



United States Department of the Interior

BUREAU OF INDIAN AFFAIRS
Great Plains Regional Office
115 Fourth Avenue S.E., Suite 400
Aberdeen, South Dakota 57401



IN REPLY REFER TO:
DESCRM
MC-208

JAN 13 2012

MEMORANDUM

TO: Superintendent, Fort Berthold Agency

FROM: ^{ACTING} Regional Director, Great Plains Region

SUBJECT: Environmental Assessment Addendum and Finding of No Significant Impact

In compliance with the regulations of the National Environmental Policy Act (NEPA) of 1969, as amended, an Addendum has been completed and a Finding of No Significant Impact (FONSI) has been issued. The Addendum authorizes land use for installation of the Moccasin Creek Extension Pipeline on the Fort Berthold Indian Reservation.

All the necessary requirements of the National Environmental Policy Act have been completed. Attached for your files is a copy of the EA Addendum, FONSI and Notice of Availability. The Council on Environmental Quality (CEQ) regulations require that there be a public notice of availability of the FONSI (40 C.F.R. Section 1506.6(b)). Please post the attached notice of availability at the Agency and Tribal buildings for 30 days.

If you have any questions, please call Marilyn Bercier, Regional Environmental Scientist, Division of Environment, Safety and Cultural Resources Management, at (605) 226-7656.

Attachment

cc: Tex Hall, Chairman, Three Affiliated Tribes (with attachment)
Elgin Crows Breast, Tribal Historic Preservation Officer (with attachment)
Derek Enderud, BLM, Bureau of Land Management (with attachment)
Grady Wolf, SWCA (with attachment)
Jonathon Shelman, Corps of Engineers
Jeff Hunt, Fort Berthold Agency

Finding of No Significant Impact

Saddle Butte Pipeline, LLC (SBP)

Addendum to:

***Saddle Butte Pipeline, LLC August 2010 Environmental Assessment
Saddle Butte Trunk Lines Connecting the Kodiak 16-34H and 16-34-2H Wells***

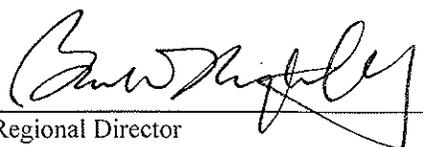
***Fort Berthold Indian Reservation
Dunn County, North Dakota***

The U.S. Bureau of Indian Affairs (BIA) has received a proposal for an addendum to the above referenced Environmental Assessment (EA). The proposal is to acquire a 100-foot right-of-way (ROW) corridor (50 feet of temporary ROW and 50 feet of permanent ROW) for construction of approximately 7,760 feet of natural gas, oil and/or water pipelines (four lines) in Dunn County, North Dakota, on the Fort Berthold Reservation. The new lines would connect to the Saddle Butte Trunk Lines (September 2010 EA/ Finding of No Significant Impact (FONSI)) into the existing Kodiak 16-34H and 16-34-2H well pad in Section 34, T148N, R93W. Associated federal actions by BIA include determinations of impacts and effects regarding environmental resources for developments on tribal lands.

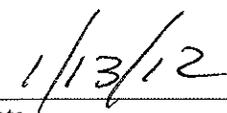
The potential of the proposed actions to impact the human environment is analyzed in the attached addendum to an existing EA, as required by the National Environmental Policy Act. Based on the recently completed addendum to the EA, I have determined that the proposed project will not significantly affect the quality of the human environment. No Environmental Impact Statement is required for any portion of the proposed activities.

This determination is based on the following factors:

1. Agency and public involvement solicited for the preceding NEPA document was sufficient to ascertain potential environmental concerns associated with the currently proposed project.
2. Protective and prudent measures were designed to minimize impacts to air, water, soil, vegetation, wetlands, wildlife, public safety, water resources, and cultural resources. The remaining potential for impacts was disclosed for both the proposed actions and the No Action alternative.
3. Guidance from the U.S. Fish and Wildlife Service has been fully considered regarding wildlife impacts, particularly in regard to threatened or endangered species. This guidance includes the Migratory Bird Treaty Act (16 U.S.C. 703 et seq.), the National Environmental Policy Act of 1969, as amended (42 U.S.C. 4321 et seq.), the Bald and Golden Eagle Protection Act (16 U.S.C. 668-668d, 54 Stat. 250), Executive Order 13186 "Responsibilities of Federal Agencies to Protect Migratory Birds", and the Endangered Species Act (16 U.S.C. 1531 et seq.).
4. The proposed actions are designed to avoid adverse effects to historic, archaeological, cultural and traditional properties, sites and practices. Compliance with the procedures of the National Historic Preservation Act is complete.
5. Environmental justice was fully considered.
6. Cumulative effects to the environment are either mitigated or minimal.
7. No regulatory requirements have been waived or require compensatory mitigation measures.
8. The proposed projects will improve the socio-economic condition of the affected Indian community.



ACTING Regional Director



Date

Notice of Availability and Appeal Rights

Saddle Butte Pipeline: Moccasin Creek Extension Pipeline

The Bureau of Indian Affairs (BIA) is planning to issue administrative approvals related to an Addendum to Environmental Assessment to Authorize Land Use for the Installation of the Moccasin Creek Extension Pipeline on the Fort Berthold Reservation as shown on the attached map. Construction by Saddle Butte Pipeline is expected to begin in 2012.

