

Blaine T. Johnson  
100 West Broadway, Suite 250  
PO Box 2798  
Bismarck, ND 58502-2798  
701.223.6585

December 15, 2015

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



RE: Dakota Access LLC  
Dakota Access Pipeline Project  
Case No. PU-14-842  
Our File No. 31-536-001

*via E-mail and U.S. Mail*

Dear Mr. Nitschke:

Enclosed for filing are 11 copies of the following Supplement to Late-Filed Exhibit 7:

1. Dakota Access's Setback Waiver from Gene E. Brown and Patricia K. Brown dated December 2, 2015;
2. Dakota Access's Setback Waiver from Carlen R. Welty dated December 11, 2015;
3. Dakota Access's Setback Waiver from Shawn Iwen dated December 10, 2015; and
4. Dakota Access's Setback Waiver from Jerald K. Enander.

Also enclosed please find an Affidavit of Service by Mail for the above described documents.

Please contact me should you have any questions.

Sincerely,

**CROWLEY FLECK PLLP**

  
Blaine T. Johnson

Enc.

cc: Zach Pelham  
Derrick Braaten  
Bryan Van Grinsven  
Bryan L. Giese

## Setback Waiver

Dakota Access, LLC ("DAPL") intends to install a crude oil pipeline within five hundred (500) feet of an inhabited residence located on the property, described below:


The Lots 1 and 2, the E $\frac{1}{2}$ NW $\frac{1}{4}$  and the NE $\frac{1}{4}$  of Section 31, Township 156 North, Range 93 West, more particularly described in that Warranty Deed dated April 13, 2005 from Ralph W. Brown to Gene E. Brown and Patricia K. Brown, as joint tenants, recorded as Document No. 315746 in Book 702 Page 704, Register of Deeds, Mountrail County, North Dakota, less and except any conveyance heretofore made.

(the "Property").

Under North Dakota law (North Dakota Century Code § 49-22-05.1 and North Dakota Administrative Code § 69-06-08-02), certain geographical areas are designated as "avoidance areas" that shall not be considered in the routing of a transmission facility unless there is no reasonable alternative. One such geographical avoidance area is the area within five hundred (500) feet of a residence.

By signing this Waiver Agreement, you, as owner of the inhabited residence on the Property, acknowledge that you do not object to the placement of DAPL's pipeline within five hundred (500) feet of said inhabited residence. Execution of this Waiver Agreement by you is not a release of any liability DAPL may otherwise have to you.

Dated this 2<sup>nd</sup> day of December 2015.

  
Gene E. Brown

  
Patricia K. Brown

## Setback Waiver

Dakota Access, LLC ("DAPL") intends to install a crude oil pipeline within five hundred (500) feet of an inhabited residence located on the property, described below:

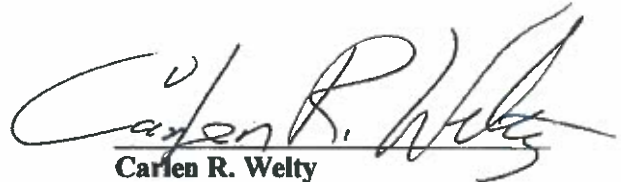
Farm Unit No. 117 in the Buford-Trenton Project in Sections 18 and 19, Township 152 North, Range 103 West, Williams County, North Dakota, more particularly described in Successor Trustee's Quitclaim Deed dated May 14, 2012 from Carlen R. Welty, Successor Trustee under Declaration of Trust by Richard D. Welty and Charlotte E. Welty under date of September 18, 1985, to Carlen R. Welty, Jeannette Welty Lindquist, Nathan Welty, and Natalie Welty, recorded under Document No. 734412, Official Public Records, Williams County, North Dakota, less and except any conveyances heretofore made.

(the "Property").

Under North Dakota law (North Dakota Century Code § 49-22-05.1 and North Dakota Administrative Code § 69-06-08-02), certain geographical areas are designated as "avoidance areas" that shall not be considered in the routing of a transmission facility unless there is no reasonable alternative. One such geographical avoidance area is the area within five hundred (500) feet of a residence.

By signing this Waiver Agreement, you, as owner of the inhabited residence on the Property, acknowledge that you do not object to the placement of DAPL's pipeline within five hundred (500) feet of said inhabited residence. Execution of this Waiver Agreement by you is not a release of any liability DAPL may otherwise have to you.

Dated this 11 day of December, 2015.

