

Hawkeye Pipeline System Project PSC Pre-Construction Call Summary Notes

Date: Thursday, July 9, 2015

Time: 1:00 to 2:00 PM

Location: Conference Call

Participant Passcode: 605 329 1621

US/Canada Toll free: 1-866-844-3871

Attendees:	
Hess Corporation	
Murray Jackson	Brian Epperson
Roy Nelson	Vickie Sund
PSC	
Victor Schock	
E3 Environmental	
Tyler Daniel	
Stantec	
Jon Alstad	Kim Munson
Charles Johnson	

Mr. Schock explained the intent of the call, which was so everyone working on or working with the Hess project is aware of the requirements of the PSC Commission. During the call, Mr. Schock walked us through the certification orders and provisions, and the tree and shrub mitigation plan. The two cases, PU-15-31 (crude oil pipeline) and PU-15-32 (NGL pipeline), are collectively defined as the Hawkeye Pipeline Project. Both of the certification documents for each case are the same, so it was only necessary to go through one of them. According to Mr. Schock, there were a few certification provisions that were removed or modified. These were covered as we went through the provisions.

The following Commission Orders are those that Hess needs to pay attention to, and are found on Page 9, under "Order," in the Findings of Fact, Conclusions of Law and Order:

5. To the extent there are any conflicts or inconsistencies between Hess's Applications and the April 16, 2015, Certification provisions along with the alterations in Order Provision 4 control.

6. Hess is required to comply with the applicable laws, rules, and/or regulations in the event it desires to construct another or a different transmission facility than was specified in the application within the corridor granted in this proceeding.

7. Hess shall comply with all the rules and regulations of all other agencies having jurisdiction over any phase of the proposed project. Prior to commencing construction of any phase of the proposed project, Hess shall obtain all other necessary licenses and permits for construction of such phase, and provide copies to the Commission prior to construction of each phase.

Mr. Schock went through each of the 43 order provisions. The 5th provision, which reads "Once construction has started, Company shall keep the Commission and the Commission's third-party construction inspector updated on construction activities on a weekly basis" has been modified to "monthly" basis. Mr. Jackson asked if the two projects could be combined into one report. Mr. Schock agreed that the two can be combined, and that the first report would be due one month after the start of construction. For example, if construction starts on July 15, then the first report would be due on August 15.

The 34th provision, which reads "Company understands and agrees that in the event Company desires to construct within any corridor granted by a Certificate of Corridor Compatibility in this proceeding, a transmission facility or energy conversion facility that was not included in Company's application in this proceeding, Company shall apply to the Commission for a Route Permit or Site Certificate for the facility" has been removed.

The last sentence of the 35th provision, which reads "In the event of any damage to underground facilities, Company shall suspend construction in the vicinity of the damage until compliance with One-Call Excavation Notice System requirements under North Dakota Century Code Chapter 49-23 has been determined and clearance to proceed has

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been given by the Commission" has been modified. The last part of the sentence, which reads ".....and clearance to proceed has been given by the Commission" has been removed.

Mr. Jackson requested copies of the certificate orders; Mr. Schock promised to send them after the call.

Mr. Jackson asked about the number of days prior to construction Hess would have to give notice to the Commission. According to Mr. Schock, construction can start on the same day as the documents are filed.

Mr. Daniel asked about contact information for coordinating the inspection. Mr. Jackson replied that Roy Nelson would be primary contact, and Mr. Jackson and Brian Epperson would be secondary contacts. Mr. Jackson will email Mr. Daniel the full contact information for each of them.

Mr. Epperson asked about inspection of the tree and shrub replacements, and the report of each annual inspection that must be submitted to the Commission. Tree and shrub replacement, as well as the annual inspection and report, can be done by a Hess contractor or a subcontractor to Hess's construction contractor.