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June 24, 2021

Via Electronic Mail

Mr. Victor Schock
Public Utilities Analyst
North Dakota Public Service Commission
600 E. Boulevard, Dept. 408
Bismarck, ND 58505-0480
vschock@nd.gov
ndpsc@nd.gov

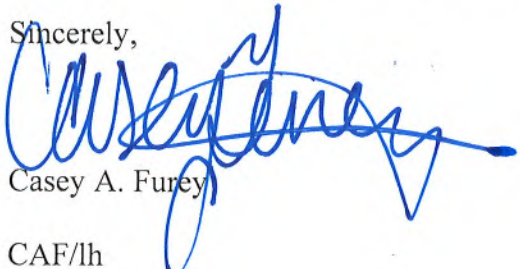
In re: ONEOK Bakken Pipeline, L.L.C.
Tioga Lateral Pipeline Project
Case No. PU-19-368
Our File No. 072591-000009

Dear Mr. Schock:

On behalf of ONEOK Bakken Pipeline, L.L.C. ("ONEOK"), enclosed for filing in the above-referenced matter please find ONEOK's response to Stantec Consulting Services Inc.'s ("Stantec") Draft Observation Point Photolog with accompanying comments forwarded to ONEOK on May 7, 2021 and Stantec's subsequently filed As-Built Construction Report (Docket No. 134).

Please feel free to contact me if you have any questions. Thank you.

Sincerely,


Casey A. Furey

CAF/lh
Enc.

cc: Wade Mann (via email)
Michael Dailey (via email)
Beth Ludwig (via email)



June 23, 2021

Victor Schock
Public Utilities Analyst
North Dakota Public Service Commission
600 East Boulevard, Dept. 408
Bismarck, ND 58505-0480

**RE: Case No. PU-19-368
ONEOK Bakken Pipeline, L.L.C. – Tioga Lateral**

Dear Mr. Schock:

ONEOK Bakken Pipeline, L.L.C. (“Company” or “ONEOK”) completed construction of the Tioga Lateral Pipeline (“Project”) in September 2020 and submitted as-built documentation to the Public Service Commission (“PSC”) in November 2020. PSC inspector Stantec (formerly Wenck) performed an inspection of the as-built Project during the week of April 19 through 23, 2021 (the “April Inspection”). ONEOK has received your May 7, 2021 email containing Stantec’s Draft Observation Point Photolog with accompanying comments regarding the April Inspection. This letter serves as a response to your request for information and to provide additional detail on ONEOK’s efforts to address the noted concerns.

Company Response: ONEOK has addressed the items from Stantec’s Draft Observation Point Photolog, which appear to have been largely incorporated within Stantec’s May 2021 As-Built Construction Report (Docket No. 134). Below is an update for each of the observation items:

Observation Points 20, 23, 25, 30, 31, 32 & 36: General observation photos. No issues of concern were identified by Stantec.

Observation Point 1: Since the April Inspection, the landowner has tilled and disced this location for future planting. ONEOK complied with the Certification Relating to Order Provisions regarding the proper removal and segregation of the topsoil from the subsoil, retaining separation until replacement and during the backfill process and is uncertain of how the minor mixing occurred. ONEOK will work with the landowner to address any future issues that may arise.

ONEOK, Inc.
100 West Fifth Street
Tulsa, OK 74103
www.oneok.com

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Observation Point 2: The area depicted in the observation point photo was not impacted by or a part of the Project right-of-way (“ROW”).

Observation Point 3: This area is part of the Project ROW and was crossed utilizing matting. ONEOK has erosion control devices (“ECDs”) (which are noted by Stantec to be in good condition) in place and will continue to properly maintain the ECDs and monitor this location for revegetation during this active growing season.

Observation Point 4: The area where the minor mixing is noted in the ROW is a two-track road that is used by the landowner as the route to access his fields. ONEOK complied with the Certification Relating to Order Provisions regarding the proper removal and segregation of the topsoil from the subsoil, retaining separation until replacement and during the backfill process and is uncertain of how the minor mixing occurred. ONEOK will work with the landowner to address any future issues that may arise.

Observation Point 5: Since the April Inspection, 80 feet of straw wattles have been installed on the top side of the drain to inhibit erosion and sediment. ONEOK will continue to monitor until permanent stabilization is achieved.

