

July 24, 2013

*Via U.S. Mail*

Mr. Darrell Nitschke  
Executive Director  
NORTH DAKOTA PUBLIC  
SERVICE COMMISSION  
600 E. Boulevard Avenue, Dept. 408  
Bismarck, ND 58505-0480



In re: Hess Corporation/Hess Tioga Gas Plant, LLC  
Joint Application for Transfer of Certificate of Site  
Compatibility for Energy Conversion Facility

Dear Mr. Nitschke:

Please find enclosed for filing the original and ten copies of Hess Corporation and Hess Tioga Gas Plant, LLC's Joint Application for a Transfer of Certificate of Site Compatibility for Energy Conversion Facility to Hess Tioga Gas Plant LLC.

Please call should you have any questions. Thank you.

Sincerely,

Wade C. Mann

lh  
enc.

cc: Pat Fahn  
Izzy Anderson (via email)

**BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF NORTH DAKOTA**

Hess Corporation and Hess Tioga )  
Gas Plant LLC's Joint Application )  
for a Transfer of Certificate of Site )  
Compatibility for Energy Conversion )  
Facility to Hess Tioga Gas Plant LLC )

Case No. \_\_\_\_\_

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**APPLICATION FOR TRANSFER OF  
CERTIFICATE OF SITE COMPATIBILITY FOR ENERGY CONVERSION FACILITY**

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Pursuant to North Dakota Century Code § 49-22-07 and North Dakota Administrative Code § 69-06-01-02(4), Hess Corporation, ("Hess") and Hess Tioga Gas Plant LLC hereby make this Application for transfer of a Certificate of Site Compatibility for Energy Conversion Facility.

In Case No. PU-10-120, the Commission issued a Certificate of Site Compatibility for Energy Conversion Facility (Certificate No. 18) to Hess to accommodate the expansion of the existing Tioga Gas Plant ("Plant") to encompass an additional 21 acres of land to the east of the existing plant. The Plant is located one mile east of Tioga, North Dakota and processes gas produced in the Tioga area by separating out natural gas liquids as well as impurities such as water, carbon dioxide and hydrogen sulfide from the natural gas stream.

At the hearing in Case No. PU-10-120 it was acknowledged by the Commission that while the application and subsequent Certification Relating to Order Provisions were filed by Hess Corporation, the Plant would ultimately be operated by Hess Tioga Gas Plant. However, as the application and subsequent Certification were filed by Hess Corporation, the Certificate of Site Compatibility was issued to Hess Corporation. We respectfully request that the Certificate

of Site Compatibility be transferred to Hess Tioga Gas Plant LLC (formerly Tioga Gas Plant, Inc.), with a principal office at 1185 Avenue of the Americas, New York, NY 10036-2601 and whose address for purposes of this application is 1501 McKinney Street, Houston, TX 77010.

Attached hereto as Exhibit A is a Certificate of Authority of Hess Tioga Gas Plant LLC as issued by the North Dakota Secretary of State, evidencing the limited liability company's registration to do business in the State of North Dakota.

Hess Tioga Gas Plant LLC agrees to comply with the terms and conditions of all Commission orders pertaining to the Tioga Gas Plant, as issued to the prior operator of the Plant.

Pursuant to NDAC § 69-06-01-02(4) and North Dakota Century Code § 49-22-13(2), the Commission, upon the determination that this application is complete, shall publish a notice of opportunity for a public hearing in the official newspaper of Williams County, North Dakota. Hess respectfully requests that the record made at the formal hearing held in Case No. PU-10-120 on August 30, 2010, including the testimony of Hess representatives regarding the construction of the expansion and the operation of the Plant, be incorporated into the record in this case and thereby eliminate any need for a hearing in this case if none is requested by an interested person for good cause shown.

WHEREFORE, Hess Corporation and Hess Tioga Gas Plant LLC hereby respectfully request that this transfer be approved and that the Commission reissue a Certificate of Site Compatibility for Energy Conversion Facility for the Plant to Hess Tioga Gas Plant LLC.

Dated this 24<sup>th</sup> day of July, 2013.

CROWLEY FLECK PLLP  
Attorneys for Applicants  
400 East Broadway, Suite 600  
Post Office Box 2798  
Bismarck, North Dakota 58502-2798  
Phone: 701-223-6585

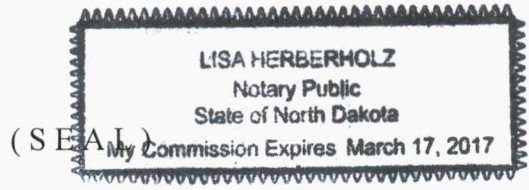
By: Wade Mann  
Wade C. Mann, ND Bar ID #05871

STATE OF NORTH DAKOTA     )  
  )SS.  
COUNTY OF BURLEIGH     )

Wade C. Mann, being separately sworn, deposes and states that he has read the above and foregoing Application, that he knows the contents thereof, and that the same is true of his own personal knowledge.

Wade Mann  
WADE C. MANN

Subscribed and sworn to this 24<sup>th</sup> day of July, 2013.



Lisa Herberholz  
Lisa Herberholz, Notary Public  
Burleigh County, North Dakota  
My Commission Expires: \_\_\_\_\_

# *State of North Dakota*

## SECRETARY OF STATE



### CERTIFICATE OF AUTHORITY OF

HESS TIOGA GAS PLANT LLC  
Secretary of State ID#: 3,337,500

The undersigned, as Secretary of State of the State of North Dakota, hereby certifies that an application of

HESS TIOGA GAS PLANT LLC

for a Certificate of Authority to transact business in this State, duly signed and executed as required by North Dakota statutes governing a FOREIGN LIMITED LIABILITY COMPANY, have been received in this office and are found to conform to law.

ACCORDINGLY the undersigned, as such Secretary of State, and by virtue of the authority vested in him by law, hereby issues this Certificate of Authority to

HESS TIOGA GAS PLANT LLC

to transact business in this State under the name of

HESS TIOGA GAS PLANT LLC

Issued: July 11, 2013

A handwritten signature in cursive script, reading "Alvin A. Jaeger".

Alvin A. Jaeger  
Secretary of State

**EXHIBIT A**