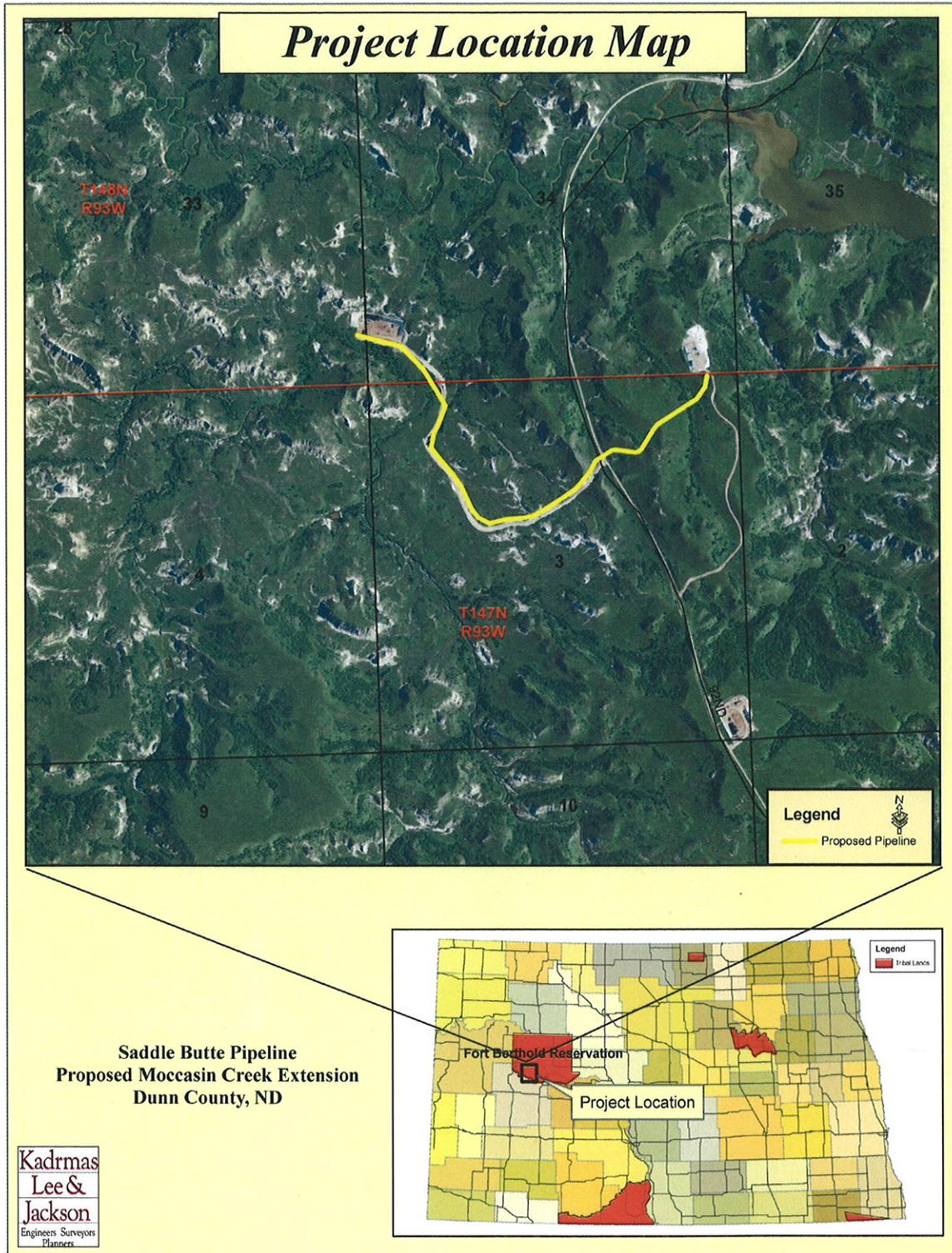
An environmental assessment (EA) determined that proposed activities will not cause significant impacts to the human environment. An environmental impact statement is not required. Contact Earl Silk, Superintendent at 701-627-4707 for more information and/or copies of the EA and the Finding of No Significant Impact (FONSI).

The FONSI is only a finding on environmental impacts – it is not a decision to proceed with an action and *cannot* be appealed. BIA's decision to proceed with administrative actions *can* be appealed until February 11, 2012, by contacting:

**United States Department of the Interior
Office of Hearings and Appeals
Interior Board of Indian Appeals
801 N. Quincy Street, Suite 300, Arlington, Va 22203.**

Procedural details are available from the BIA Fort Berthold Agency at 701-627-4707.

Project locations.



ENVIRONMENTAL ASSESSMENT

Addendum

United States Bureau of Indian Affairs

Great Plains Regional Office
Aberdeen, South Dakota



Saddle Butte Pipeline, LLC

Moccasin Creek Extension Pipeline

Addendum to:

Saddle Butte Pipeline, LLC August 2010 Environmental Assessment
Saddle Butte Trunk Lines

Fort Berthold Indian Reservation

January 2012

For information contact:
Bureau of Indian Affairs, Great Plains Regional Office
Division of Environment, Safety and Cultural Resources
115 4th Avenue SE
Aberdeen, South Dakota 57401
605-226-7656

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1 PURPOSE AND NEED FOR THE PROPOSED ACTION

Saddle Butte Pipeline, LLC (SBP) proposes to construct approximately 7,760 feet of natural gas, oil and/or water pipelines (4 lines) within a 100-foot right-of-way (ROW) corridor (50 feet of temporary ROW and 50 feet of permanent ROW) in Dunn County, North Dakota on the Fort Berthold Indian Reservation. The new lines would connect to the Saddle Butte Trunk Lines (September 2010 EA/ Finding of No Significant Impact (FONSI)). The proposed pipelines would connect into the existing Kodiak 16-34H and 16-34-2H oil and gas well pad in section 34, T148N, R93W.

The proposed pipelines would be located on tribal lands and would connect to a pipeline alignment that has separately achieved a Finding of No Significant Impact (FONSI) approval under the National Environmental Policy Act (NEPA) of 1969, as amended. The proposed natural gas, oil and/or water pipelines would be located in sections 33 and 34, T148N, R93W and section 3, T147N, R93W.

The purpose of the proposed action is to allow SBP to install the proposed pipelines to transport gas, oil and/or water from the previously approved Kodiak wells to a central gathering facility for further transport to markets or an acceptable disposal facility. Installation of the proposed pipelines would further support important benefits to the Three Affiliated Tribes. It would also provide individual members of the tribes with needed employment and income.

Installation of the proposed pipelines would reduce waste of valuable resources associated with continued flaring of produced gas, as well as minimize truck traffic, environmental, and public health and safety concerns.

