

March 20, 2020

Steve Kahl
Interim Executive Secretary
ND Public Service Commission
Inside Mail

Dear Mr. Kahl:

This is in response to your request for a review of the environmental impacts associated with the Case No. PU-19369, Whiting Oil and Gas Corporation – Robinson Lake Oil Condition project located in Mountrail County.

The proposed project has been reviewed by State Water Commission staff, and the following comments are provided:

- There are no floodplains identified and/or mapped where this proposed project is to take place. No permits relative to the NFIP are required based on the current effective FIRM and State minimum standards.
- If the site construction will involve the placement of fill, a drainage permit may be required according to N.D.A.C. § 89-02-01-03. Please contact Brian Mager at 701-328-3442 for more information.
- Initial review indicates the project does not require a conditional or temporary permit for water appropriation. However, if surface water or groundwater will be diverted for construction of the project, a water permit will be required per North Dakota Century Code § 61-04-02. Please consult with the Water Appropriations Division of the Office of the State Engineer if you have any questions at (701) 328-2754 or waterpermits@nd.gov.

Thank you for the opportunity to provide review comments. Should you have further questions, please contact me at 701-328-4970 or stevebest@nd.gov.

Sincerely,



Steven Best
Planner III

SB:dm/1570

40 PU-19-369 Filed: 3/30/2020 Pages: 4
Exhibit 5 - Letter from ND State Engineer dated
3-20-2020

Whiting Oil and Gas Corporation

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

**Whiting Oil and Gas Corporation
Robinson Lake Oil Conditioning - Mountrail County
Siting Application**

Case No. PU-19-369

NOTICE OF FILING AND PUBLIC HEARING

February 5, 2020

A public hearing on the application in Case No. PU-19-369 is scheduled for **March 30, 2020 at 10:00 A.M. CST at Teddy's Residential Suites, 951 Eagle Drive, New Town, ND 58763.**

Whiting Oil and Gas Corporation filed an application for a certificate of site compatibility for the expansion of the existing Robinson Lake Oil Conditioning Facility, which will increase the facility's oil conditioning capacity from 45,000 barrels per day (bpd) to 65,000 bpd. The facility is located approximately 7.9 miles northeast of New Town in Mountrail County, North Dakota.

The facility's location is shown on the attached map.

The issues in the application for a certificate of site compatibility are:

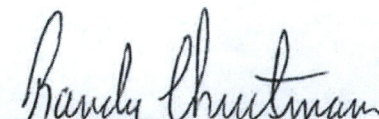
1. Will construction, operation, and maintenance of the facility at the proposed location produce minimal adverse effects on the environment and upon the welfare of the citizens of North Dakota?
2. Is the proposed facility compatible with the environmental preservation and the efficient use of resources?
3. Will construction, operation, and maintenance of the facility at the proposed location minimize adverse human and environmental impact while ensuring continuing system reliability and integrity and ensuring that energy needs are met and fulfilled in an orderly and timely fashion?

For more information contact the Public Service Commission, State Capitol, Bismarck, North Dakota 58505, 701-328-2400; or Relay North Dakota, 1-800-366-6888 TTY. If you require any auxiliary aids or services, such as readers, signers, or Braille materials, please notify the Commission at least 24 hours in advance.

PUBLIC SERVICE COMMISSION


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