

ALGER TOWNSHIP
CONSENT FOR UTILITY COMPANY TO
CROSS A PUBLIC ROAD OR SECTION ROAD



Cenex Pipeline, LLC of PO Box 909, Laurel, MT 59044
 (Company) (Address)

hereinafter referred to as "utility company," having requested permission from Alger Township, a political subdivision of the State of North Dakota, to cross an existing road or section line with a buried transmission facility designed to carry or conduct oil, gas, water, electricity, telephone, or any other substance or service whatsoever, and Alger Township having considered the request does grant consent to cross the following described existing road or section line, upon the terms and conditions herein stated:

(Please include 911 Route #)

Route <u>89th Ave NW</u>	in Section(s) <u>31 & 32</u>	, Township <u>155</u>	N, Range <u>92</u>	W
Route <u>Sec. line crossing</u>	in Section(s) <u>32 & 33</u>	, Township <u>155</u>	N, Range <u>92</u>	W
Route <u>87th Ave NW</u>	in Section(s) <u>33 & 34</u>	, Township <u>155</u>	N, Range <u>92</u>	W
Route <u>86th Ave NW</u>	in Section(s) <u>34 & 35</u>	, Township <u>155</u>	N, Range <u>92</u>	W
Route <u>Sec. line crossing</u>	in Section(s) <u>35 & 26</u>	, Township <u>155</u>	N, Range <u>92</u>	W
Route <u>Sec. line crossing</u>	in Section(s) <u>26 & 35</u>	, Township <u>155</u>	N, Range <u>92</u>	W
Route <u>85th Ave NW</u>	in Section(s) <u>35 & 36</u>	, Township <u>155</u>	N, Range <u>92</u>	W
Route <u>84th Ave NW</u>	in Section(s) <u>36 & 31</u>	, Township <u>155</u>	N, Range <u>92</u>	W

(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.

CHECK TYPE OF MATERIAL: WATER OIL GAS OTHER: _____

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

1. Pay a non-refundable fee \$200.00 per crossing to ALGER TOWNSHIP; due at time of submittal.
2. Utility company must pay for all damage to the existing road caused by its activities, including but not limited to slumping in or trenches and collapse of pipe.
3. Utility company is responsible for any and all claims of damage, personal injury, or bodily injury that might result from their activities incrossing any existing road or section line in Alger Township. Furthermore, utility company agrees to indemnify and hold harmless Alger Township 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 Alger Township on account of the activities conducted by the utility company in crossing any existing road or section line.
4. 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 reconstruction the buried transmission facility should Alger Township 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

ALGER TOWNSHIP
CONSENT FOR UTILITY COMPANY TO
CROSS A PUBLIC ROAD OR SECTION ROAD

Permit # _____

necessary steps to relocate or reconstruct its buried transmission facility, the Township may take steps to have the same accomplished, and the utility company agrees to reimburse the Township for all expenses incurred by Alger Township 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 lien or off the section line as allowed by North Dakota law.

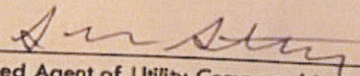
5. The buried transmission facility to be installed by the utility company in crossing any existing road shall at a minimum comply with the following engineering standards:
 - (a) No associated work shall commence prior to obtaining this permit.
 - (b) No open cut trenching of Township Roads unless otherwise approved.
 - (c) Township paved roads or Township Roads treated with road stabilization materials may only be bored.
 - (d) All crossings of existing roads not trenched as in Section 6 below shall be bored to a depth of ten (10) feet below original ground or ditch elevations.
 - (e) Pipe shall be cased or heavy wall pipe used.
 - (f) all parallel borings must be a minimum of 75-80 feet from road centerline.
 - (g) Vent pipes must be outside existing right-of-way lines or 75-80 feet from road center, whichever is greater.
 - (h) All disturbed ground within right-of-way must be rehabilitated by covering with black dirt and seeding with an approved mix.
 - (i) If vent pipes are not used within the ten (10) feet of both sides of right-of-way, the transmission facility must have markers outside of the right-of-way line or 80 foot line, whichever is greater, on both sides of the road.
 - (j) 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. Plans must be available for consideration by the Engineer at least two (2) weeks prior to the commencement of the project.
6. When permission is specifically granted by Alger Township for a crossing to be trenched or plowed, the trenching or plowing 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.
7. Utility company must comply with all terms and conditions state herein, with particular attentio to the minimum engineering standards. Failrue 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 Township in removing the same. The Township specifically reserves the right to remove the buried transmission facility from right-of-way for non-compliance and reimbursement will be made to the Township by utility company for doing the same.

