

Permit #: NS040716 JT

**McKENZIE COUNTY CONSENT FOR UTILITY COMPANY TO
CROSS A PUBLIC ROAD OR SECTION ROAD**

NST Express, LLC
Utility Company Name

of **10077 Grogans Mill; The Woodlands, TX 77380**
Address, City, State & Zip

For Official Use Only

Route*	Section #		Township (N)		Range (W)		Type of Crossing		Fee
	From	To	From	To	From	To			
Section Line Rd	24	23	T-152-N	T-152-N	R-102-W	R-102-W	Section	25"	
Section Line Rd	23	26	T-152-N	T-152-N	R-102-W	R-102-W	Section	25"	
Section Line Rd	26	35	T-152-N	T-152-N	R-102-W	R-102-W	Section	25"	
146th Ave NW	35	34	T-152-N	T-152-N	R-102-W	R-102-W	Bore 12"	500"	
CR 13	34	33	T-154-N	T-152-N	R-102-W	R-102-W	Bore 12"	500"	
CR 16	33	32	T-152-N	T-152-N	R-102-W	R-102-W	Bore 12"	500"	
149th Ave NW	32	31	T-152-N	T-152-N	R-102-W	R-102-W	Bore 12"	500"	
36th Ave NW	31	6	T-152-N	T-151-N	R-102-W	R-102-W	Bore 12"	500"	
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*Enter the County Route # or Street Name. If it is simply a section line crossing, enter "Section Line"

Total Fee: **2575"**

AUTHORIZED AGENT OF THE UTILITY COMPANY

I, the undersigned, being an authorized agent of the Utility Company described in the above, do hereby agree on behalf of the Utility Company that all terms and conditions listed on the reverse will be complied with, and any assignment of this buried transmission facility described above shall include and assignment of this liability to comply with the terms and conditions as stated herein.

Signature of Authorized Agent of Utility Company [Signature] Date 2/2/16

Printed Name of Authorized Agent of Utility Company **John Trepl** Telephone Number **832-331-2546**

WHERE SHOULD THE APPROVED PERMIT BE SENT TO:

John Trepl Telephone Number **832-331-2546**

Company Name or Agent Name **Contract Land Staff, LLC** Telephone Number

Address **113 East Broadway**

Address **Williston, ND 58801**

City, State & Zip Code

If you require additional pages for your request, indicate your total number of pages.
Page of Total # Pages of



APR 0 ' 2016

Utility Company as noted on reverse hereinafter referred to as "Utility Company", having requested permission from McKenzie County, a political subdivision of the State of North Dakota, to cross an existing road or section line with a buried transmission facility designed to carrying or conduct oil, gas, water, electricity, telephone or any other substance or service whatsoever, and McKenzie County having considered the request does grant consent to cross the existing road or section line, as noted on reverse, up the terms and conditions herein stated.

Consent to cross such existing road or section line is granted on these terms and conditions:

1. Utility company must pay for all damage to the existing road caused by its activities, including but not limited to slumping in of trenches and collapse of pipe.
2. Utility company is responsible for any and all claims of damage, personal injury, or bodily injury that might result from their activities in crossing any existing road or section line in McKenzie County. Furthermore, utility company agrees to indemnify and hold harmless McKenzie County for any and all claims of damage, either personal injury or property or any type of claim for damages of any nature whatsoever, whether valid or invalid, that is made against McKenzie County on account of the activities conducted by the utility company in crossing any existing road or section line.
3. When the utility company crosses an existing road or a section line, the utility company shall be responsible to pay for all costs of moving, relocating, or reconstructing the buried transmission facility should McKenzie County deem it necessary or advisable, in its sole discretion, to repair or reconstruct existing roads or to build new roads on section lines or off section lines as allowed by North Dakota law. Should the utility company fail to take necessary steps to relocate or reconstruct its buried transmission facility, the County may take steps to have the same accomplished, and the utility company agrees to reimburse the County for all expenses incurred by McKenzie County in moving, relocating or reconstructing the buried transmission facility so the existing roads may be repaired or reconstructed, or new roads may be built on the section line or off the section line as allowed by North Dakota law.
4. The buried transmission facility to be installed by the utility company in crossing any existing road shall at a minimum comply with the following engineering standards:
 - i) Pipe shall be cased or heavy wall pipe used.
 - ii) County paved roads or County roads treated with road stabilization materials may **ONLY** be **BORED**.
 - iii) All crossings of existing roads not trenched as in Section 5 below shall be bored to a depth of five (5) feet below original ground or ditch elevations.
 - iv) All parallel borings must be a minimum of thirty (30) feet from road centerline.
 - v) Vent pipes must be outside existing right-of-way lines or 33 feet from road center, whichever is greater.
 - vi) All disturbed ground within right-of-way must be rehabilitated by covering with black dirt and seeding with an approved mix.
 - vii) If vent pipes are not used within the (10) feet of both sides of right-of-way, the transmission facility must have markers on the right-of-way line or 33 foot line, whichever is greater, on both sides of the road.
 - viii) The Company's plan to bury a transmission facility filed with the County Engineer must show at a minimum, in plain view and cross sectional view, the location of the crossing from a section or quarter line; section, township and range the crossing is located in; the location of vent pipes, if any, in proximity to the crossing; and the angle of crossing.
 - ix) The Company's plan must be submitted to the Office of the County Engineer for review prior to consideration by the Board at least two (2) weeks prior to the commencement of the project.
5. Any crossing installed by trenching or plowing in may be no more than eight (8) inches in width. The Company will apply surfacing materials and pack the site, returning it as close as possible to the original compaction. The Company will be responsible for all such crossings for a period of three (3) years, repairing during those three (3) years any damages to the road resulting from their activity. Any crossing which cannot be accomplished with this method must be bored.
6. Utility company must comply with all terms and conditions stated herein, with particular attention to the minimum engineering standards. Failure to comply with this **CONDITIONAL CONSENT** shall cause the consent to be rescinded and utility company must remove facility from right-of-way immediately or be responsible for the costs incurred by the County in removing the same. The County specifically reserves the right to remove the buried transmission facility from right-of-way for non-compliance and reimbursement will be made to the County by utility company for doing the same.