Observation Point 6 & 7: The photos depict the landowner’s route access roads to and from the landowner’s field.

Observation Points 8 & 9: Since the April Inspection, the areas noted are beginning to show regrowth of the vegetation. ONEOK will continue to monitor until permanent stabilization is achieved.

Observation Point 10: Since the April Inspection, the straw wattles have been corrected and additional straw wattles have been installed. ONEOK will continue to monitor until permanent stabilization is achieved.

Observation Points 11, 12 & 13: ONEOK confirms that these observation point photos are not part of the Project ROW. The Tioga ROW is immediately to the south and adjacent to this culvert location.

Observation Points 14 & 16: The drainageway is part of the Project ROW however, the rock pile and soil was not placed in the drainageway by ONEOK and may belong to the landowner.

Observation Point 15: Since the April Inspection, the ECDs were corrected and additional ECDs have been implemented. ONEOK will continue to monitor until permanent stabilization is achieved.

Observation Point 17: Since the April Inspection, the ECDs have been updated and 60 feet of straw wattles have been installed up both sides of the silt fence as well as

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around the extra workspace to prohibit sediment from traveling off the ROW. ONEOK will continue to monitor until permanent stabilization is achieved.

Observation Point 18: The area of concern was previously impacted by another pipeline company prior to the Tioga Project. There is an abundance of barbed wire fencing that was, and still is, located just off the ROW that does not belong to ONEOK and is believed to belong to the landowner. The construction debris (wood and plastic) that was found on the ROW has been removed and properly disposed of. The ROW is in the vicinity of site 32WI1736, categorized as an ineligible architectural/historical site. The site was categorized as “Not Eligible”, “No Avoidance” and concurrence received from the ND SHPO on 12/31/2019.

Observation Point 19: Since the April Inspection, the ECDs have been maintained and/or replaced and additional ECDs consisting of 100 square yards of erosion control blanket (“ECB”) on the east side, 600 square feet of ECB on the west side and 20 feet of straw wattle installed. ONEOK will continue to monitor until permanent stabilization is achieved.

Observation Point 21: Since the April Inspection, the pipe lengths that are depicted have been removed from the ROW.

Observation Point 22: Observation Point 22 is noted to have proper ECDs in place and toed in. ONEOK ECDs are in place and will continue to be monitored until permanent stabilization is achieved.

Observation Point 24: Since the April Inspection, the rocks have been removed from the ROW.

Observation Point 26: The Project crossed this area utilizing the open-cut method. Inspector notes evidence of minor mixing, however, ONEOK could not find where the noted minor mixing had occurred. The sand that the inspector noted on the west side of the photo was present when the mats were placed for crossing and the water bar that is present was made using the existing soils that were present at this location.

Observation Points 27 & 28: Since the time of this inspection, the rocks have been removed from the ROW. Also, the landowner has tilled, disced and planted these areas.

Observation Point 29: Since the April Inspection, additional ECDs have been put in place at the inlet and outlet to the road access within the ROW. ONEOK will continue to monitor until permanent stabilization is achieved.

Observation Point 33: ONEOK complied with the Certification Relating to Order Provisions regarding the proper removal and segregation of the topsoil from the subsoil, retaining separation until replacement and during the backfill process.

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ONEOK is uncertain of how the minor mixing occurred and will work with the landowner to address any future issues that may arise.

Observation Points 34, 35 & 37: Since the April Inspection, additional ECDs have been installed consisting of 90 feet of wattles on the bottom outside of the ROW to stop sediment leaving the ROW, while attempting to disturb minimal vegetation on the ROW edge. Also, 20 feet of wattles installed further up the draw to assist with slowing of the water coming from the above field and 20 feet of wattles where the draw comes into the ROW to slow water coming into the point of intersection. ONEOK will continue to monitor until permanent stabilization is achieved.

If you have any questions, please contact Beth Ludwig, Environmental Specialist (phone 918-588-7257; email beth.ludwig@oneok.com) or me with any questions or concerns you may have.

Sincerely,

DocuSigned by:
Todd McKimney
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Todd McKimney
Vice President, Integrated Operations and Capital Projects

cc: Todd McKimney, Vice President, Integrated Operations and Capital Projects
Michael Dailey, Legal Counsel
Wade C. Mann, Crowley Fleck
Beth Ludwig, Environmental Specialist
Tulsa Large Projects, Tioga Lateral Project Files