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March 25, 2019

*Via Hand Delivery and E-mail*

*E-mail: ndpsc@nd.gov  
arenfandt@nd.gov*

Mr. Adam Renfandt  
Analyst Public Utilities Division  
North Dakota Public Service Commission  
600 East Boulevard, Dept. 408  
Bismarck, ND 58505-0480

**RE: Belle Fourche Pipeline Company  
6-inch Skunk Hill-DPR Pipeline Conversion  
Siting Application - Case No. PU-18-405  
Our File No. 013084-000014**

Dear Mr. Renfandt:

On behalf of Belle Fourche Pipeline Company (“Belle Fourche”), eleven copies of the following documents are enclosed for filing in the above-referenced matter:

1. Aerial Map Book;
2. Topographic Map Book;
3. Agency Correspondence Chart;
4. Agency Consultation Correspondence;
5. Updated Agency Correspondence;
6. Landowner Waivers;
7. 10-year Spill History Report;
8. Unanticipated Discoveries Plan; and,
9. Spill Response Plan Certification and Information.

A CD containing Project GIS is also enclosed for filing. Additionally, Belle Fourche provides the following information in response to your January 14, 2019 request letter (Docket No. 4).

**19 PU-18-405** Filed: 3/25/2019 Pages: 5  
**Letter enclosing supporting documents and  
response to 14 Jan. 2019 request for information**

**I. 01/14/2019 INFORMATION REQUEST – PARAGRAPH I**

**Request No. 1. Updated corporate papers.**

Response. On January 30, 2019, updated corporate papers were filed in Case No. PU-07-753.

**Request 2. An updated Exhibit B.5 black and white map for publication.**

Response. On January 17, 2019, an updated black and white map for publication was filed in Case No. PU-18-405 (Docket No. 8).

**Request 3. GIS map layers showing all exclusion, avoidance, and selection criteria in the survey area.**

Response. A CD containing Project GIS is enclosed.

**Request 4. A response of whether any Wellhead Protection and Source Water Protection Areas, an Avoidance Area, are located in the survey area. If yes, please provide the name, location, mitigation plans, update the maps, and provide the GIS layer.**

Response. No Wellhead Protection and Source Water Protection Areas are located in the survey area.

**Request 5. Updated hardcopies of any map set that changed.**

Response. Copies of updated Aerial Project Map Books and Topographic Map Books are enclosed for filing.

**II. 01/14/2019 INFORMATION REQUEST – PARAGRAPH II**

**Request 1. Copies of all agency correspondence.**

Response. *See* enclosed filings.

**Request 2. A table listing all permits required for the Project.**

Response. No permits are needed for the Project. Billings, Dunn, and Stark Counties do not require conditional use permits or road permits for the Project. *See* enclosed Updated Agency Correspondence Chart.

**Request 3. Clarification on agency correspondence from the North Dakota Department of Health (“NDDOH”).**

Response. A response from the NDDOH was received on July 6, 2017. Belle Fourche does not anticipate receiving any additional correspondence from the NDDOH. All



**Request 6. The following Project control documents, and for those not complete, provide the status and completion date(s):**

- a. **Emergency procedures plan.** Response. The U.S. Department of Transportation Pipeline and Hazardous Materials Safety Administration has approved Belle Fourche's Operated Systems Oil Response Plan. *See* enclosed Spill Response Plan Certification and Information.
- b. **10-year spill history report.** Response. *See* enclosed filing.
- c. **Wetlands delineation report.** Response. Belle Fourche, through its consultants, conducted a desktop survey using aerial photographs, USGS topographic maps, and the United States Fish & Wildlife Service National Wetland Inventory identifying wetlands along the pipeline route. Keitu Engineers & Consultants, Inc. followed standard United States Army Corps of Engineers (USACE) offsite inspections protocol for identifying wetlands and waterbodies as described in the Corps of Engineers Wetlands Delineation Manual (Part IV, Section D, Subsection 1). Wetlands and waterbodies identified during the desktop survey are listed in Application Section 5.1.

USACE permits were not needed for this project therefore, a field wetland delineation was not completed. Conversion of the Project will not result in the permanent drainage or filling of wetlands or waterbodies. If any project maintenance or construction is needed in the Project corridor, Belle Fourche will horizontally directionally drill any future wetlands or waterbodies and conduct field wetland delineations if required by the USACE.

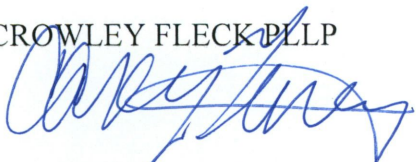
- d. **Construction and environment program plan.** Response. The pipeline is constructed therefore, the request is not applicable.
- e. **Unanticipated discoveries plan.** Response. *See* enclosed filing.
- f. **Erosion control plan.** Response. The pipeline is constructed therefore, the request is not applicable.
- g. **Storm water pollution prevention plan.** Response. The pipeline is constructed therefore, the request is not applicable.
- h. **Migratory Bird Treaty Act plan** Response. The pipeline is constructed therefore, the request is not applicable. Additionally, no threatened or endangered species habitat exists within the project corridor or the survey corridor. Refer to Application Sections 5.3 & 5.4 for additional information regarding field surveys and review of species in the area.

- i. **Spill prevention and control plan.** Response. The U.S. Department of Transportation Pipeline and Hazardous Materials Safety Administration has approved Belle Fourche's Operated Systems Oil Response Plan. *See* enclosed Spill Response Plan Certification and Information.
- j. **Horizontal directional drilling inadvertent release control and mitigation contingency plan.** Response. The U.S. Department of Transportation Pipeline and Hazardous Materials Safety Administration has approved Belle Fourche's Operated Systems Oil Response Plan. *See* enclosed Spill Response Plan Certification and Information.
- k. **Revegetation plan.** Response. The pipeline is already constructed therefore, the request is not applicable. To the extent any trees or shrubs are subsequently removed, removal and replacement will occur pursuant to the Commission's Tree and Shrub Mitigation Specifications or an alternative plan approved by the Commission.
- l. **Weed management plan, and all county specific weed management plan(s).** Response. No county specific weed management plans are applicable to the Project.
- m. **Dust control plan.** Response. The pipeline is constructed therefore, no heavy traffic is anticipated, and the request is not applicable.
- n. **Environmental training plan.** Response. The pipeline is constructed therefore, the request is not applicable.
- o. **Baseline soil analysis used for determining topsoil depth along the Project.** Response. The pipeline is constructed, therefore this request is not applicable.

Feel free to contact me with any questions.

Respectfully,

CROWLEY FLECK PLLP



CASEY A. FUREY

cc: Wade C. Mann (via email)  
Ken Dockweiler (via email)  
Patrick Fahn (via email)  
Mitchell Armstrong (via email)  
Brian Schmidt (via email)  
Sarah Wall (via email)  
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