

KEYSTONE PIPELINE PROJECT

7509 NW Tiffany Parkway
Kansas City, MO 64153

January 8th, 2008

Chuck Bosch
USFW
Bismarck Wetland Acquisition Office
3425 Miriam Avenue
Bismarck, North Dakota 58501

RE: Application for Keystone Pipeline Easements thru USFW Wetlands

Mr. Bosch:

The purpose of this letter is to serve as our application to acquire certain right of way easements for the Keystone pipeline project. This project consist of a 30" pipeline buried with a minimum 4 feet of cover crossing thru North Dakota and South Dakota carrying crude oil from the Canadian Tar Sands in Alberta Canada., continuing further South thru various States.

The daily capacity is proposed to be 435,000 bbls. per day with a maximum operating pressure of 1,440 pounds per square inch. The width of the permanent right of way easement is fifty feet and the pipe would be centered within that area.

The total length of the Right of way easement thru North Dakota is 5,698 feet in length passing thru Nelson, Steel, and Ransom Counties. This area when put into acreage is approximately 7.4 acres. These lengths and areas are broken down as such: Nelson County 2,256' length containing 2.8 acres, Steel County 310' containing .5 acres and Ransom County 3,132' containing 4.1 acres.

The total length of Right of way easement thru South Dakota is 5,084 feet in length containing approximately 5.3 acres. The lengths are broken down as such Marshall County 174' containing .2 acres, Beadle County 839' containing 1.1 acres, Kingsbury County 1,902' containing 2.3 acres, Miner County 327' containing .4 acres and McCook County 1842' containing 1.3 acres

The total combination thru both states is 10,782' feet in length containing a total of area of 12.7 acres. Enclosed is our application fee of \$250.00 dollars for the linear facilities. This amount has been divided up into two checks. Each one for \$125.00, one for North Dakota and one for South Dakota. We do not anticipate any non-linear facilities. It is my understanding that a monitoring fee will be due within 60 days from the date of an easement permit.

I have also included in CD format three copies of the final environmental impact statement (FEIS) report from the Department of State. This document is some seven hundred pages in length and I thought it would be best presented in this format.

Three sets of individual maps for each section that we are passing thru are included showing the proposed path of the pipeline, as well as the metes and bounds descriptions of the centerline as requested by Mr. Wacker. His previous letter to me is also enclosed.

Our construction timeline is the beginning of May 2008, I was previously informed by Mr. Jack Lolar that even though the approval process is lengthy, it would not hold up the easement permit from the USFW would not hinder our schedule. Thank you for your help and consideration on this project. Your cooperation is most helpful. If you should require additional information do not hesitate to ask. Thank you for your help with this application.

Sincerely,

A handwritten signature in black ink, appearing to read "Phil L. Phillips", with a stylized flourish at the end.

Phil L. Phillips
Keystone Project
Don Ellis and Associates.
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