Please refer to **Figure 1, Project Location Map.**



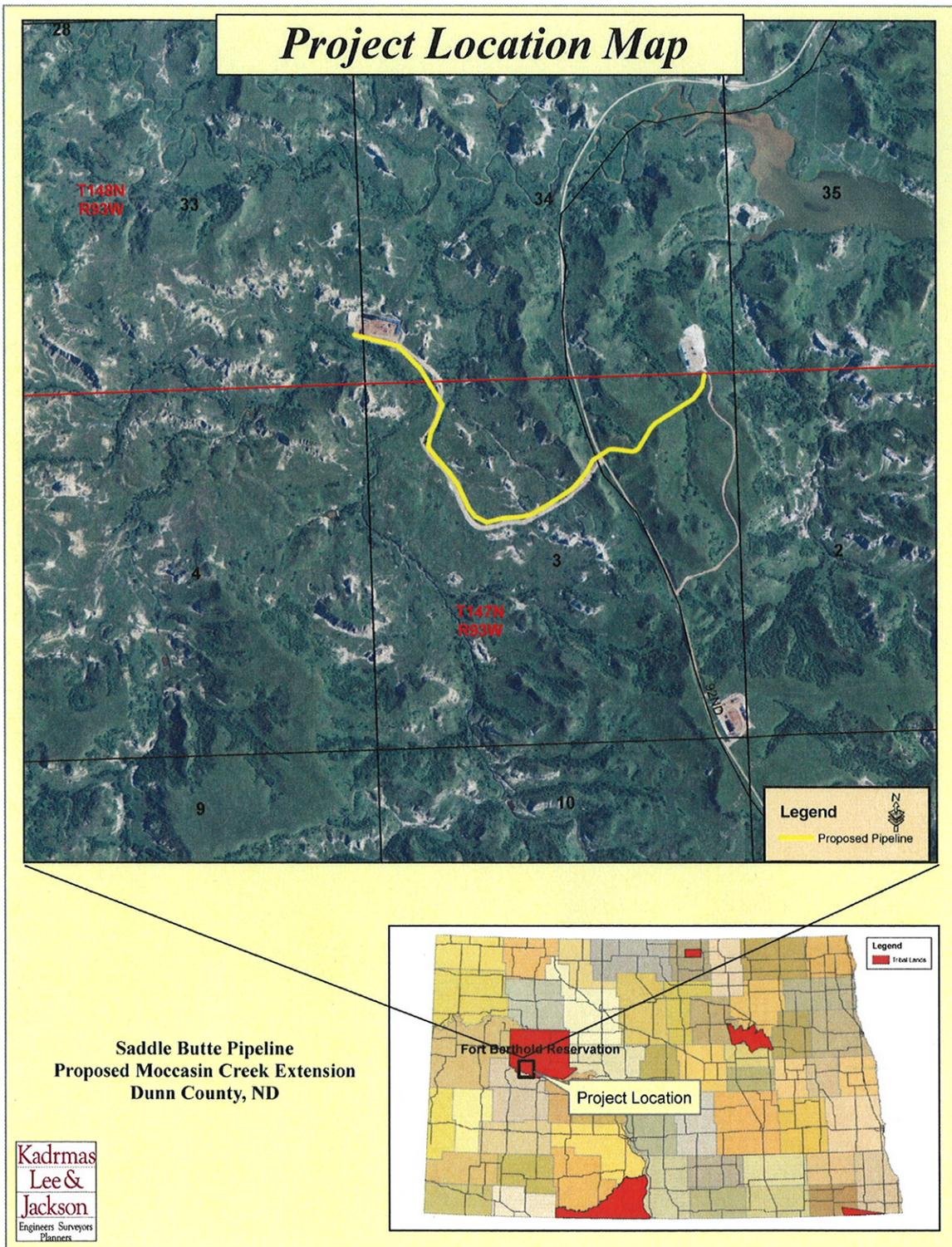


Figure 1, Project Location Map

2 AUTHORITIES

Oil and gas exploration and development activities are conducted under authority of the Indian Mineral Leasing Act of 1938 (25 United States Code [USC] 396a, et seq.), the Indian Mineral Development Act of 1982 (25 USC 2101, et seq.), and the Energy Policy Act of 2005 (42 USC 15801, et seq.).

3 LEGAL LAND DESCRIPTION OF PROPOSED ACTION

The proposed natural gas, water and oil pipelines would be located in Dunn County, North Dakota, in the following location:

- T148N, R93W, Sections 33 and 34
- T147N, R93W, Section 3

4 SCOPE OF WORK FOR PROPOSED ACTION

The proposed action includes authorization by the BIA to install up to four pipelines, gathering system, and other appurtenances above or below ground to move produced gas and liquids to a suitable processing location. The proposed oil and gas pipelines would likely consist of steel lines up to eight inches in diameter and the water line would likely consist of a poly line up to six inches in diameter.

Twenty eight miles of natural gas and oil pipelines were approved in a FONSI for the Saddle Butte Trunk Lines project on September 9, 2010. Since that time, plans have been developed to construct additional lines to newly developed oil and gas wells in the surrounding area, connecting to the Saddle Butte Trunk Lines. Construction of the new lines is expected to take approximately 90 days and would be confined to the 100-foot ROW corridor.

As current estimates expect the Bakken field to remain active for 30 to 40 years, it is important that pipeline systems are designed to perform for this period of time. Pipelines, if designed effectively and well maintained, may have an indefinite life expectancy.

To ensure their long-term viability, all pipelines would be coated with between 14-16 mils of fusion bonded epoxy coating, which helps protect the pipelines against corrosive elements in the soil. The coating would be inspected thoroughly at the time of installation, both visually and by electronic testing means. SBP also utilizes specialty coatings that are applicable for underground fittings, bore crossings, etc. to provide additional levels of protection in areas that require it. Velocities and pressure drops for the pipeline system are carefully evaluated and lines are sized so as to prevent erosion velocity. Additionally, lines are designed to be cleaned and inspected via internal tools (e.g., cleaning pigs and smart pigs), which helps in the identification of issues in the pipes.

Following design and installation, SBP would immediately conduct a cathodic survey utilizing test stations, rectifier pads and other means designed by cathodic protection specialists. SBP would also install pig launchers and receivers on its trunk lines and primary laterals to identify pipeline conditions both internally and externally to maintain the integrity of the pipeline system.

All SBP installations are monitored by an inspection/construction management team as well as independent third party contract experts. SBP's construction specifications require contractors to allow for inspection, and no pipeline is laid and backfilled without appropriate approvals. Hydrotesting of pipelines would be used to assure no possibility of leakage at the time of installation.

Installation of the pipelines may require clearing and grading within the 100-foot ROW along the entire pipeline corridor. Every effort would be made to minimize surface disturbance during the construction process. Topsoil would be separated and stockpiled along either side of any disturbed cross section to be used for prompt reseeding and reclamation of the disturbed area. If construction activities take place close to the end of construction season, topsoil would only be removed far enough in advance that the pipeline could be installed and the site re-graded prior to the end of the construction season. If topsoil cannot be spread in a timely manner that allows vegetation to reestablish prior to winter, topsoil would be spread the following spring and reseeded so as to not be susceptible to wind and/or water erosion over the winter.

For locations that are reclaimed in winter months or late fall such that no germination is possible, SBP would either use a sprayed reinforcement, lain matting reinforcement, spread and crimp straw and/or would minimize erosion issues with straw wattle and silt fence through winter months. Any temporary reclamation measures would remain until SBP can completely reclaim and revegetate the property in the spring. All temporary reclamation measures would be inspected on a monthly basis, or more frequently as necessary, throughout the winter. In addition, SBP would also install straw wattles on slopes as needed to provide erosion breaks.

Continued use of pasture and livestock grazing areas would be maintained during construction via use of temporary fencing or cattle guards when crossing land with livestock present and temporary crossings, as needed. Trenches would be excavated to a depth sufficient to maintain a minimum of 48 inches of ground coverage over the pipeline. The proposed route crosses BIA 17 which consists of a gravel roadway. A roadway crossing permit would be required to cross the roadway prior to construction. The roadway would be bored under and would provide for a minimal crossing depth of 72 inches. Please refer to **Figure 2, Typical Right-of-way Cross Section**. It is understood that other utilities, including phone and water pipelines, may be present in the immediate area and would need to be coordinated with the appropriate utilities accordingly.