  
Carlen R. Welty

**Exhibit A**  
**WILLIAMS COUNTY, ND**  
**S019-R103W-T152N**



ROW Length: 2513.68 Ft. = 152.34 Rods  
 Proposed Permanent Easement: 2.89 Ac.  
 Temp Easement/ Workspace: 5.76 Ac.  
 Add Temp Easement/Workspace: 0.09 Ac.  
 25' Wide Access Easement Ln: 388.35 Ft.

Areal calculations and linear distances were calculated using: NAD 1983 UTM Zone 13N



**Proposed Pipeline Easement Across:**  
 Carlen R. Welty, Jeannette Welty  
 Lindquist, Nathan Welty, and Natalie

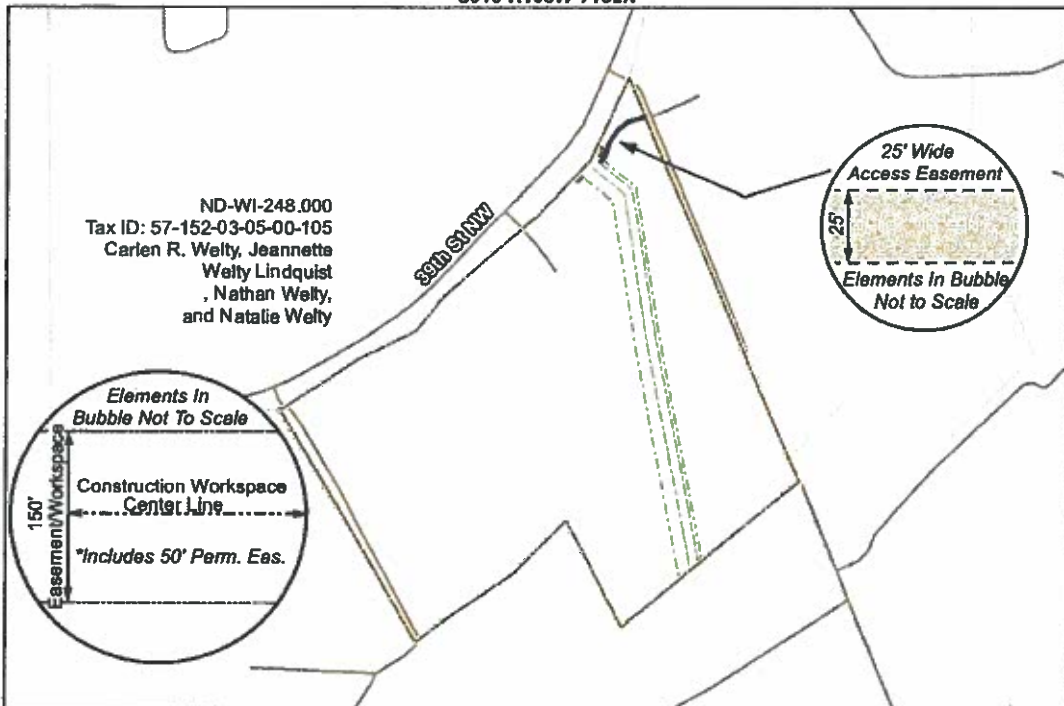
Tract No.: ND-WI-248.000

- Property Boundaries
- Additional Temporary Easement - Workspace
- Temporary Easement - Workspace
- Proposed Permanent Easement
- Adjacent Property Boundaries

Grantor hereby agrees that Grantee shall have the right to and is hereby authorized, with or without the joinder of Grantor, to file Exhibit A-1 by affidavit, to amend this Agreement to include such new Exhibit A-1 or to attach such new Exhibit A-1 to this Agreement, and to record or re-record such affidavit, amendment, or Agreement with the new Exhibit A-1. Grantee shall provide Grantor with a copy of the recorded affidavit, amendment or re-recorded Agreement.

*[Handwritten Signature]*  
 Landowner Initials

**Exhibit A**  
**WILLIAMS COUNTY, ND**  
**S019-R103W-T152N**



ROW Length: 2513.68 Ft. = 152.34 Rods  
 Proposed Permanent Easement: 2.89 Ac.  
 Temp Easement/ Workspace: 5.76 Ac.  
 Add Temp Easement/Workspace: 0.09 Ac.  
 25' Wide Access Easement Ln: 388.35 Ft.