**** Attach Maps and Construction Plans ****

At a minimum, acceptable plans will include method of crossing existing roads or section lines and size and material used for the buried facility.

McKenzie County

Fee Schedule

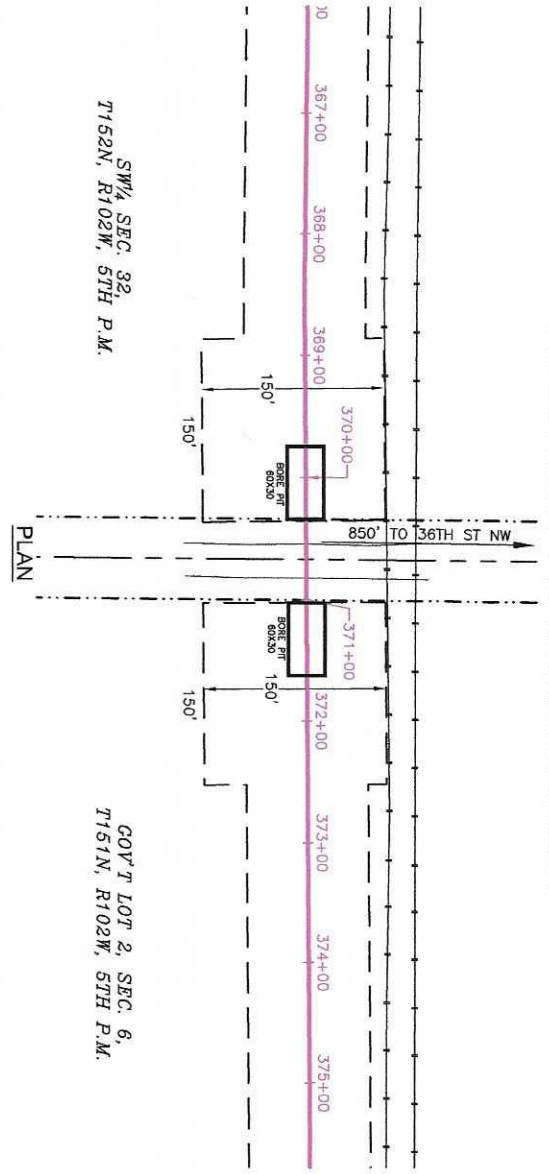
as of May 15, 2012

<u>Type</u>	<u>Fee</u>
Approach Applications	
Farm / Field	\$50
Single-Family Residential	\$100
Multi-Family Residential	\$200
Oil Pad	\$250
Commercial/Industrial	\$300
Fee for unmarked approach location	\$50
Fee for unauthorized approach	\$2,500
Section Line Crossing - Utility Application	
Per Section Line Crossed	\$25
Road Crossing - Utility Application	
Buried Cable - Plow	\$50
Buried Cable - Bored	\$75
Buried Cable, less than 8" trench width - Open Cut	\$2,000
Pipeline, less than 8" trench width - Open Cut	\$2,000
Pipeline, less than 8" diameter - Bored	\$250
Pipeline, greater than 8" diameter - Bored Only	\$500
Cattle Guard Applications	
Mainline	\$100
Approach	\$50
Road Encroachment - Temporary Utility Application	
Crossing through existing culvert only	\$100
Bored - Steel cased, minimum 0.3" wall thickness	\$250

