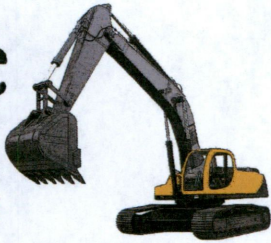


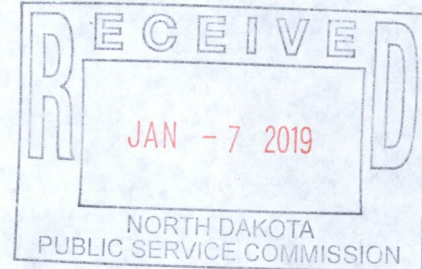
**Prairie  
View**  
Excavating



1103 136<sup>th</sup> Ave. NE  
Baldwin, ND 58521  
Office: (701) 250-0000  
Email: allison@pvl-nd.com

January 2, 2019

Darrell Nitschke  
North Dakota Public Service Commission  
600 E Boulevard Ave., Dept. 408  
Bismarck, ND 58504-0480



Dear Mr. Nitschke:

This is in response to the letter we received from Casey Furey at Crowley Fleck, PLLP with her response to our One-Call Complaint.

In the original photos Ms. Furey included in her letter, Exhibit 2, it shows two distinct utility trenches, one that is marked with one red and two orange lines and another marked with one yellow and one orange line. In the photo marked Exhibit 3 we see the first red utility line, then you move two feet over and we see the gas and other utilities that were marked in the second trench. When we moved over another three feet from the marked gas line towards the street is where we found the Midcontinent line, which wasn't marked.

Looking at the flags and marks on the ground we have five marks which are marking different utilities. Looking back at Exhibit 3 you will see five utility lines that were located until we go three feet over where we found a sixth line, which was the Midcontinent line that wasn't marked. Enclosed you will find a picture, Exhibit 5, of us measuring from the gas line to said line, over three feet away.

In Ms. Furey's letter Exhibit 4 is an incorrect depiction of the markings and comparing the dug out lines. The Midcontinent line is closer to the street, which on her analysis has it flipped around. We have included a picture, Exhibit 6, which shows the cut line right next to the curb stop, which would be next to the street, so it is on the other side of the marked gas line, but over three feet away from it, unmarked.

In closing, we do not feel it is our responsibility to pay for the damages to the Midcontinent line as we did our due diligence by calling in our locates and went off the markings on the ground from the utility companies. In addition, we conducted our excavation in a careful and prudent manner.

Sincerely,

Allison Carlson  
Administrative Assistant

7 **PU-18-372** Filed: 1/7/2019 Pages: 7  
**Response to Midcontinent Communication's 21 Nov.  
2018 Response to One-Call Complaint**

Prairie View Excavating, L.L.C.

Allison Carlson, Admin. Assistant

Exhibit 2



Ticket: 19072364.0

Timestamp: 7/2/2018 5:51:17 AM

2143448.41990397

Exhibit 3



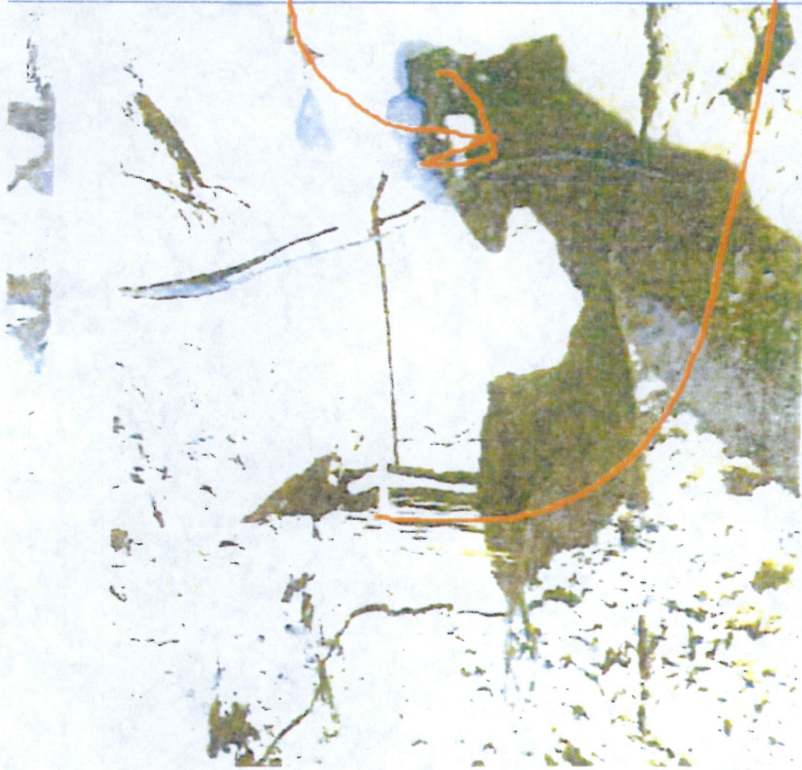


EXHIBIT 4



Exhibit 5





Exhibit 6