Areal calculations and linear distances were calculated using: NAD 1983 UTM Zone 13N



DAKOTA ACCESS, LLC

Proposed Pipeline Easement Across:  
 Carlen R. Welty, Jeannette Welty Lindquist, Nathan Welty, and Natalie

Tract No.: ND-WI-248.000

- Property Boundaries
- Proposed Permanent Easement
- Temporary Easement - Workspace
- Additional Temporary Easement - Workspace
- Adjacent Property Boundaries

Grantor hereby agrees that Grantee shall have the right to and is hereby authorized, with or without the joinder of Grantor, to file Exhibit A-1 by affidavit, to amend this Agreement to include such new Exhibit A-1 or to attach such new Exhibit A-1 to this Agreement, and to record or re-record such affidavit, amendment, or Agreement with the new Exhibit A-1. Grantee shall provide Grantor with a copy of the recorded affidavit, amendment or re-recorded Agreement.

Landowner Initials

## Setback Waiver

ST Dakota Access, LLC ("DAPL") intends to install a crude oil pipeline within five hundred (500) feet of an inhabited residence located on the property, described below:

*(but not less than 450 feet from the residence)*

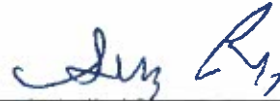
The Northwest Quarter (NW1/4) of Section Thirty-two (32), Township One Hundred Fifty-six (156) North, Range Ninety-three (93) West more particularly described in Warranty Deed dated December 13<sup>th</sup>, 2010 from Doris Quigley to Shawn Iwen, recorded as Document #374708, office of County Recorder, of Mountrail County, North Dakota, less and except any conveyances heretofore made.

(the "Property").

Under North Dakota law (North Dakota Century Code § 49-22-05.1 and North Dakota Administrative Code § 69-06-08-02), certain geographical areas are designated as "avoidance areas" that shall not be considered in the routing of a transmission facility unless there is no reasonable alternative. One such geographical avoidance area is the area within five hundred (500) feet of a residence.

By signing this Waiver Agreement, you, as owner of the inhabited residence on the Property, acknowledge that you do not object to the placement of DAPL's pipeline within five hundred (500) feet of said inhabited residence. Execution of this Waiver Agreement by you is not a release of any liability DAPL may otherwise have to you.

Dated this 10<sup>th</sup> day of December 2015.



Shawn Iwen

## Setback Waiver

Dakota Access, LLC ("DAPL") intends to install a crude oil pipeline within five hundred (500) feet of an inhabited residence located on the property, described below:

E½SE¼ less Outlot 1 of Section 32, Township 156 North, Range 91 West, more particularly described by metes and bounds in that Warranty Deed dated 6-6-2013 from Christine Jorgenson to Jerald Enander and Dorothy Enander, recorded as Document Number 400918 in the office of the Mountrail County, North Dakota Recorder, less and except any conveyance heretofore made.

(the "Property").

Under North Dakota law (North Dakota Century Code § 49-22-05.1 and North Dakota Administrative Code § 69-06-08-02), certain geographical areas are designated as "avoidance areas" that shall not be considered in the routing of a transmission facility unless there is no reasonable alternative. One such geographical avoidance area is the area within five hundred (500) feet of a residence.

By signing this Waiver Agreement, you, as owner of the inhabited residence on the Property, acknowledge that you do not object to the placement of DAPL's pipeline within five hundred (500) feet of said inhabited residence. Execution of this Waiver Agreement by you is not a release of any liability DAPL may otherwise have to you.

Dated this 10 day of Dec, 2015.

  
\_\_\_\_\_  
Jerald K. Enander




Derrick Braaten  
109 North Fourth Street, Ste. 100  
Bismarck, ND 58501-4003

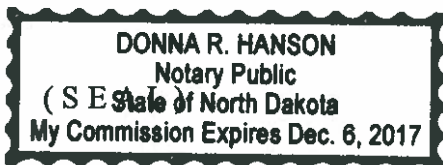
Bryan Van Grinsven  
Wells Fargo Bk. Center  
15 Second Ave. SW #305  
PO Box 998  
Minot, ND 58702-0998


Bryan L. Giese  
Attorney at Law  
107 First Ave. NW  
Mandan, ND 58554-3150

To the best of affiant's knowledge, the address above given is the actual post office address of the party intended to be served.

  
Sharon Cavender

Subscribed and sworn to before me this 15<sup>th</sup> day of December, 2015.



  
Notary Public  
Burleigh County, North Dakota