

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

Hiland Crude, LLC
Crude Oil Pipeline – McKenzie, Williams, Mountrail
Siting Exclusion Certification

Case No. PU-16-___

CERTIFICATION OF APPLICANT PURSUANT TO
NORTH DAKOTA CENTURY CODE § 49-22-03(3)

STATE OF TEXAS)
) ss.
COUNTY OF HARRIS)

William E. Wolf, being first duly sworn upon oath, states and alleges as follows:

1. I am Assistant General Counsel for Kinder Morgan, Inc., am familiar with the Market Center Pipeline Project (“Market Center Pipeline”) that is the subject of Case No. PU-13-136, am familiar with the planned facility construction activities associated with the Market Center Pipeline that is the subject of this Certification, and have the authority to bind Hiland Crude, LLC (“Hiland”) with respect to the certifications made herein.

2. I provide this Certification in support of Hiland’s plans to construct facilities within the corridor designated by the North Dakota Public Service Commission (“Commission”) for the Market Center Pipeline pursuant to North Dakota Century Code (“N.D.C.C.”) § 49-22-03(3)(a).

3. On March 27, 2014, Hiland filed with the Commission a Consolidated Application for a Certificate of Corridor Compatibility and Route Permit (“Consolidated Application”) to authorize the conversion of the Market Center Pipeline located in McKenzie, Williams, and Mountrail Counties, North Dakota from a gathering pipeline to a transmission system.

4. On October 8, 2014, the Commission entered its Findings of Fact, Conclusions of Law and Order (“Order”) issuing Certificate of Corridor Compatibility Number 157 and Route Permit Number 169 for the Market Center Pipeline, subject to certain conditions as set forth in the Order.

5. On October 29, 2014, Hiland filed a petition for reconsideration, requesting the Commission reconsider and amend portions of the Order to allow Hiland to continue operating the sections of the pipeline that were in compliance with the siting requirements for a transmission facility.

6. By Amended Findings of Fact, Conclusions of Law and Order (“Amended Order”) dated November 20, 2014, the Commission granted Hiland the authority to convert portions of the Market Center Pipeline to be operated as a transmission line, with the other sections remaining subject to the conditions described in the original Order. In conjunction with the Amended Order, the Commission issued First Amended Certificate of Corridor Compatibility Number 157 and First Amended Route Permit Number 169.

7. On December 17, 2014, Hiland filed with the Commission a request for a route deviation to reroute a portion of the Market Center Pipeline located within five hundred feet of an occupied rural residence, an avoidance area.

8. The Commission issued its Second Amended Findings of Fact, Conclusions of Law and Order (“Second Amended Order”) dated February 25, 2015. In conjunction with the Second Amended Order, the Commission issued Second Amended Certificate of Corridor Compatibility Number 157 and Second Amended Route Permit Number 169.

9. On March 1, 2016, Hiland filed an application to amend Second Amended Certificate of Corridor Compatibility No. 157 and Second Amended Route Permit No. 169,

requesting a change to the language contained within the Certification Relating to Order Provisions executed by Hiland on June 3, 2014 (“Certification”), incorporated by reference and attached to the Second Amended Findings of Fact, Conclusions of Law and Order in Case No. PU-13-136.

10. On May 5, 2016, the Commission issued its Third Amended Findings of Fact, Conclusions of Law and Order, stating Hiland will not be required to comply with Paragraph 33 of the Certification, and that Paragraph 33, containing the following language, is stricken from the Certification:

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.

11. In accordance with N.D.C.C. § 49-22-03(3)(a)(3)(d), Hiland intends to construct two pump station facilities within the previously designated corridor for the Market Center Pipeline, which will allow for an increase in the throughput of the existing Market Center Pipeline and provide other operational benefits to the Market Center Pipeline. The pump station facilities are of the same type of facility as the existing Market Center Pipeline, i.e., a transmission facility as defined in N.D.C.C. § 49-22-03(12).

12. The pump stations will further enhance operational efficiency of the Market Center Pipeline, and will allow Hiland to maximize use of the existing Market Center Pipeline, allowing Hiland to accept additional production into the Market Center Pipeline from nearby wells.

13. As set forth in the Commission orders, the maximum daily throughput of the Pipeline is 65,000 barrels per day. With the addition of the two pump station facilities, Hiland anticipates the daily throughput will be approximately 60,000 barrels per day.

14. The Edgewater Pump Station will be located in the SW/4NE/4 of Section 31, Township 154 North, Range 93 West, Mountrail County, North Dakota. Work associated with the Edgewater Pump Station will include relocating and installing an existing 2,000 HP pump, along with appurtenant facilities and miscellaneous piping.


15. The North Antelope Pump Station will be located in the NE/4NE/4 of Section 1, Township 154 North, Range 94 West, Mountrail County, North Dakota. Work associated with the North Antelope Pump Station will include installing a new injection pump, along with appurtenant facilities and miscellaneous piping.

16. All construction activities associated with the Edgewater Pump Station and the North Antelope Pump Station will be within the 250-foot-wide designated corridor for the Market Center Pipeline. Maps depicting the designated corridor and route for the Market Center Pipeline, the planned location of the North Antelope Pump Station, and the planned location of the Edgewater Pump Station are attached hereto as **Exhibit A**.

17. In conjunction with the Consolidated Application submitted to the Commission for the Market Center Pipeline, Keitu Engineers & Consultants, Inc. conducted the necessary field studies to confirm the presence or absence of exclusion and avoidance areas within the designated corridor. The exclusion area and avoidance area information has been reviewed, and the construction activities for the Edgewater Pump Station and the North Antelope Pump Station will not affect any known exclusion or avoidance areas.

18. Hiland will comply with all applicable conditions and protections in siting laws and rules and Commission orders previously issued for any part of the facility.

FURTHER AFFIANT SAYETH NOT.



William E. Wolf
Assistant General Counsel

Subscribed and sworn to before me
this 19th day of December, 2016.



Notary Public