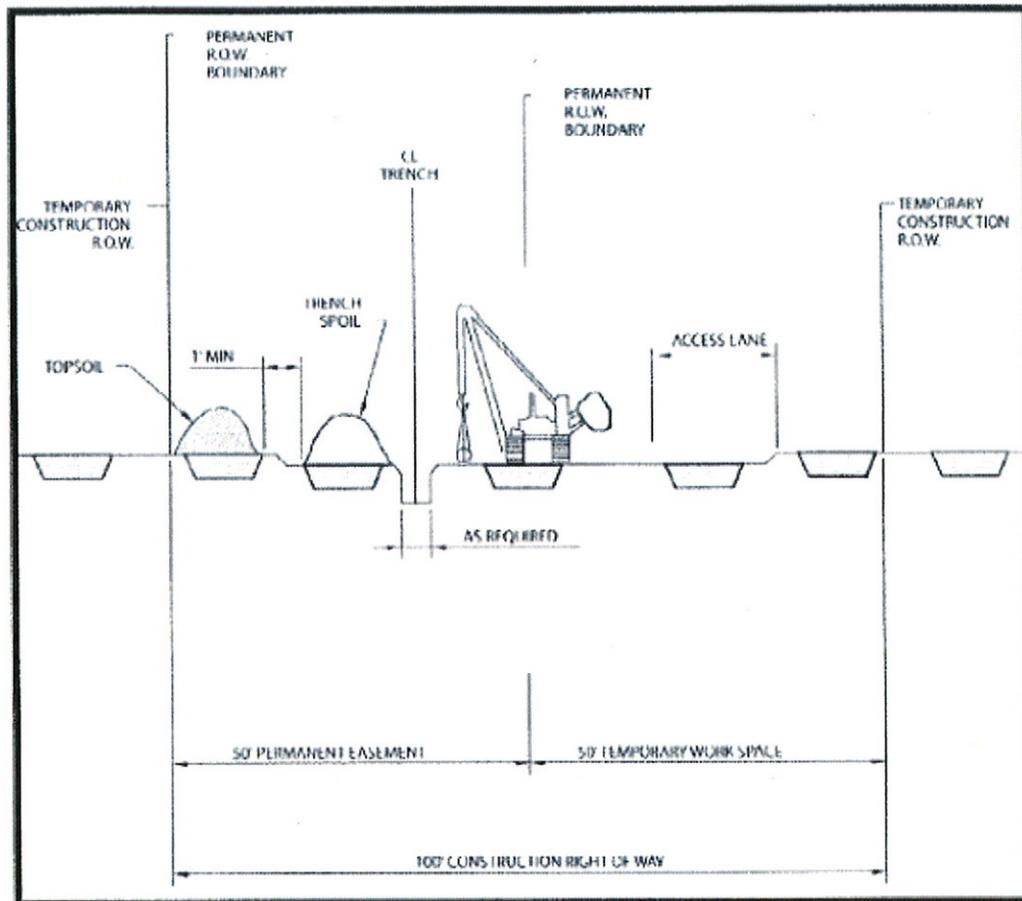


Figure 2, Typical Right-of-way Cross Section

5 APPLICABLE NATIONAL ENVIRONMENTAL POLICY ACT (NEPA) DOCUMENTS

The following NEPA documents have been previously approved by BIA for the proposed action:

- Environmental Assessment, Saddle Butte Pipeline, LLC, Saddle Butte Trunk Lines, Fort Berthold Indian Reservation, August 2010. The EA FONSI was issued September 9, 2010.

6 FIELD RESOURCE SURVEYS

An intensive, pedestrian resource survey of the proposed pipeline corridor was conducted on September 19, 2011 by Kadrmas, Lee & Jackson (KL&J). The purpose of this survey was to gather site-specific data and photos with regards to botanical, biological, threatened and endangered species, eagle, and water resources. A 200-foot wide pipeline corridor was evaluated for this site. In addition, a 0.50 mile wide buffer around all areas of project disturbance was used to evaluate the presence of eagles and eagle nests. Resources were evaluated using visual inspection and pedestrian transects across the site.

The BIA EA on-site assessment of the pipeline corridor was also conducted on September 19, 2011. The BIA Environmental Protection Specialist, SBP, the Tribal Historic Preservation Office (THPO), and KL&J participated in this assessment. During this assessment, construction suitability with respect to topography, stockpiling, drainage, erosion control, and other surface issues were considered. Sections of the proposed route were adjusted in the field to avoid potential cultural resources. Those present at the on-site assessment agreed that the location, along with the minimization measures Saddle Butte Pipeline plans to implement, are positioned in areas which would minimize impacts to sensitive wildlife and botanical resources.

A Class I Literature Review for the proposed site was conducted by KL&J on June 28, 2011. A Class III Cultural Resources Survey was conducted by KL&J on September 19, 2011, with a tribal monitor from the Three Affiliated Tribes THPO simultaneously conducting Traditional Cultural Property Surveys. The Area of Potential Effect (APE), or area surveyed, consisted of a 33.3 acre site which included a 200-foot corridor centered on the proposed pipeline centerline. The proposed alignment shifted from a previously surveyed alignment due to constructability concerns with the original survey alignment.

7 ASSESSMENT OF ENVIRONMENTAL IMPACTS

The following discussion addresses environmental and social impacts as a result of the project expansion. Impacts are only discussed if the expansion of the project has changed the impact assessment reflected in the August 2010 EA, or to note why the impact assessment has not changed.

A. Ground Water

Saddle Butte's standard bore depth beneath an actively eroding drainage area is eight feet. However, bores are designed on a case by case basis to avoid any adverse effects of the natural surface in the vicinity of the bore. Additionally, bore pipe would be coated with abrasion resistant coating that provides substantial abrasion resistance if a large erosion or flooding event occurs.

B. Land Use

The proposed project area is located within a predominantly rural area; land use consists primarily of grassland (89%). **Please refer to Figure 3, Vegetation Along Route.** The proposed project would temporarily convert approximately 17.8 acres of land from its existing use into a pipeline corridor. **Please refer to Table 1, Land Use.** The pipelines would be buried underground and the majority of

land uses would be able to resume following construction and reclamation activities. Some activities, such as those associated with developed lands, may be restricted within the permanent 50-foot right-of-way. No mitigation is proposed.

Table 1, Land Use

LAND CLASSIFICATION	PERCENT OF STUDY AREA	IMPACTED ACRES
Barren	0.2	0.1
Developed	0.5	0.1
Grasslands	89.0	16.9
Wetlands	0.9	0.1
Woodland	9.4	0.6

