

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

Caliber North Dakota LLC
Transfer – Certificates #164, 229 - Permits #176, 239
Siting Application

Case No. PU-24-79

AFFIDAVIT OF SERVICE BY CERTIFIED MAIL

STATE OF NORTH DAKOTA
COUNTY OF BURLEIGH

Geralyn R. Schmaltz deposes and says that:

she is over the age of 18 years and not a party to this action and, on the **30th day of April 2024**, she deposited in the United States Mail, at Bismarck, North Dakota, **one** envelope with certified postage, return receipt requested, fully prepaid, securely sealed and containing a photocopy of:

- **Order**

And Original Of:

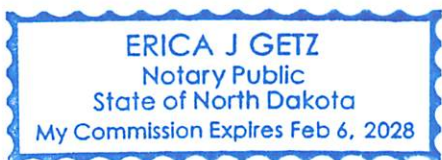
- **First Amended Second Reissued Certificate of Corridor Compatibility Number 164**
- **First Reissued Certificate of Corridor Compatibility Number 229**
- **First Amended Second Reissued Route Permit Number 176**
- **First Reissued Route Permit Number 239**

The envelope was addressed as follows:

Casey Fury
Crowley Fleck Attorneys PLLP
PO Box 2798
Bismarck, ND 58502-2798
Cert. No. 9589 0710 5270 0129 6622 85

Each address shown is the respective addressee's last reasonably ascertainable post office address.

Subscribed and sworn to before me
this **30th day of April 2024**.



Notary Public

SEAL

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

Caliber North Dakota LLC
Transfer-Certificates #164; 229-Permits #176; 239
Siting Application

Case No. PU-24-79

ORDER

April 29, 2024

On April 8, 2015, in Case No. PU-14-689, the Commission adopted Findings of Fact, Conclusions of Law and Order issuing Certificate of Corridor Compatibility (Certificate) number 164 and Route Permit (Permit) number 176, to Caliber Midstream Partners (n/k/a Caliber Midstream Partners LLC), for the construction, operation, and maintenance of approximately 4.4 miles of six-inch natural gas pipeline and associated facilities in McKenzie County, North Dakota.

On April 29, 2015, in Case No. PU-14-689, the Commission adopted Amended Findings of Fact, Conclusions of Law and Order issuing First Amended Certificate number 164 and First Amended Permit number 176.

On January 11, 2023, in Case No. PU-21-441, the Commission adopted Findings of Fact, Conclusions of Law and Order issuing Certificate number 229 and Permit number 239, to Caliber North Dakota LLC (Caliber North Dakota), for the construction, operation, and maintenance of approximately 2.62 miles of eight-inch natural gas pipeline and associated facilities in McKenzie County, North Dakota.

On March 8, 2023, in case PU-22-416, the Commission granted the transfer of the 4.4-mile pipeline from Caliber Midstream Partners LLC to Caliber North Dakota and issued First Amended First Reissued Certificate of Corridor Compatibility No. 164 and First Amended First Reissued Route Permit No. 176 to Caliber North Dakota.

On February 16, 2024, Caliber North Dakota LLC and Valence Natural Gas Solutions LLC (Valence) filed with the Commission a joint application to transfer Certificate Numbers 164 and 229 and Permit Numbers 176 and 239 to Valence.

On March 5, 2024, the Commission issued a Notice of Opportunity for Hearing providing until April 19, 2024, for comments and requests for hearing. No comments or requests for hearing were received.

The Notice identified the following issues to be considered:

1. Whether Valence agrees and is able to comply with the terms and conditions of Certificate number 164 and Permit number 176 issued on April

8, 2015, and Certificate number 229 and Permit number 239 issued on January 11, 2023, respectively; and

2. Whether the requested transfer is compatible with the public interest.

Discussion

Valence is a Delaware limited liability company authorized to do business in the State of North Dakota, as evidenced by the corporate papers filed with the Commission as part of this application.

The affidavit of Stewart Wilson, President, and CEO of Valence, states that Valence has the financial and technical qualifications to own and operate the facilities. Further, Valence agrees to assume the rights and obligations and to comply with the terms and conditions of Certificate of Corridor Compatibility Number 164, Certificate of Corridor Compatibility Number 229, Route Permit Number 176, and Route Permit Number 239, and all applicable Commission orders pertaining thereto.

