

May 28, 2014



**VIA HAND DELIVERY**

Mr. Darrell Nitschke  
Executive Secretary  
North Dakota Public Service Commission  
600 E. Boulevard, Dept. 408  
Bismarck, ND 58505-0480

**RE: Hawthorn Oil Transportation —  
Case No. PU-09-153**

Dear Mr. Nitschke:

Enclosed for filing, please find an original and ten (10) copies of the following:

1. Certification of Ray Ingle in Accordance with Section 49-22-03(3) of the North Dakota Century Code;
2. Exhibit A: Waiver of Avoidance Area; and
3. Exhibit B: Map of Existing and Proposed Pipeline.

Also enclosed is a CD containing the above-referenced documents in PDF format.

If you should have any questions, please advise.

Sincerely,

LAWRENCE BENDER

LB/jrr  
Enclosure

cc: Ray Ingle (via e-mail w/ encl.)

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**PU-14-256** Filed: 5/28/2014 Pages: 7  
**Certification regarding exclusion and avoidance  
areas and supporting documentation**

Hawthorn Oil Transportation (North Dakota), Inc.  
Lawrence Bender, Fredrikson & Byron, P.A

BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF NORTH DAKOTA

**Hawthorn Oil Transportation (North Dakota), Inc.**  
**8-inch Crude Oil Pipeline — Mountrail County**  
**Siting Application**

CASE NO. PU-09-153

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Certification of Ray Ingle in Accordance with  
Section 49-22-03(3) of the North Dakota Century Code

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STATE OF TEXAS

COUNTY OF HARRIS

Ray Ingle states and alleges as follows:

1. That I am the President of Hawthorn Oil Transportation (North Dakota), Inc. (“Hawthorn”) with the authority to bind Hawthorn to the statements set forth in this Certification.
2. That I submit this Certification in accordance with Section 49-22-03(3) of the North Dakota Century Code.
3. That on December 10, 2009, the North Dakota Public Service Commission (“Commission”) issued an Order granting to Hawthorn Certificate of Corridor Compatibility Number 110 and Route Permit Number 120, authorizing Hawthorn to construct and operate approximately 6 miles of eight-inch crude oil pipeline with associated facilities and pipeline interconnections in Mountrail County, North Dakota.
4. That Hawthorn constructed and is currently operating the pipeline in accordance with the Order, Certificate of Corridor Compatibility, and Route Permit.
5. That Hawthorn desires to construct a second crude oil pipeline in the existing right of way, parallel to the existing pipeline. In other words, Hawthorn desires to “loop” the existing pipeline.

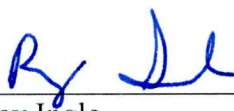
6. That the proposed looped pipeline is wholly within the geographic location for which Hawthorn obtained Certificate of Corridor Compatibility Number 110 and Route Permit Number 120. The looped pipeline will be predominately within the original right of way Hawthorn obtained to construct the existing pipeline. Hawthorn will obtain approximately 4,000 feet of additional right of way for the looped pipeline but within the same approved Corridor.

7. That the construction and operation of the looped pipeline will not affect any known exclusion or avoidance areas. No exclusion areas are located within the approved Corridor. One avoidance area is located within the Corridor. Specifically, a temporary housing structure is located less than 500 feet from the proposed looped pipeline. However, Hawthorn has obtained a waiver from the owner of the residence, and the construction and operation of the pipeline will not affect the residence. The waiver is attached hereafter as Exhibit A.

8. That Hawthorn will comply with all applicable conditions and protections in the siting laws and rules, as well as the Order, Certificate of Corridor Compatibility Number 110 and Route Permit Number 120, and attached Tree and Shrub Mitigation Specifications.

9. That attached hereto as Exhibit B is a map depicting the existing and proposed pipelines, as well as the location of the residence that is within 500 feet of the pipelines.

HAWTHORN OIL TRANSPORTATION  
(NORTH DAKOTA), INC.

  
\_\_\_\_\_  
Ray Ingle  
President

**EXHIBIT A**  
**WAIVER OF AVOIDANCE AREA**

BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF NORTH DAKOTA

**Hawthorn Oil Transportation (North Dakota), Inc.**  
**8-inch Crude Oil Pipeline — Mountrail County**  
**Siting Application**

CASE NO. PU-09-153

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Waiver of Avoidance Area

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STATE OF CO

COUNTY OF Adams

John M Watson states and alleges as follows:

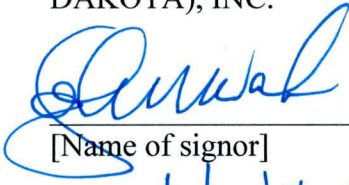
1. That I am the Manager of EOG Resources Railyard (North Dakota), Inc. (“EOG”) with the authority to bind EOG to the statements set forth in this document.

2. That EOG is the owner of a temporary housing structure located in Mountrail County, North Dakota, more properly described as follows:

Township 156 North, Range 91 West  
Section 14: SW/4

3. That I waive the 500-foot setback requirement set forth in Section 49-22-05.1 of the North Dakota Century Code and Section 69-06-08-02 of the North Dakota Administrative Code.

EOG RESOURCES RAILYARD (NORTH  
DAKOTA), INC.

  
\_\_\_\_\_  
[Name of signor]

John Watson

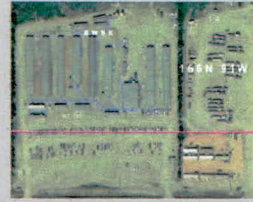
**EXHIBIT B**

**MAP OF EXISTING AND PROPOSED PIPELINE**

Hawthorn Receiving LACT #1



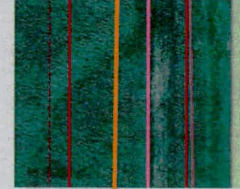
EOG Resources, Inc.  
Man Camp



PROPOSED Hawthorn  
Receiving LACT #2



Typical Cross Section



- Existing 8" Hawthorn Line
- Existing Permanent ROW
- Temporary ROW
- Original 1 Mile Corridor
- Proposed 8" Pipeline

Hawthorn Pump Station



156N 91W



Wetland  
Easement