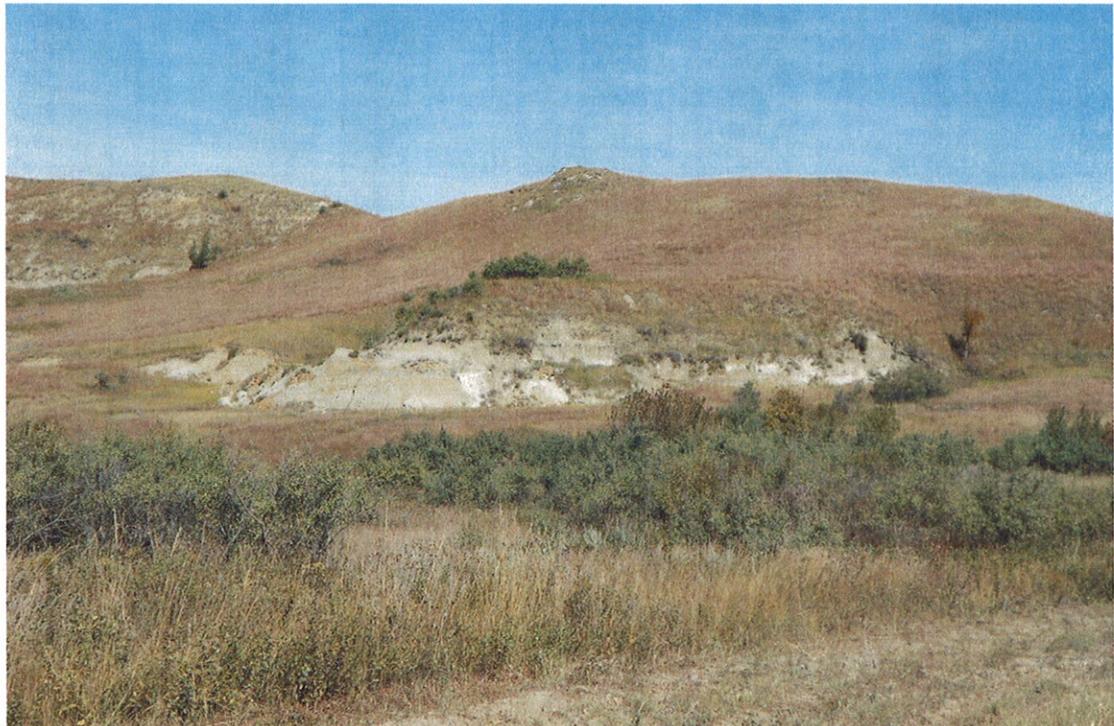


Figure 3, Vegetation Along Route

C. Cultural Resources

A cultural resource inventory of this pipeline route was conducted by personnel of Kadrmas, Lee & Jackson, Inc., using an intensive pedestrian methodology. Approximately 33.3 acres were inventoried on September 29, 2011 (Macy 2011). No historic properties were located that appear to possess the quality of integrity and meet at least one of the criteria (36 CFR 60.6) for inclusion on the National Register. As the lead federal agency, and as provided for in 36 CFR 800.5, on the basis of the information provided, BIA reached a determination of no historic properties affected for this undertaking. This determination was communicated to the THPO on November 4, 2011; however the THPO did not respond within the allotted 30 day comment period.

Macy, Jennifer N.

(2011) Moccasin Creek Extension Natural Gas Gathering Line Reroute: A Class III Cultural Resource Investigation in Dunn County, North Dakota. KJ Cultural Resources for Saddle Butte Pipeline, LLC, Durango, CO.

If cultural resources are discovered during construction or operation, work shall immediately be stopped, the affected site secured, and BIA and THPO notified. In the event of a discovery, work shall not resume until written authorization to proceed has been received from the BIA. All project workers are prohibited from collecting artifacts or disturbing cultural resources in any area under any circumstances.

D. Public Health and Safety

Third-party intrusions are one of the biggest contributing factors to spills. To aid in the prevention of such intrusions, Saddle Butte would fully comply with the marking requirements specified in the US Department of Transportation's rules and regulations, specifically contained in 49 CFR Parts 192 and 195. To ensure such compliance, Saddle Butte developed construction specifications to delineate the requirements for pipeline marking in accordance with applicable laws, rules, and regulations, including the locations of such markings (e.g., road crossings, waterbody crossings, line of sight, etc.) and the manner of marking such pipelines (e.g., height of markings and signage on the markings).

Saddle Butte has committed to developing a spill response plan that would be submitted to the BIA prior to the commencement of the construction activities. The response plan would include procedures that specifically address making the appropriate contacts, isolating the incident, protecting waterways and providing contact information for all the appropriate contractors and experts necessary to facilitate a rapid response.

E. Soils

The published soil survey for Dunn County dates from 1982. Updated information is available online from Natural Resource Conservation Service (NRCS), with updated information available online through the NRCS Web Soil Survey. Location and characteristics of the soils encountered within the project corridor all identified in the previously prepared NEPA document, *Saddle Butte Pipeline, LLC August 2010 Environmental Assessment for Approval of Saddle Butte Trunk Lines*. The project proposed in this Addendum would impact one additional soil not identified in the original NEPA document. This soil is listed in **Table 2, Soil Mapping Units and Attributes**. The listed soil has low susceptibility to sheet and rill erosion and can tolerate high levels of erosion without loss of productivity.

Table 2, Soil Mapping Units and Attributes

MAP UNIT SYMBOL	SOIL TYPE	SLOPE (%)	COMPOSITION (IN UPPER 60 INCHES)			EROSION FACTOR1		HYDROLOGIC SOIL GROUP2
			% SAND	% SILT	% CLAY	KF	T	
DUNN COUNTY								
209E	Cherry-Cabba Complex	9-25	7.9	61.7	30.3	.32	5	B

F. Surface Water

No significant impacts to surface water are expected to result from the proposed pipeline. The proposed project has been sited to avoid direct impacts to surface water and to minimize the disruption of drainage patterns across the landscape. Implementation of BMPs to control erosion would mitigate runoff of sediment downhill or downstream.

Two types of valves would be utilized for spill isolation:

- Check valves would be installed between trunk lines and lateral lines to prevent a “back feed” scenario to a spill, thereby limiting the volume of any spill to the wells that are directly contributing to it.
- Manual valve sets would also be installed at all intersections of laterals to trunk lines, allowing isolation at the wells themselves.

Saddle Butte has also developed a GIS database that establishes real time, web-based maps for use by its operations team and first responder personnel. In addition, Saddle Butte has provided options in its trunk lines for automatic isolation based on low pressure switching devices once the system pressure exceeds 1400 psi. These valves will automatically isolate the pipeline under most line rupture circumstances. Based on these mitigation measures, the proposed project is not anticipated to result in measurable increases in runoff or impacts to surface waters.

¹ Erosion Factors indicate susceptibility of a soil to sheet and rill erosion by water. Kf indicates the erodibility of material less than two millimeters in size. Values of K range from 0.02 to 0.69. Higher values indicate greater susceptibility. T Factors estimate maximum average annual rates of erosion by wind and water that will not affect crop productivity. Tons/acre/year range from 1 for shallow soils to 5 for very deep soils. Soils with higher T values can tolerate higher rates of erosion without loss of productivity.

² Hydrologic Soil Groups (A, B, C, and D) are based on estimates of runoff potential according to the rate of water infiltration under the following conditions: soils are not protected by vegetation, soils are thoroughly wet, and soils receive precipitation from long-duration storms. The rate of infiltration decreases from Group A (high infiltration, low runoff) to D (low infiltration, high runoff).

8 NEPA ADEQUACY CRITERIA

This document has identified one previously prepared NEPA document, *Saddle Butte Pipeline, LLC August 2010 Environmental Assessment for Approval of Saddle Butte Trunk Lines*, which adequately describes the environmental consequences of the newly proposed actions described herein, and meets the following NEPA Adequacy Criteria:

1. The proposed actions are substantially the same actions and at the sites specifically analyzed in the existing NEPA documents.
2. The range of alternatives is reasonable with respect to the current proposed actions in the existing NEPA documents, which appropriately considers and analyzes current environmental concerns, interests, and resource values.
3. The existing analysis and conclusions are adequate in the existing NEPA documents. The analysis is still valid in light of new studies and/or resource assessment information.
4. The methodology and analytical approach used in the existing NEPA documents continues to be appropriate for the proposed actions.
5. The direct and indirect impacts of the proposed actions are unchanged from those identified in the existing NEPA documents.
6. The cumulative impacts that would result from implementation of the proposed actions are unchanged from those analyzed in the existing NEPA documents.
7. A 30-day comment period involving public input and interagency review was used in the development of the existing NEPA documents.



