

October 29, 2019

HAND DELIVERED

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

**Re: Dakota Access Pipeline, LLC
Emmons County Pump Station
Case No. PU-19-204**

Dear Mr. Kahl:

Please find enclosed herewith for filing with the North Dakota Public Service Commission, an original and ten copies of the following:

1. Emmons County Conditional Use Permit Approval Letter and Application;
2. Map Concerning the Location of Pump Station; and
3. Certificate of Service.

Please also find enclosed a disk containing the above-referenced documents in PDF format.

Should you have any questions, please advise.

Sincerely,



LAWRENCE BENDER

LB/kl
Enclosures

68438773 v1

Attorneys & Advisors
main 701.221.8700
fax 701.221.8750
fredlaw.com

Fredrikson & Byron, P.A.
1133 College Drive, Suite 1000
Bismarck, North Dakota
58501-1215

37 PU-19-204 Filed 10/29/2019 Pages: 9
Permit Approval Letter and Application and Pump Station Map
Dakota Access, LLC
Lawrence Bender, Fredrikson&Byron, P.A.

OFFICIALS:

Marlys A. Ohlhauser, Auditor/Treasurer
Risk Mgr.,
Gary R. Sanders, Sheriff, 9-1-1 Mgr.
Joseph Hanson, State's Attorney
Anita Ibach, Clerk of Court, Recorder
Sarah Ohlhauser, Tax Director
Jeffrey Ohlhauser, VA Officer
Mary Senger, DEM Manager
Michael Lawler, Road Foreman
Garlin Schmidt, Shop Foreman
Janelle Ferderer, Supt of Schools



COMMISSIONERS:

David Kalberer, 1st District
Erin Magrum, 2nd District
Alex Jahner, 3rd District
Leonard Weichel, 4th District
Donald Eberle, 5th District

August 23, 2019

COPY

Dakota Access, LLC
1300 Main Street
Houston, TX 77002

RE: Conditional Use Permit

The Emmons County Commissioners approved the conditional use permit application at their regular meeting on August 6, 2019 for Dakota Access, LLC to construct and operate a Crude Oil Pumping Station on a 20.00 acre tract of land being located in the [REDACTED] in Emmons County, North Dakota. Enclosed is a receipt in the amount of \$250.00.

Sincerely,

Marlys Ohlhauser
Emmons County Auditor/Treasurer

APPLICATION FOR A CONDITIONAL USE PERMIT
EMMONS COUNTY, NORTH DAKOTA

TO THE EMMONS COUNTY PLANNING COMMISSION:

The undersigned owner or representative of the property herein described Requests a Conditional Use Permit to construct operate or maintain the following:

Crude Oil Pumping Station

The construction, operation or maintenance of the above will be located on the following described property: (attach separate sheet if necessary) **See attached Exhibits A-1, A-2 & A-3.**

_____ The above described property is located in an **Agricultural** zoned district and is owned by **See attached Exhibit "B".**

The undersigned respectfully submits this application for consideration and certifies that the owner of the property (if different from the applicant) has been notified of this request and is in agreement and that they (the applicant) will abide by all the rules, regulations and conditions attached to this permit, if any.

DAKOTA ACCESS PIPELINE, LLC

Print Name

Chuck Frey

Signature of Applicant

By Chuck Frey
Vice President of Engineering

FEE: \$250.00 Payable to Emmons County
7975 6th AVE SE
LINTON, ND 58552

Dakota Access, LLC

Company or Corporation

**1300 Main St.
Houston, TX 77002
chuckfrey@energytransfer.com**
Address & e-mail

713-989-2768

Telephone

Date of Zoning Hearing: 8-6-19

Recommendation to County Commission of District: Approve Not Approve
Conditions Attached to this Permit, if any:

Action by County Commissioner
of District.

David Wood
Signature of Code Administrator, Chairman
of County Commission

Approve Not Approve

_____ Date

Date Received _____
Receipt Number _____

EXHIBIT A-1

REDACTED

EXHIBIT A-2

REDACTED

EXHIBIT A-3

REDACTED

EXHIBIT "B"

Owners of Property for which Conditional Use Permit is being sought:

1.

Dakota Access, LLC
Attn: Chuck Frey
1300 Main Street
Houston, TX 77002
(713) 989-2768
chuckfrey@energytransfer.com

1. Dakota Access, LLC is the owner of an interest in the property described in this application by virtue of an Option Agreement that will be exercised by Dakota Access, LLC after approval of the Conditional Use Permit sought from Emmons County.

Dakota Access Optimization Map

Emmons County Pump Station Area

Dakota Access,
LLC

Seasonal/Occupied
House

Approximately 2850 feet
north of Pump Station
Property Line

Abandoned
Farmhouse

Occupied House

Approximately 5700
feet east of Pump
Station Property Line

Farmhouse Owned by
Seller. Currently not
continuously occupied.

Approximately 1580 feet
south of Pump Station
property line.

Occupied House

Approx. 5500 feet
southwest of Pump
Station Property Line

Google Earth

© 2018 Google

5000 ft



Dakota Access Optimization Map

Emmons County Pump Station Area

Dakota Access, LLC

Seasonal/Occupied House

Approximately 2850 feet north of Pump Station Property Line

Abandoned Farmhouse

Occupied House

Approximately 5700 feet east of Pump Station Property Line

Farmhouse Owned by Seller. Currently not continuously occupied.

Approximately 1580 feet south of Pump Station property line.

Occupied House

Approx. 5500 feet southwest of Pump Station Property Line

Google Earth

© 2018 Google

5000 ft

