



DEPARTMENT OF THE ARMY  
CORPS OF ENGINEERS, OMAHA DISTRICT  
NORTH DAKOTA REGULATORY OFFICE  
1513 SOUTH 12TH STREET  
BISMARCK ND 58504-6640

RECEIVED

MAR 13 2015

March 3, 2015

North Dakota Regulatory Office

[NWO-2012-2077-BIS]

Ms. Erin Bergquist  
Stantec Consulting Services, LLC  
2950 East Harmony Road  
Suite 290  
Fort Collins, Colorado 80528-3429

Dear Ms. Bergquist:

This is in response to your January 22, 2014 letter regarding the Hess Hawkeye Pipeline System, located in Williams and McKenize Counties, North Dakota. Included with your letter was information regarding the 30 field-delineated wetland and waterbody features identified for the Hess Hawkeye Pipeline project. It is the Corps understanding the Hess is committed to horizontally directional drill (HDD) each of the identified wetland and waterbody crossings along the pipeline route.

Based on the information that was provided to this office, we have determined that the pipeline project(s) and associated construction activities are not subject to Department of the Army (DA), Corps of Engineers regulatory authorities. Therefore, as currently proposed no permit, pursuant to Section 404 of the Clean Water Act, is required from the Corps of Engineers.

Although a DA permit will not be required for the project, this does eliminate the need to obtain any other applicable Federal, State, Tribal, or local approvals that may have regulatory jurisdiction over this project.

If you have any questions regarding this determination or jurisdiction, please feel free to contact Mr. Jason Renschler of this office at telephone number (701) 255-0015 ext. 2010 and reference project number **NWO-2012-2077-BIS**.

Sincerely,

Daniel E. Cimarosti  
Regulatory Program Manager  
North Dakota

CC: BLM (Lowell Hassler)