United States Department of the Interior

BUREAU OF INDIAN AFFAIRS
Great Plains Regional Office
115 Fourth Avenue S.E., Suite 400
Aberdeen, South Dakota 57401



IN REPLY REFER TO:
DESCRM
MC-208

NOV 04 2011

Elgin Crows Breast, THPO
Mandan, Hidatsa and Arikara Nation
404 Frontage Road
New Town, North Dakota 58763

Dear Mr. Crows Breast:

We have considered the potential effects on cultural resources of three pipelines in Dunn and McKenzie Counties, North Dakota. Approximately 217 acres were intensively inventoried using a pedestrian methodology. Potential surface disturbances are not expected to exceed the areas depicted in the enclosed reports. One previously recorded site (32MZ939) may possess the quality of integrity and meet at least one of the criteria (36 CFR 60.4) for inclusion on the National Register of Historic Places, although that portion of the site within the project area of potential effect has been much disturbed by previous road construction. No properties were located which appear to qualify for protection under the American Indian Religious Freedom Act (42 USC 1996).

As the surface management agency, and as provided for in 36 CFR 800.5, we have therefore reached a determination of **no historic properties affected** for this undertaking, as the project will not affect the archaeological site. Catalogued as **BIA Case Number AAO-2028/FB/12**, the proposed undertakings, locations, and project dimensions are described in the following reports:

Macy, Jennifer N.

(2011) Moccasin Creek Extension Natural Gas Gathering Line Reroute: A Class III Cultural Resource Investigation in Dunn County, North Dakota. KLJ Cultural Resources for Saddle Butte Pipeline, LLC, Durango, CO.

Macy, Jennifer N., and Mary Mitchell

(2011) Riverview Natural Gas Gathering Line: A Class III Cultural Resource Investigation in McKenzie County, North Dakota. KLJ Cultural Resources for Saddle Butte Pipeline, LLC, Durango, CO.

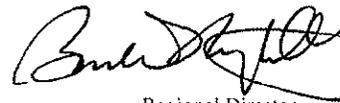
Mitchell, Mary, and Jennifer N. Macy

(2011) Clark's Creek Natural Gas Gathering Line: A Class III Cultural Resource Investigation in McKenzie County, North Dakota. KLJ Cultural Resources for Saddle Butte Pipeline, LLC, Durango, CO.

If your office concurs with this determination, consultation will be completed under the National Historic Preservation Act and its implementing regulations. We will adhere to the Standard Conditions of Compliance.

If you have any questions, please contact Dr. Carson N. Murdy, Regional Archaeologist,
at (605) 226-7656.

Sincerely,



Acting Regional Director

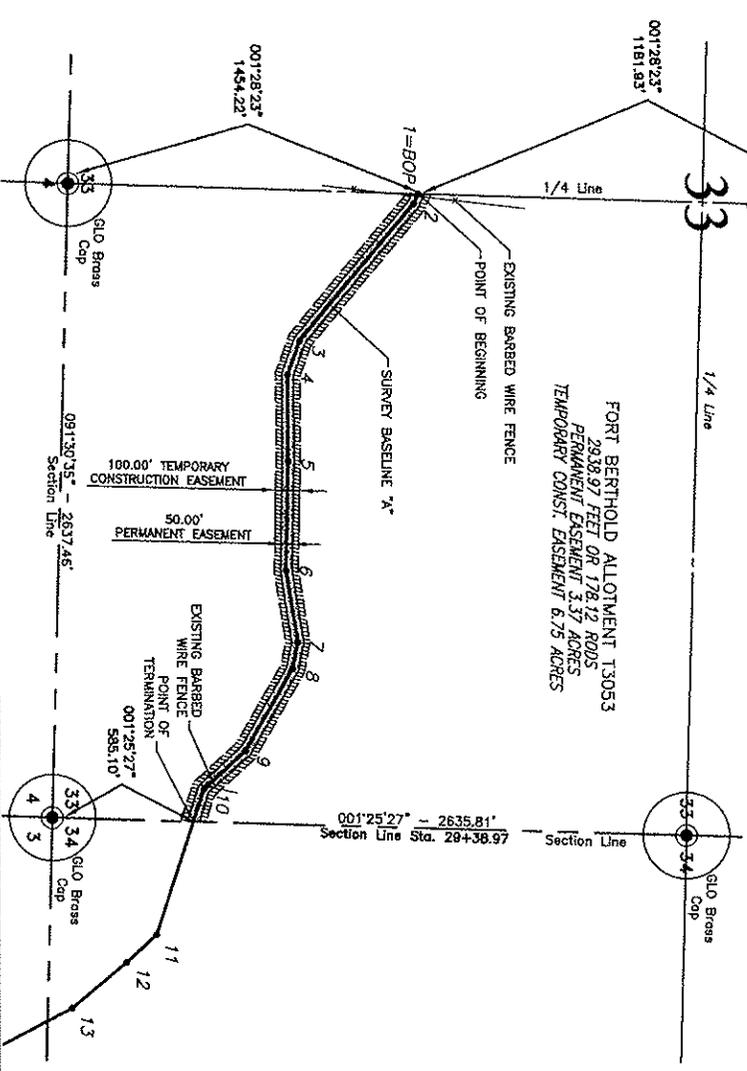
Enclosures

cc: Chairman, Three Affiliated Tribes
Superintendent, Fort Berthold Agency

Appendix A

Pipeline Plats

FORT BERTHOLD ALLOTMENT T3053
 SET 1/4 OF SECTION 33, TOWNSHIP 148 NORTH, RANGE 93 WEST
 OF THE 5TH PRINCIPAL MERIDIAN, DUNN COUNTY, NORTH DAKOTA
 EXHIBIT "A"



PI #	STATIONING	NORTHING	EASTING	DIRECTION	DISTANCE
1=BOP	0+00.00	222705.66	1466530.62	113°08'23"	45.51'
2	0+45.51	222687.80	1466432.48	129°37'58"	741.86'
3	7+87.37	222214.60	1467003.82	109°40'14"	150.80'
4	9+38.17	222163.84	1467145.82	089°43'59"	359.69'
5	12+97.86	222165.51	1467505.50	091°04'51"	454.46'
6	17+52.32	222156.94	1467959.88	080°56'27"	300.13'
7	20+52.45	222204.20	1468256.27	107°56'17"	112.37'
8	21+64.82	222162.88	1468366.59	119°57'46"	394.50'
9	25+59.32	221985.85	1468708.37	137°28'22"	236.91'
10	27+96.23	221811.35	1468868.61	107°57'03"	142.74'
S Line	29+38.97	221767.35	1469004.40		

LEGEND

SYMBOL	ITEM
	ROUNDED ROAD SHOULDER
	CATTLE GUARD
	UTILITY POLES
	DRIVEWAY LINE
	DRIVEWAY
	BARBED WIRE FENCE
	EXISTING WIRE FENCE
	DISTRIBUTION POWER LINE
	FENCE POST
	UTILITY LANDMARK ON SOIL WELL LOCATION

NOTE:
 Survey is based on North Dakota State Plane System, NAD83 (98), North Zone, Int. Foot. Azimuths shown are grid Azimuths; distances shown are grid distances. Combined scale factor is 1.0000004. To go from grid distance to ground distance:



Kadmas Lee & Jackson Professional Surveyors 888 Main Avenue, Suite 301 Dunsmuir, CO 81301	SPP SOUTH DAKOTA PROFESSIONAL SURVEYORS 11/29/2011
--	---

KODIAK MOCCASIN CREEK
 DUNN COUNTY, NORTH DAKOTA
 EASEMENTS ON AND ACROSS THE
 SET 1/4 OF SEC. 33, T. 148N., R. 93W.

