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November 21, 2019

Via Hand Delivery and Electronic Mail

Mr. Steve Kahl
Executive Director
North Dakota Public Service Commission
600 E. Boulevard, Dept. 408
Bismarck, ND 58505-0480

Email: ndpsc@nd.gov

In re: Cenex Pipeline, LLC
Case No. PU-17-097
Our File No. 020836-000001

Dear Mr. Kahl:

Enclosed for filing in the above-referenced matter are eight copies of Cenex Pipeline, LLC's Certification Relating to Transmission Facility Modification Pursuant to Certification Relating to Order Provision No. 32 with attached Exhibits 1-3.

Please feel free to contact me with any questions.

Sincerely,



Casey A. Furey

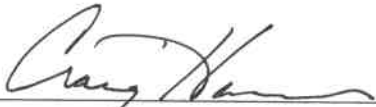
Enc.

cc: Patrick Fahn (via email)
Kari Carter (via email)
Robb Schwend (via email)

191 PU-17-97 Filed 11/21/2019 Pages: 9
Certification Relating to Transmission Facility Modification Pursuant to Certification Relating to Order Provision No. 32
Cenex Pipeline, LLC
Casey Furey - Crowley Fleck PLLP

6. Cenex previously submitted Late-Filed Exhibit 22 (Docket No. 86) relating to the type and location of mainline valves that will be utilized for the Project. In this filing, Cenex proposed to locate motor operated valve 12 west of the Little Muddy River more specifically in Section 6, Township 155 North, Range 100 West, Williams County, North Dakota. Following repeated negotiations with landowners to site block valve 12 in this location, Cenex was unable to secure site access to install the valve at this particular location.
7. Based on the foregoing, Cenex proposes to shift the valve to Section 5, Township 155 North, Range 101 West, Williams County, North Dakota, where the necessary site permissions and access to install the valve have been obtained. Block valve 12 will remain a motor operated valve and will continue to remain west of the Little Muddy River.
8. Attached hereto as Exhibit 1 is a Memorandum that discusses the shift in more detail. Construction activities for the block valve shift will continue to occur entirely within the previously surveyed and approved 200-foot-wide Project corridor. Cenex analyzed the potential impacts of the shift pursuant to the Commission's designated Avoidance and Exclusion Areas (N.D. Admin. Code § 69-06-08-02). Activities associated with the block valve shift will not affect any known Exclusion or Avoidance Area. *See*, Exhibit 1 hereto.
9. A map identifying the prior proposed location of block valve 12 and its new proposed location is attached hereto as Exhibit 2. Also attached as Exhibit 3, is an updated map depicting the locations of block valves 9-13. Exhibit 3 updates its counterpart which was previously filed in the map set contained in Docket No. 86.
10. Cenex will continue to comply with the Commission's Order, laws, and rules designating the Project's corridor and route. Order Finding of Fact No. 31 provides that an upstream main pipeline valve and a downstream main pipeline valve will be located each side of the Little Muddy River. The proposed shift remains consistent with this Finding of Fact and allows Cenex to continue to site block valve 12 west of the Little Muddy River.
11. Cenex anticipates commencing construction on block valve 12 beginning December 2, 2019.

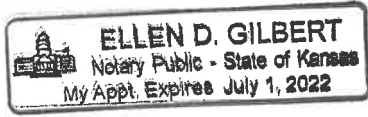
Dated this 20th day of November, 2019.



Craig Harms, Vice President
Cenex Pipeline, LLC

STATE OF KANSAS)
) ss.
COUNTY OF MCPHERSON)

The foregoing instrument was signed and sworn to before me on this 20th day of November, 2019 by Craig Harms.



Ellen D. Gilbert
Notary Public



4585 Coleman Street
Bismarck, ND 58503-0431
701 355 8400
KLJENG.COM

Memorandum

Date: 11/15/2019
To: North Dakota Public Service Commission
Copy to: Mike Stahly, Cenex Pipeline, LLC
From: Grady Wolf - KLJ
RE: Cenex Pipeline, LLC. Liquid Petroleum Pipeline
Addendum to Certificate of Corridor Compatibility and Route Permit
Case No. PU-17-97

Remarks

INTRODUCTION:

Cenex submitted a consolidated application for a Certificate of Corridor Compatibility and a Route Permit to the ND Public Service Commission (PSC) in March 2017 for the 149.7 miles of pipeline that would occur in ND. The ND PSC issued a Findings of Fact, Conclusions of Law and Order (Order) for the project (Case No. PU-17-97) on March 14, 2018, and as subsequently amended on September 26, 2018.

