

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APR 26 2011

TO: Tony Clark, Chairman
North Dakota Public Service Commission
600 East Boulevard, Department 408
Bismarck, ND 58505-0480

FROM: Wade G. Enget, Mountrail County State's Attorney

DATE: April 26, 2011

RE: Case No. PU-10-613
Enbridge Pipeline (North Dakota) LLC
Beaver Lodge Project
Williams, Mountrail & Ward Counties

PUBLIC SERVICE COMMISSION

This letter supplements my letter of March 24, 2011. I write this letter on behalf of Mountrail County. I do not have any authority to make further response on behalf the City of Stanley or Idaho Township.

Since the time of my last letter, the Mountrail County Commissioners have met and instructed me to inform the Public Service Commission that the Mountrail County Commissioners agree to the following:

- 1) That for three (3) miles commencing at the intersection of 84th Ave. NW and 61st St. NW, thence in an easterly direction along 61st St. NW ending at the intersection of 61st St. NW and North Dakota Highway 8, Enbridge shall:
 - A) Place all pipeline at a minimum depth of six (6) feet below ground level;
 - B) All pipe placed into the ground shall have an increased (thicker) wall; and,
 - C) Pay the incremental costs that the County may incur during the installation of future sewer and water lines that are directly caused by the installation of Enbridge's pipeline along this corridor.

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The County Commissioners also request that in the future Enbridge do a better job of notifying the governmental entities that are impacted by the expansion of Enbridge's facilities in the State of North Dakota. In this case, Mountrail County was first notified of Enbridge's pipeline expansion project three (3) days before the Public Service Commission's hearing in this matter. Better and more timely communication by Enbridge to Mountrail County in regards to this project would have allowed the Mountrail County Commissioners sufficient time to respond to Enbridge's plans prior to the Public Service Commission's meeting.

The Mountrail County Commissioners hope that in the future Enbridge would meet earlier in this process with the Mountrail County Board of Commissioners. The Mountrail County Board of County Commissioners believe that timely communication would go along way in achieving a friendly and professional relationship between Enbridge and Mountrail County.