



Public Service Commission

State of North Dakota

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April 4, 2016

Lawrence Bender, Attorney at Law
Fredrikson & Byron, P.A.
1133 College Drive, Suite 1000
Bismarck, ND 58501-1215

RE: Case No. PU-14-689, Caliber Midstream Partners, L.P., 6" NGL Pipeline Project – McKenzie

Dear Mr. Bender,

The North Dakota Public Service Commission retained Keitu Engineers & Consultants, Inc., as a third-party vendor to provide construction inspection services in the above-referenced case. Copies of the post-construction inspection report filed by Keitu as well as the Commission's Order in this proceeding may be accessed through the Commission's website through the following links:

Final construction report:

<http://www.psc.nd.gov/database/documents/14-0689/058-020.pdf>

Commission Order:

<http://www.psc.nd.gov/database/documents/14-0689/044-040.pdf>

According to the Certification to Order Provisions executed by Caliber on February 11, 2015, incorporated into and made a part of the Commission's Order in this case, the company agreed to restore the area affected by the activities to as near as practicable to the condition as it existed prior to the beginning of construction, and also agreed that its obligation for reclamation and maintenance of the right-of-way will continue throughout the life of the transmission facility.

Photographs included in the final construction report do not appear to indicate that revegetation as required by the Order has occurred throughout the project, and that areas of uncontrolled weeds may be present within the right-of-way. The photographs also appear to depict an area of subsidence at a bore location. Please have Caliber provide documentation within 60 days of the date of this letter confirming that revegetation activities have been completed, along with supporting photographic evidence, or describe actions and timelines for future remedial and monitoring activities, identifying any areas of concern. You may contact me at 701-328-4188 with any questions concerning this letter.

Sincerely,

Julie Prescott
Compliance and Competitive Markets Division

60 PU-14-689 Filed: 4/4/2016 Pages: 1
Request for documentation re revegetation activities

Public Service Commission Staff

Julie Prescott