ANALYSIS:

The purpose of this analysis is to document changes to potential impacts of avoidance and exclusion areas and additional resources that may be impacted by the proposed changes to one block valve location not previously contained within the PSC applications. The proposed changes are to occur within the previously surveyed and approved 200-foot wide corridor.

Following repeated negotiations with landowners in an attempt to site block valve 12 on the west side of the Little Muddy River it was determined that the proposed block valve would need to be moved. The new proposed location for Block Valve #12 be moved to Section 5, T155N, R101W. Please refer to attached map; ***West of Little Muddy River Block Valve*** and ***Williams County Block Valve Overview***.

The PSC regulations include the following criteria as exclusion areas for transmission facility corridors and route criteria:

- Designated or registered national: parks; memorial parks; historic sites and landmarks; natural landmarks; monuments; and wilderness areas;
- Designated or registered state: parks; historic sites; monuments; historical markers; archeological sites; and nature preserves.
- County parks and recreation areas; municipal parks; and parks owned or administered by other governmental subdivisions.
- Areas critical to the life stages of threatened & endangered animal or plant species.
- Areas where animal or plant species that are unique or rare to this state would be irreversibly damaged.



- Areas within 1,200 feet of the geographic center of an intercontinental ballistic missile (ICBM) launch or launch control facility.
- Areas within 30 feet on each side of a direct line between intercontinental ballistic missile (ICBM) launch or launch control facilities to avoid microwave interference.

The PSC regulations include the following criteria as avoidance areas for transmission facility corridors and route criteria:

- Designated or registered national: historic districts; wildlife areas; wild, scenic, or recreational rivers; wildlife refuges; and grasslands.
- Designated or registered state: wild, scenic, or recreational rivers; game refuges; game management areas; management areas; forests; forest management lands; and grasslands.
- Historical resources which are not specifically designated as exclusion or avoidance areas.
- Areas which are geologically unstable.
- Within five hundred feet (152.4 meters) of a residence, school, or place of business. This criterion shall not apply to a water pipeline transmission facility.
- Reservoirs and municipal water supplies.
- Water sources for organized rural water districts.
- Irrigated land. This criterion shall not apply to an underground transmission facility.
- Areas of recreational significance which are not designated as exclusion areas.

Avoidance and exclusion areas were identified through available data via coordination with resource agencies and through state and agency Geographical Information System (GIS) data hubs. In addition to GIS digital and agency provided data, environmental staff from KLJ completed additional field inspections of the proposed project areas during the 2016-2017 field season.

The following resources were analyzed as part of the reroutes.

- Demography and Economy
- Land Use
- Public Services – Electrical and Local Services, Roads and Traffic, Telephone, Radio, Antenna, Communication, and Microwave Structures, and Water Supply
- Human Health and Safety – Hazardous Materials/Hazardous Waste, Security, and Noise
- Aesthetics
- Wetlands
- Cultural and Archaeological Resources
- Recreational Resources
- Agriculture and Farmland



- Soils
- Geologic and Groundwater Resources
- Wildlife
- Rare and Unique Natural Resources

CONCLUSION:

Analysis of the proposed block valve location change did not identify any significant changes in impacts to resources when compared to the analysis discussion included in the February 2017 Consolidated Application for a Certificate of Corridor Compatibility and Route Permit applications. No exclusion or avoidance areas were identified with the proposed changes to the block valve location, and therefore the adjustments are not anticipated to result in any additional impacts than those previously filed with the PSC.



R101W

R100W

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Exhibit 2

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Williams County

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West of Little Muddy River Block Valve

-  Proposed #12 Block Valve Location
-  Previous Submitted #12 Block Valve Location
-  Study Corridor