SHEET 1 OF 2
 DWG NO. 3710461
 JOB NO. 3710461
 SCALE: 1:800
 PAPER NUMBER: 33-148-93-B

FORT BERTHOLD ALLOTMENT T3053
 SE1/4 of SECTION 33, TOWNSHIP 148 NORTH, RANGE 93 WEST
 OF THE 5TH PRINCIPAL MERIDIAN, DUNN COUNTY, NORTH DAKOTA
 EXHIBIT "A"

SADDLE BUTTE PIPELINE COMPANY
 KODIAK MOCCASIN CREEK

DESCRIPTION: PERMANENT EASEMENT SURVEY

A fifty (50) foot wide continual easement for utilities and pipelines of an oil and gas collection system over, under and across the Southeast Quarter (SE1/4) of Section 33, Township 148 North, Range 93 West of the 5th Principal Meridian, Dunn County, State of North Dakota, lying twenty-five (25) feet on each side of the following described line:

Commencing at the southwest corner of the Southeast Quarter of said Section 33; thence along the west line of said Southeast Quarter of Section 33 on an azimuth of 001°28'23" a distance of 1454.22 feet to the POINT OF BEGINNING; thence on an azimuth of 113°06'23" a distance of 45.51 feet to a point (PI #2); thence on an azimuth of 129°37'58" a distance of 741.86 feet to a point (PI #3); thence on an azimuth of 109°40'14" a distance of 150.80 feet to a point (PI #4); thence on an azimuth of 089°43'59" a distance of 359.69 feet to a point (PI #5); thence on an azimuth of 091°04'51" a distance of 454.46 feet to a point (PI #6); thence on an azimuth of 080°56'27" a distance of 300.13 feet to a point (PI #7); thence on an azimuth of 100°56'17" a distance of 112.37 feet to a point (PI #8); thence on an azimuth of 119°57'46" a distance of 394.50 feet to a point (PI #9); thence on an azimuth of 137°26'22" a distance of 236.91 feet to a point (PI #10); thence on an azimuth of 107°57'03" a distance of 142.74 feet to the POINT OF TERMINATION on the east line of said Southeast Quarter of Section 33. Said point is located on an azimuth of 001°25'27" a distance of 585.10 feet from the southeast corner of said Southeast Quarter of Section 33.

Covering in all 2938.97 feet or 178.12 rods.
 Said easement contains 3.37 acres, more or less.

Together with a (100) foot temporary construction easement for utilities and pipelines of an oil and gas collection system over, under and across the Southeast Quarter (SE1/4) of Section 33, Township 148 North, Range 93 West of the 5th Principal Meridian, Dunn County, State of North Dakota, lying fifty (50) feet on each side of the following described line:

Commencing at the southwest corner of the Southeast Quarter of said Section 33; thence along the west line of said Southeast Quarter of Section 33 on an azimuth of 001°28'23" a distance of 1454.22 feet to the POINT OF BEGINNING; thence on an azimuth of 113°06'23" a distance of 45.51 feet to a point (PI #2); thence on an azimuth of 129°37'58" a distance of 741.86 feet to a point (PI #3); thence on an azimuth of 109°40'14" a distance of 150.80 feet to a point (PI #4); thence on an azimuth of 089°43'59" a distance of 359.69 feet to a point (PI #5); thence on an azimuth of 091°04'51" a distance of 454.46 feet to a point (PI #6); thence on an azimuth of 080°56'27" a distance of 300.13 feet to a point (PI #7); thence on an azimuth of 100°56'17" a distance of 112.37 feet to a point (PI #8); thence on an azimuth of 119°57'46" a distance of 394.50 feet to a point (PI #9); thence on an azimuth of 137°26'22" a distance of 236.91 feet to a point (PI #10); thence on an azimuth of 107°57'03" a distance of 142.74 feet to the POINT OF TERMINATION on the east line of said Southeast Quarter of Section 33. Said point is located on an azimuth of 001°25'27" a distance of 585.10 feet from the southeast corner of said Southeast Quarter of Section 33.

Covering in all 2938.97 feet or 178.12 rods.
 Said temporary construction easement contains 6.75 acres, more or less.

NOTES:

- Survey is based on North Dakota State Plane System, NAD83 (96), North Zone, Int. Foot. Azimuths shown are Grid Azimuths, distances shown are grid distance. Combined scale factor = 1.000128484 to go from grid distance to ground distance.
- Descriptions and sketches of easements depicted herein are based on information obtained while conducting the survey for easement acquisition and on deeds supplied by the client, and DO NOT CONSTITUTE THE RESULTS OF A FULL BOUNDARY SURVEY.



I, Myron J. Kadrmas, Registered Land Surveyor, N.D. RLS No. 3758, do hereby certify that the survey plat shown hereon was made by me, or under my direction, from notes made in the field, and the same is true and correct to the best of my knowledge and belief. The field survey was performed by Kirk Jorgenson on October 9, 2011.