ALGER TOWNSHIP
CONSENT FOR UTILITY COMPANY TO
CROSS A PUBLIC ROAD OR SECTION ROAD

Permit # _____

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 above will be complied with, and any assignment of this buried transmission facility described above shall include an assignment of this liability to comply with the terms and condition as stated herein.

Date this 10th day of June, 2019.

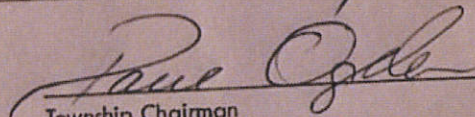
 Mike Stahly
Authorized Agent of Utility Company (signature) (printed name)
406-628-5209 Mike.Stahly@chsinc.com
Telephone Number Email Address

A copy of this signed permit shall be delivered to:

KLJ Engineering Attn: Kelsey Erickson
Company or Agent Name
3203 32nd Ave. S, Ste 201
Mailing Address
Fargo, ND 58103-6242
City, State & Zip Code
kelsey.erickson@kljeng.com
E-Mail Address (if you prefer the permit to be e-mailed)

FOR TOWNSHIP USE:

Permission granted by ALGER TOWNSHIP, a political subdivision of the State of North Dakota, for installation of the buried transmission facility proposed above under existing roads and section lines as stated above pursuant to the conditions and limitations state this _____ day of July, 2019.


Township Chairman



4585 Coleman Street
Bismarck, ND 58503-0431
406-447-3346

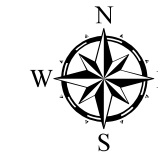
“Exhibit A”

***Cenex Pipeline, LLC
Alger Township Crossing Locations
Mountrail County***

Crossing ID	Township Name	Township	Range	Section	Location	Trench/Bore	Lat.	Long.
ND-TWP-ALG-01	Alger	T155N	R 92W	31 & 32	89TH AVE NW	Bore	48° 12' 38.654" N	102° 32' 52.616" W
ND-SEC-MOU-09	Alger	T155N	R 92W	32 & 33	SECTION LINE CROSSING	Bore	48° 12' 38.951" N	102° 31' 34.608" W
ND-TWP-ALG-02	Alger	T155N	R 92W	33 & 34	87TH AVE NW	Bore	48° 12' 39.234" N	102° 30' 16.619" W
ND-TWP-ALG-03	Alger	T155N	R 92W	34 & 35	86TH AVE NW	Bore	48° 12' 39.507" N	102° 28' 58.658" W
ND-SEC-MOU-10	Alger	T155N	R 92W	35 & 26	SECTION LINE CROSSING	Trench	48° 12' 41.020" N	102° 28' 14.104" W
ND-SEC-MOU-11	Alger	T155N	R 92W	26 & 35	SECTION LINE CROSSING	Trench	48° 12' 41.062" N	102° 27' 43.450" W
ND-TWP-ALG-04	Alger	T155N	R 92W	35 & 36	85TH AVE NW	Bore	48° 12' 40.145" N	102° 27' 40.705" W
ND-TWP-ALG-05	Alger	T155N	R 92W	36 & 31	84TH AVE NW	Bore	48° 12' 40.154" N	102° 26' 22.717" W



Cenex Road Crossings



Township

T155N R 92W
Alger

State

North Dakota

County

Mountrail

■ Block Valves

— Proposed Centerline

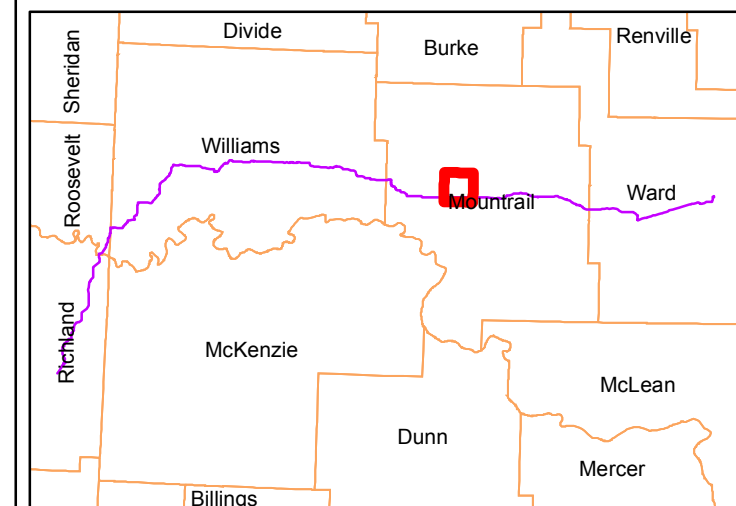
Crossing Type

● Township Roads

● County Roads

● State Roads

● Section Lines



Date: 1/24/2019

