



Wade C. Mann
DIRECTOR

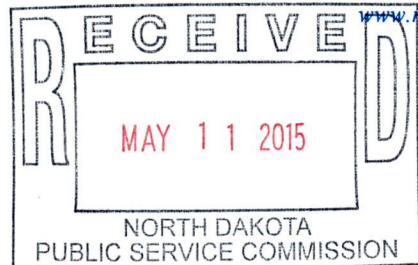
OFFICE OF ADMINISTRATIVE HEARINGS

STATE OF NORTH DAKOTA

2911 North 14th Street - Suite 303
Bismarck, North Dakota 58503

(701) 328-3200
Fax (701) 328-3254
oah@nd.gov
www.nd.gov/oah

May 8, 2015



Illona Jeffcoat-Sacco
General Counsel
Public Service Commission
600 East Boulevard Avenue, Dept. 408
Bismarck, ND 58505-0480

Re: Meadowlark Midstream Co./Epping Transmission Co.
Little Muddy Creek Pipeline & Epping Station Project
Siting Application – Case No. PU-14-769
OAH No. 20140497

Dear Ms. Jeffcoat-Sacco:

It has been brought to my attention that my recommended findings and recommended order in the above-referenced matter contained a typographical error. The document submitted to the Commission on April 2, 2015 was inadvertently entitled “Proposed Findings of Fact, Conclusions of Law and Proposed Order.” The correct title of the document should have been “Recommended Findings of Fact, Conclusions of Law and Recommended Order.” I am enclosing a corrective page one with the correct title to replace page one of the document filed on April 2nd with the Commission. I am also enclosing a corrective page 5 to replace the existing page five. The corrective page five changes a heading from “Proposed Order” to “Recommended Order.” I apologize for any confusion this may have caused.

Sincerely,

Wade C. Mann
Director

WCM/lmw

cc: John W. Morrison, counsel for Meadowlark Midstream

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

**Meadowlark Midstream Company, LLC /Epping
Transmission Company, LLC
Little Muddy Creek Pipeline & Epping Station Pjct
Williams County
Siting Application**

Case No. PU-14-769

RECOMMENDED FINDINGS OF FACT

CONCLUSIONS OF LAW, AND RECOMMENDED ORDER

April 2, 2015

Appearances

John W. Morrison, Attorney at Law, Crowley Fleck PLLP, 100 West Broadway, Suite 250, Bismarck, North Dakota 58501 on behalf of the Meadowlark Midstream Company, LLC and Epping Transmission Company, LLC

Zachary E. Pelham, Special Assistant Attorney General, 314 E. Thayer Ave., P.O. Box 400, Bismarck, ND 58502-0400 on behalf of the Public Service Commission.

Julie Prescott, Compliance and Competitive Markets Division, North Dakota Public Service Commission, 600 East Boulevard Avenue, Bismarck, North Dakota 58505

Wade C. Mann, Administrative Law Judge, Office of Administrative Hearings, 2911 North 4th Street, Suite 303, Bismarck, ND 58503, as Substantive Hearing Officer.

Preliminary Statement

On November 3, 2014, Meadowlark Midstream Company, LLC and Epping Transmission Company, LLC (jointly "Meadowlark") filed a joint application for a certificate of corridor compatibility and a joint application for a route permit for a proposed 14-mile, 10-inch diameter crude oil pipeline and associated facilities in Williams County, North Dakota. Also on November 3, 2014, Meadowlark filed a joint application for waiver of procedures and time schedules established under North Dakota Century Code sections 49-22-07, 49-22-08(5), 49-22-08.1(5), 49-22-13, and North Dakota Administrative Code section 69-06-01-02 and chapter 69-06-06, requiring separate filings, separate notices, and separate hearings on the certificate of corridor compatibility and route permit applications

From the foregoing Findings of Fact, the Hearing Officer makes the following:

Conclusions of Law

1. The Commission has jurisdiction over Meadowlark, and the subject matter of this application under North Dakota Century Code Chapter 49-22.
2. Meadowlark is a utility as defined in North Dakota Century Code Section 49-22-03(13).
3. The Project is a transmission facility as defined in North Dakota Century Code Section 49-22-03(12).
4. The location, construction, and operation of the pipeline as a transmission line will produce minimal adverse effects on the environment and upon the welfare of the citizens of North Dakota.
5. The pipeline corridor and route are compatible with the environmental preservation and the efficient use of resources.
6. The pipeline corridor and route will minimize adverse human and environmental impact while ensuring continuing system reliability and integrity and ensuring that energy needs are met and fulfilled in an orderly and timely fashion.
7. The Project is of such design and location that it will produce minimal adverse effects, as defined under North Dakota Century Code Section 49-22-07.2.
8. It is appropriate for the Commission to waive those certain procedures and time schedules as requested in the Application pursuant to North Dakota Century Code section 49-22-07.2

From the foregoing Findings of Fact and Conclusions of Law, the Commission now makes its:

Recommended Order

1. Applicant's application for waiver of procedures and time schedules is granted.
2. Certificate of Corridor Compatibility No. _____ is issued to Meadowlark, designating a corridor for the construction, operation and maintenance of an approximately 14 mile, 10-inch crude oil transmission pipeline and associated facilities in Williams County, North Dakota. For purposes of the Certificate, the Corridor will consist of a 150-foot wide corridor centered on the pipeline route.