149TH AVE NW CROSSING EXHIBIT

NOTES:

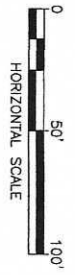
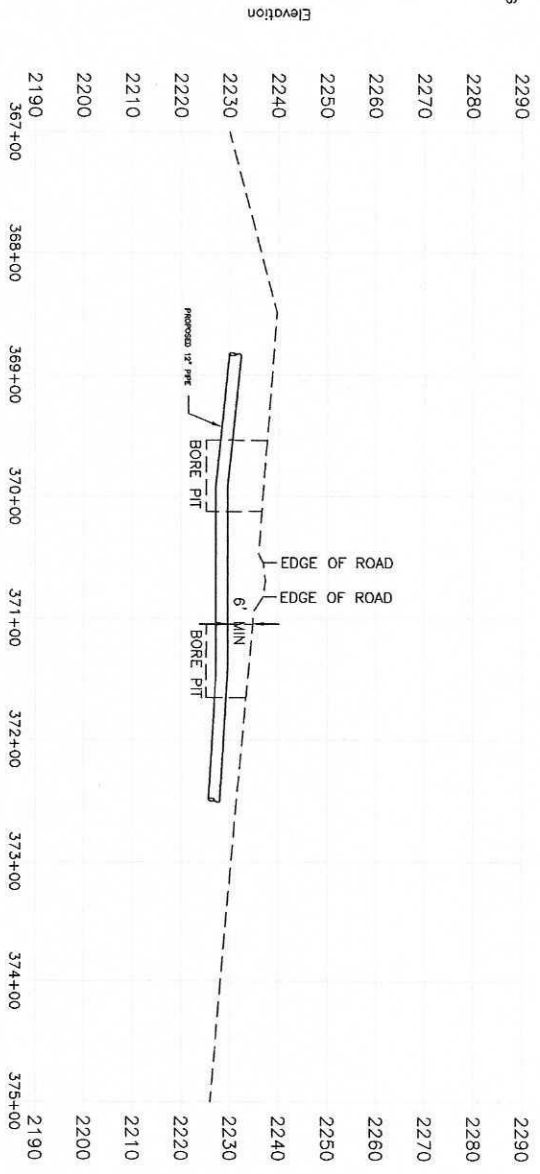
1. ALL HORIZONTAL DISTANCES ARE REPRESENTED IN GRID VALUES, MEASURED IN INTERNATIONAL FEET, AND ARE BASED ON NAD83 NORTH DAKOTA STATE PLANE, NORTH ZONE. ALL VERTICAL DISTANCES ARE BASED ON NAVD 88.
2. CROSSING DESIGNED AND TO BE CONSTRUCTED IN ACCORDANCE WITH TITLE 49 CODE OF FEDERAL REGULATIONS, PART 195.
3. EXISTING UTILITIES ARE SHOWN IN APPROXIMATE LOCATION GENERATED FROM PREVIOUS MAPS AND SURVEY. CONTRACTOR SHALL VERIFY EXACT LOCATION AND ELEVATION OF ALL EXISTING UTILITIES IN THE AREA OF WORK PRIOR TO CONSTRUCTION AND CALL MISS DIG AT 1-800-795-0555 OR THE NATIONAL ONE CALL NUMBER 811 AND ALL OTHER UTILITY COMPANIES AT LEAST THREE (3) WORKING DAYS (72 HOURS) PRIOR TO CONSTRUCTION.



CONTENTS	CRUDE OIL
MATERIAL SPEC	APl 5L X52
WALL THICKNESS	0.500"
CARRIER (O.D.)	12.75"
INSIDE DIAMETER (I.D.)	11.75"
MATERIAL	CARBON STEEL
MAX OPERATING PRESSURE	1440 psig
INSTALLATION	BORE
COATING TYPE	FBE, ARO

LEGEND

- SECTION LINE
- - - FOREIGN PIPELINE
- OVERHEAD ELECTRIC
- EDGE OF GRAVEL ROAD
- TEMPORARY WORKSPACE
- ROAD R.O.W.



NO.	REVISIONS	BY	DATE

JOB NUMBER: 1014035148
 PROJECT: INST. EXPRESS PIPELINE
 SHEET: 1 OF 1
 SCALE: 1"=100'
 DRAWN BY: EJM
 CHECKED BY: EJM
 DATE: 6/12/2015

SAM
 SURVEYING AND MAPPING L.L.C. (SAM)
 555 ZANG STREET, SUITE 210
 DALLAS, TEXAS 75244-80228
 DPC: 303.988.5852
 FAX: 303.988.2195
 EMAIL: INFO@SAM.BIZ
 TEXAS FIRM REGISTRATION NO. 100642300

XPNST EXPRESS
 INST. EXPRESS, LLC

149TH AVE NW CROSSING EXHIBIT

