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December 21, 2011

RECEIVED

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PUBLIC SERVICE COMMISSION

via 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: Consolidated Application of Enbridge Pipelines
(North Dakota) LLC for a Waiver
or Reduction of Procures and
Time Schedules and for a
Corridor Certificate and Route Permit
Ward County, North Dakota
Docket No. PU-11-232
Our File No. 31-411-005

Enclosed please find for filing the original and ten copies of Consolidated Application of Enbridge Pipelines (North Dakota) LLC for a Waiver or Reduction of Procures and Time Schedules and for a Corridor Certificate and Route Permit, Ward County, North Dakota. Also enclosed is a CD of the Application and a check in the amount of \$100,000.00.

Please call should you have any questions.

Very truly yours,



BRIAN R. BJELLA

bw
Enc.

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 the Berthold Station
Expansion Project in Ward County, North
Dakota

CASE NO. PU-11-232

**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**

Enbridge Pipelines (North Dakota) LLC (“Applicant”) whose address for purposes of this Application is 2505 16th 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) acknowledge the study areas of one mile centered on the pipeline and one-half mile around the perimeter of the project; and approve a 400-foot wide corridor pursuant to North Dakota Administrative Code § 69-06-04-02(1)(b); (4) hold one consolidated public hearing on this Application; (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 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, each of the 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

Applicant is proposing to upgrade and expand its existing Berthold Station and Terminal Facility for connectivity to a new rail transfer facility, all of which are located west of the City of Berthold, North Dakota. Applicant has secured options to acquire three additional parcels of land for the expansion which will include a non-jurisdictional double-loop, unit-train facility capable of housing three unit-trains, crude oil tankage and other terminal facilities. The rail transfer facility will be located on the new Berthold South parcel. In addition to the non-jurisdictional rail transfer facility, Applicant will install new station facilities, pumping units, tankage and associated station piping, including all valves and appurtenances. Upgrades to the existing Berthold Station will include, but not be limited to, expansion of the tank suction manifold, two 125 hp transfer pumps and motors, a new control building, new custody transfer metering, a new quality sampling building, connection to an 18 inch prover, connectivity to a 16 inch transfer line and expansion of the tank fill manifold. Facilities to be installed at the new Berthold West parcel will include connectivity to 16 inch and 20 inch transfer lines, a tank fill manifold, suction manifold for transfer pumps, five 250 hp transfer pumps and motors, custody transfer metering, a sample building, a meter prover, a control building, 4000 gallon sump tank, control valve, fire suppression system and two 150 hp transfer pumps and motors, along with two 150,000 barrel tanks. Apart from the non-jurisdictional rail facility itself, the facilities included upon new Berthold South property will be station piping installed for connectivity to the rail transfer facility. For purposes of this application, all facilities to be constructed are collectively referenced as the Berthold Station Expansion Project.

NEED

The purpose of the Berthold Station Expansion Project is to transport crude oil produced primarily from the Bakken and Three Forks Formations in the Williston Basin of North Dakota and Montana, by providing an alternative transportation solution to move an incremental 80,000 barrels per day of Bakken crude by rail to new markets across the United States. 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. Enbridge's existing 210,000 barrel per day pipeline system is full and experiencing apportionment. This project provides Bakken producers with additional export capacity. Oil production volumes and drilling activity in the Williston Basin continue to increase beyond previously set records. 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 will enable Enbridge to offer an additional 80,000 barrels per day of export capacity. Each requested waiver and/or reduction of procedures and time schedules as requested in this Application are separately and collectively justified based upon this need.

COST

The cost of constructing the Berthold Station Expansion Project is estimated at \$102.5 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 as set forth under the Need section above, for the requested waivers and/or reduction of time schedules and procedures, as the Berthold Station Expansion 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 21st day of December, 2011.

Respectfully submitted,

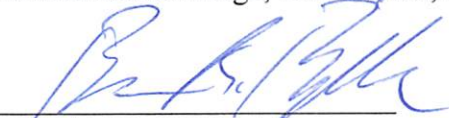
ENBRIDGE PIPELINES (NORTH DAKOTA)
LLC

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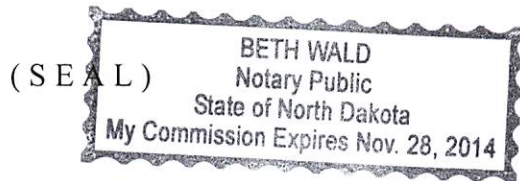
By 
BRIAN R. BJELLA (#03549)

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 21st day of December, 2011.



Beth Wald

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