

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

Dakota Gasification Company
Transfer – Corridor #223 & Route #233
Siting Application

Case No. PU-23-347

ORDER

January 24, 2024

Preliminary Statement

On July 28, 2021, in Case No. PU-21-150 the Commission adopted Findings of Fact, Conclusions of Law and Order issuing Certificate of Corridor Compatibility Number 223, and Route Permit Number 233, to Dakota Gasification Company (DGC), for the construction, operation, and maintenance of approximately 2.9 miles of twelve-inch and 3.9 miles of six-inch carbon dioxide gas pipeline and associated facilities in Mercer County, North Dakota.

On November 15, 2023, in Case No. PU-23-347, DGC and Dakota Carbon Services LLC (DCS) filed a joint application to transfer Certificate of Corridor Compatibility Number 223 and Route Permit Number 233 from DGC to DCS.

On November 29, 2023, the Commission issued a Notice of Opportunity for Hearing that provided until January 8, 2024, for receiving written comments and hearing requests. No requests for hearing were received. The Notice identified the issues to be considered in this proceeding are:

1. Whether DCS agrees and is able to comply with the terms and conditions of the certificate, and
2. Whether the requested transfer is compatible with the public interest.

Discussion

DCS is a Delaware limited liability company authorized to do business in North Dakota, as evidenced by corporate papers filed with the Commission on November 16, 2023, in Case No. PU-23-347.

The Affidavit of Todd Brickhouse, President of DCS, states that DCS has the financial and technical qualifications to own and operate the facilities in the same manner as DGC. Further, DCS agrees to assume the rights and obligations of DGC with respect to Certificate of Corridor Compatibility Number 223, and Route Permit Number 233, and to comply with the terms and conditions of the Certificate, Permit and Order.

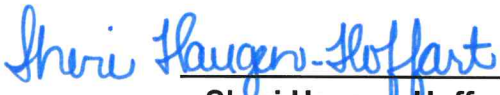
Having considered this matter, the Commission finds DCS agrees and is able to comply with the terms and conditions of the Certificate of Corridor Compatibility Number 223, and Route Permit Number 233 and the requested transfer is compatible with the public interest.

Order

Contingent upon receiving no further comments or hearing requests, the Commission orders:

1. The application for transfer of Certificate of Corridor Compatibility Number 223 and Route Permit Number 233 is approved.
2. First Reissued Certificate of Corridor Compatibility Number 223 and First Reissued Route Permit Number 233 is issued to Dakota Carbon Services LLC.

PUBLIC SERVICE COMMISSION



Sheri Haugen-Hoffart
Commissioner



Randy Christmann
Chair



Julie Fedorchak
Commissioner

**PUBLIC SERVICE COMMISSION
STATE OF NORTH DAKOTA**

**First Reissued
Certificate of Corridor Compatibility Number 223**

This is to certify that the Commission has designated a transmission facility corridor for Dakota Carbon Services LLC for the construction, operation and maintenance of approximately 2.9 miles of 12-inch diameter and 3.9 miles of 6-inch diameter carbon dioxide gas pipeline with associated facilities in Mercer County, North Dakota.

This certificate is reissued in accordance with the Orders of this Commission dated July 28, 2021, in Case No. PU-21-150, and the Order dated January 24, 2024, in Case No. PU-23-347 and is subject to the conditions and limitations noted in those Orders.

Bismarck, North Dakota, January 24, 2024.

ATTEST:

PUBLIC SERVICE COMMISSION


Executive Secretary


Commissioner

**PUBLIC SERVICE COMMISSION
STATE OF NORTH DAKOTA**

First Reissued Route Permit Number 233

This is to certify that the Commission has designated a transmission facility route for Dakota Carbon Services LLC for the construction, operation, and maintenance of approximately 2.9 miles of 12-inch diameter and 3.9 miles of 6-inch diameter carbon dioxide gas pipeline and associated facilities in Mercer County, North Dakota.

This certificate is reissued in accordance with the Orders of this Commission dated July 28, 2021, in Case No. PU-21-150, and the Order dated January 24, 2024, in Case No. PU-23-347 and is subject to the conditions and limitations noted in those Orders.


Bismarck, North Dakota, January 24, 2024.

ATTEST:

PUBLIC SERVICE COMMISSION



Executive Secretary



Commissioner