Having considered this matter, the Commission finds Valence agrees and is able to comply with the terms and conditions of the Certificate of Corridor Compatibility Numbers 164 and 229, Route Permits Numbers 176 and 239 and the requested transfer is compatible with the public interest.

Order

The Commission Orders:

1. The application for transfer of Certificate of Corridor Compatibility Number 164, Certificate of Corridor Compatibility Number 229, Route Permit Number 176, and Route Permit Number 239 is approved.
2. First Amended Second Reissued Certificate of Corridor Compatibility No. 164, First Reissued Certificate of Corridor Compatibility No. 229, First Amended Second Reissued Route Permit No. 176, and First Reissued Route Permit No. 239 are issued to Valence Natural Gas Solutions LLC.

PUBLIC SERVICE COMMISSION


Sheri Haugen-Hoffart
Commissioner


Randy Christmann
Chair


Julie Fedorchak
Commissioner

PUBLIC SERVICE COMMISSION
STATE OF NORTH DAKOTA

First Amended Second Reissued
Certificate of Corridor Compatibility Number 164

This is to certify that the Commission has designated a transmission facility corridor for Valence Natural Gas Solutions LLC for the construction, operation, and maintenance of approximately 4.4 miles of 6-inch diameter natural gas liquids pipeline in McKenzie County, North Dakota.

This certificate is issued in accordance with the Commission's Orders dated April 8, 2015, and April 29, 2015, in Case No. PU-14-689, the March 8, 2023, Order in Case No. PU-22-416 and the April 29, 2024, Order in Case No. PU-24-79 and is subject to the conditions and limitations noted in these orders.

Bismarck, North Dakota, April 29, 2024.

ATTEST:

PUBLIC SERVICE COMMISSION



Executive Secretary



Commissioner

PUBLIC SERVICE COMMISSION
STATE OF NORTH DAKOTA

First Reissued
Certificate of Corridor Compatibility Number 229

This is to certify that the Commission has designated a transmission facility corridor for Valence Natural Gas Solutions LLC designating a corridor 100-feet-wide for the construction, operation, and maintenance of approximately 2.62 miles of 8-inch diameter natural gas pipeline and associated facilities in McKenzie County, North Dakota.

This certificate is issued in accordance with the Commission's Order dated January 11, 2023, in Case No. PU-21-441 and the April 29, 2024, Order in Case No. PU-24-79 and is subject to the conditions and limitations noted in these orders.

Bismarck, North Dakota, April 29, 2024.

ATTEST:

PUBLIC SERVICE COMMISSION



Executive Secretary



Commissioner

PUBLIC SERVICE COMMISSION
STATE OF NORTH DAKOTA

First Amended Second Reissued
Route Permit Number 176

This is to certify that the Commission has designated a transmission facility route for Valence Natural Gas Solutions LLC for the construction, operation, and maintenance of approximately 4.4 miles of 6-inch diameter natural gas liquids pipeline in McKenzie County, North Dakota.

This permit is issued in accordance with the Commission's Orders dated April 8, 2015, and April 29, 2015, in Case No. PU-14-689, the March 8, 2023, Order in Case No. PU-22-416 and the April 29, 2024, Order in Case No. PU-24-79 and is subject to the conditions and limitations in these orders.

Bismarck, North Dakota, April 29, 2024.

ATTEST:

PUBLIC SERVICE COMMISSION


Executive Secretary


Commissioner

PUBLIC SERVICE COMMISSION
STATE OF NORTH DAKOTA

First Reissued
Route Permit Number 239

This is to certify that the Commission has designated a transmission facility route for Valence Natural Gas Solutions LLC for the construction, operation, and maintenance of approximately 2.62 miles of 8-inch diameter natural gas pipeline and associated facilities in McKenzie County, North Dakota.

This permit is issued in accordance with the Commission's Order dated January 11, 2023, in Case No. PU-21-441 and the April 29, 2024, Order in Case No. PU-24-79 and is subject to the conditions and limitations noted in these orders.

Bismarck, North Dakota, April 29, 2024.

ATTEST:

PUBLIC SERVICE COMMISSION



Executive Secretary



Commissioner