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T156N

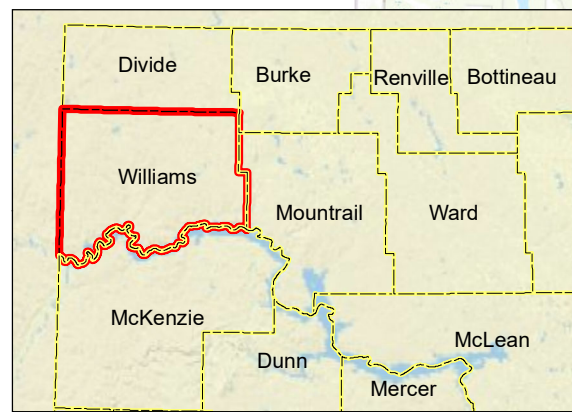
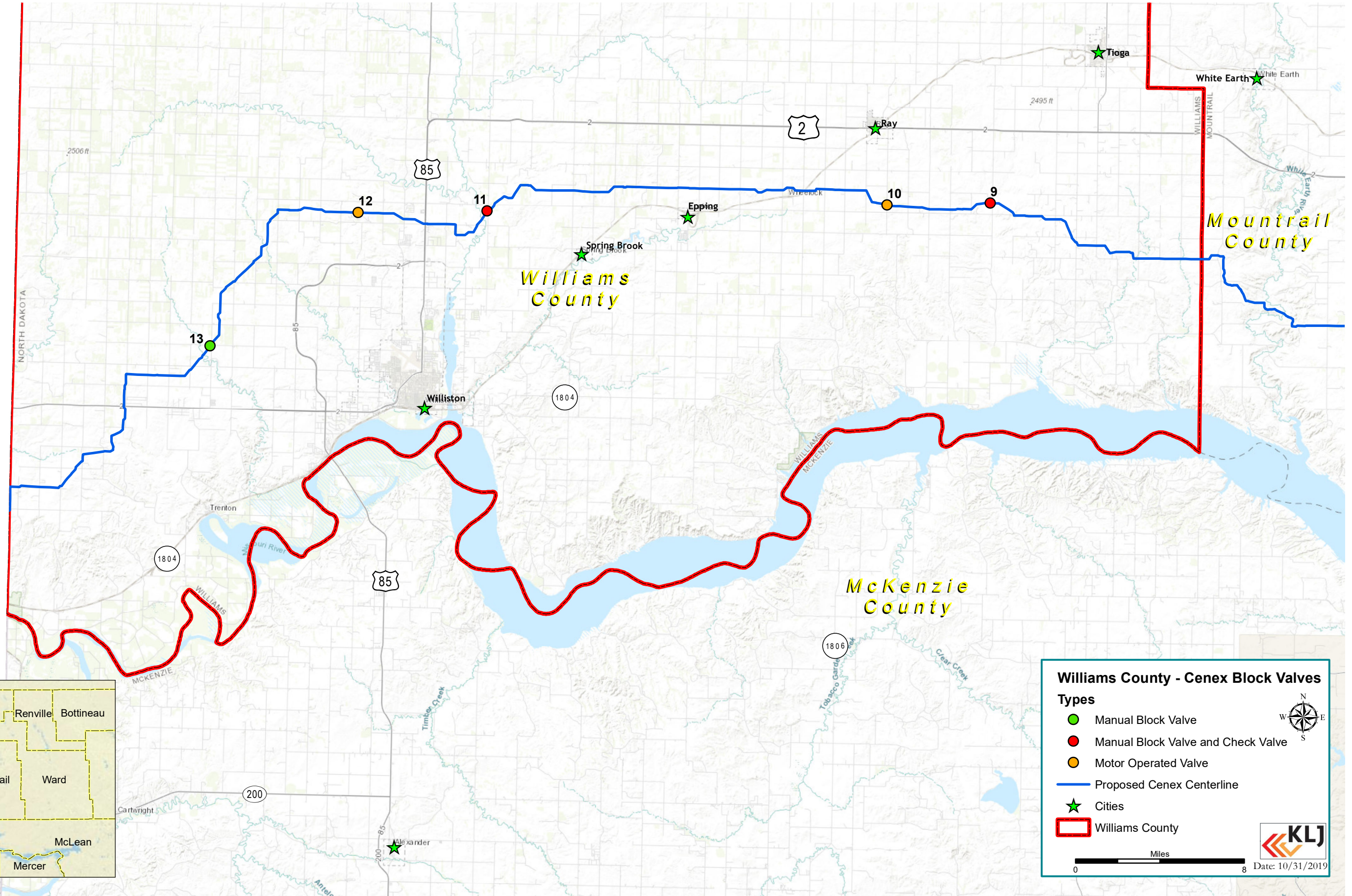
T156N

T155N

T155N

Cenex Pipeline, LLC


Cenex Pipeline Replacement Sidney, MT to Minot, ND





Williams County - Cenex Block Valves

Types

- Manual Block Valve
- Manual Block Valve and Check Valve
- Motor Operated Valve
- Proposed Cenex Centerline
- ★ Cities
- Williams County







Date: 10/31/2019