



# Public Service Commission

## State of North Dakota

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January 15, 2014

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Greg Henderson  
Tesoro Logistics GP, LLC  
19100 Ridgewood Parkway  
San Antonio, TX 78259

**RE: Case No. PU-14-16: Tesoro High Plains Pipeline, LLC  
Johnson's Corner Crude Oil Storage Facility – McKenzie County  
Siting Exclusion Certification**

Dear Mr. Henderson,

Thank you for your December 30, 2013, letter notifying the Commission that Tesoro High Plains Pipeline Company LLC ("Tesoro") intends to construct certain facilities adjacent to its existing pipeline. Your letter indicates that the existing pipeline has been in service since the 1950s, prior to codification of the North Dakota Energy Conversion and Transmission Facility Siting Act.

Under North Dakota Century Code chapter 49-22, before conducting any activities within a width of 350 feet on either side of the centerline of a transmission facility constructed before April 9, 1975, the utility must certify in writing to the Commission that the activities will not affect any known exclusion or avoidance area and that the utility will comply with all applicable conditions and protections in siting laws and rules as well as Commission orders previously issued for any part of the facility.

This letter is to acknowledge that Tesoro filed a certification under North Dakota Century Code section 49-22-03(3) stating the following: 1) the pipeline has been in service since the 1950s; 2) the construction activities for the project will take place within 350 feet of either side of the centerline of its existing pipeline and within the chain-link fenced area; 3) the construction activity will not affect any known exclusion or avoidance area; and 4) Tesoro will comply with reasonable requests of the North Dakota Public Service Commission in undertaking such construction activities and will construct and operate the facility in accordance with any applicable conditions and protections in the Siting Act and Public Service Commission rules.

Sincerely,

Julie Prescott  
Public Utilities Division

c. Crowley Fleck PLLP

2 **PU-14-16** Filed: 1/15/2014 Pages: 1  
**Letter acknowledging certification**

Public Service Commission Staff

Julie Prescott