12-15-11
 Date

Myron J. Kadrmas
 Myron J. Kadrmas, Registered Land Surveyor
 N.D. RLS No. 3758

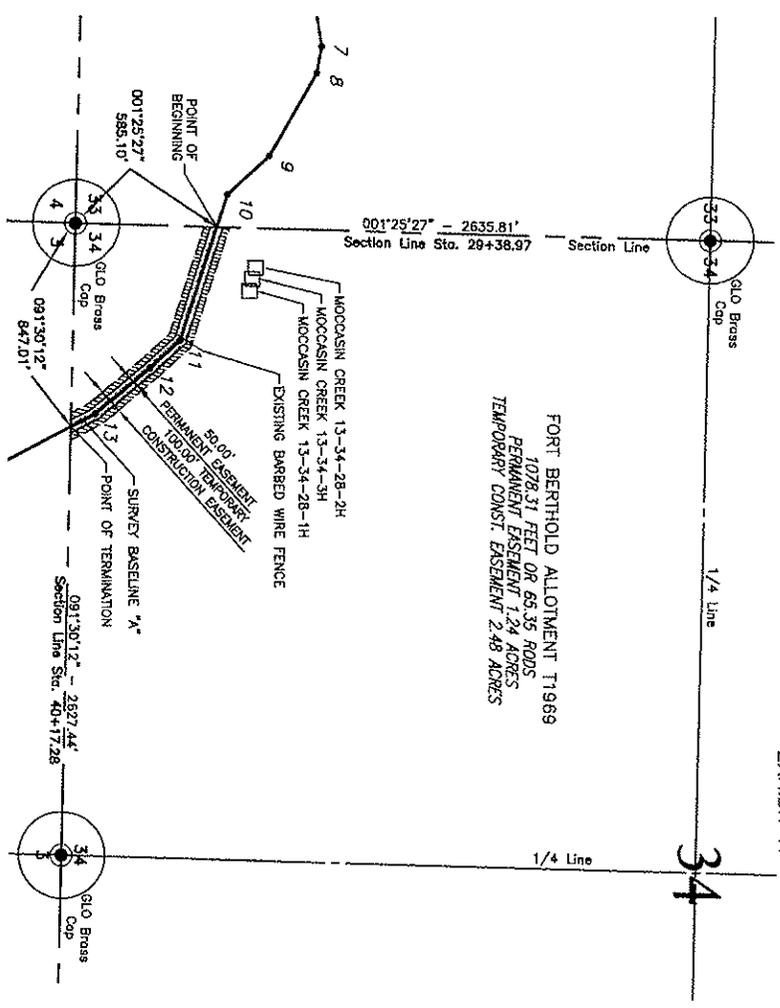
FIELD BOOK: OP-252 PG. 26-35

SHEET 2 OF 2

 Kadrmas Lee & Jackson Engineers Surveyors Planners © Kadrmas, Lee & Jackson 2011 DRAWN BY: C. HUFFMAN	 SADDLE BUTTE PIPELINE, LLC 858 Main Avenue, Suite 301 Durango, CO 81301	KODIAK MOCCASIN CREEK DUNN COUNTY, NORTH DAKOTA EASEMENTS ON AND ACROSS THE SE1/4 OF SEC. 33, T.148N., R.93W.	DWG NO. KodMocccasinCreek_Extensal
			JOB NO. 3710461
ORIGINAL DATE: 12/1/2011 REV. DATE: -			SCALE: NONE
			PANEL NUMBER 33-148-93-B

FORT BERTHOLD ALLOTMENT T1969
 SW1/4 OF SECTION 34, TOWNSHIP 148 NORTH, RANGE 93 WEST
 OF THE 5TH PRINCIPAL MERIDIAN, DUNN COUNTY, NORTH DAKOTA
 EXHIBIT "A"

FORT BERTHOLD ALLOTMENT T1969
 1078.31 FEET OR 65.35 RODS
 PERMANENT EASEMENT 1.24 ACRES
 TEMPORARY CONST. EASEMENT 2.48 ACRES

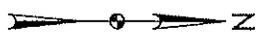


SURVEY BASELINE "A"

PT #	STATIONING	NORTHING	EASTING	DIRECTION	DISTANCE
S Line	29+38.97	221787.35	1469004.40	107°57'05"	495.56'
11	34+34.53	221814.69	1469476.00	137°23'32"	170.14'
12	36+04.67	221489.49	1469591.02	138°48'02"	296.97'
13	39+01.59	221262.61	1469282.66	152°16'05"	115.69'
S Line	40+17.28	221160.21	1469836.50		

LEGEND

SYMBOL	ITEM
[Symbol]	GRADED ROAD SHOULDER
[Symbol]	TREE
[Symbol]	WIRE
[Symbol]	POWER LINE
[Symbol]	CONCRETE
[Symbol]	BARBED WIRE FENCE
[Symbol]	WALLET FENCE
[Symbol]	OVERHEAD POWER LINE
[Symbol]	POWER POLE/STREET LIGHT
[Symbol]	UTILITY MARKER OR SIGN
[Symbol]	VEGETATION
[Symbol]	WELL LOCATOR



NOTE:
 Survey is based on North Dakota State Plane System, NAD83 (96), North Zone, Int. Foot. Azimuths shown are grid azimuths, distances shown are grid distance. Combined scale factor is 1.000128484 to go from grid distance to ground distance.



FIELD BOOK: OP-252 PG. 26-35

Kadmas Lee & Jackson Registered Professional Land Surveyors 838 Main Avenue, Suite 301 Dunwoody, CO 81301 PHONE: 303-251-1111 FAX: - DATE: 1/24/2011	
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KODIAK MOCCASIN CREEK
 DUNN COUNTY, NORTH DAKOTA
 EASEMENTS ON AND ACROSS THE
 SW1/4 OF SEC. 34, T.148N., R.93W.

SHEET 1 OF 2
 DWG NO. 3710451
 JOB NO. 3710451
 SCALE: 1:800
 DRAWN BY: 34-148-93-8
 CHECKED BY: 34-148-93-8
 DATE: 1/24/2011

FORT BERTHOLD ALLOTMENT T1969
 SW1/4 of SECTION 34, TOWNSHIP 148 NORTH, RANGE 93 WEST
 OF THE 5TH PRINCIPAL MERIDIAN, DUNN COUNTY, NORTH DAKOTA
 EXHIBIT "A"

SADDLE BUTTE PIPELINE COMPANY
 KODIAK MOCCASIN CREEK

DESCRIPTION: PERMANENT EASEMENT SURVEY

A fifty (50) foot wide continual easement for utilities and pipelines of an oil and gas collection system over, under and across the Southwest Quarter (SW1/4) of Section 34, Township 148 North, Range 93 West of the 5th Principal Meridian, Dunn County, State of North Dakota, lying twenty-five (25) feet on each side of the following described line:

Commencing at the southwest corner of said Section 34; thence along the west line of said Southwest Quarter of Section 34 on an azimuth of 001°25'27" a distance of 585.10 feet to the POINT OF BEGINNING; thence on an azimuth of 107°57'03" a distance of 495.56 feet to a point (PI #11); thence on an azimuth of 137°23'32" a distance of 170.14 feet to a point (PI #12); thence on an azimuth of 139°48'02" a distance of 296.92 feet to a point (PI #13); thence on an azimuth of 152°16'05" a distance of 115.69 feet to the POINT OF TERMINATION on the south line of said Southwest Quarter of Section 34. Said point is located on an azimuth of 091°30'12" a distance of 847.01' feet from the southwest corner of said Section 34.

Covering in all 1078.31 feet or 65.35 rods.
 Said easement contains 1.24 acres, more or less.

Together with a (100) foot temporary construction easement for utilities and pipelines of an oil and gas collection system over, under and across the Southwest Quarter (SW1/4) of Section 34, Township 148 North, Range 93 West of the 5th Principal Meridian, Dunn County, State of North Dakota, lying fifty (50) feet on each side of the following described line:

Commencing at the southwest corner of said Section 34; thence along the west line of said Southwest Quarter of Section 34 on an azimuth of 001°25'27" a distance of 585.10 feet to the POINT OF BEGINNING; thence on an azimuth of 107°57'03" a distance of 495.56 feet to a point (PI #11); thence on an azimuth of 137°23'32" a distance of 170.14 feet to a point (PI #12); thence on an azimuth of 139°48'02" a distance of 296.92 feet to a point (PI #13); thence on an azimuth of 152°16'05" a distance of 115.69 feet to the POINT OF TERMINATION on the south line of said Southwest Quarter of Section 34. Said point is located on an azimuth of 091°30'12" a distance of 847.01' feet from the southwest corner of said Section 34.

Covering in all 1078.31 feet or 65.35 rods.
 Said temporary construction easement contains 2.48 acres, more or less.

NOTES:

1. Survey is based on North Dakota State Plane System, NAD83 (96), North Zone, Int. Foot. Azimuths shown are Grid Azimuths, distances shown are grid distance. Combined scale factor = 1.000128484 to go from grid distance to ground distance.

2. Descriptions and sketches of easements depicted herein are based on information obtained while conducting the survey for easement acquisition and on deeds supplied by the client, and DO NOT CONSTITUTE THE RESULTS OF A FULL BOUNDARY SURVEY.



I, Myron J. Kadrmas, Registered Land Surveyor, N.D. RLS No. 3758, do hereby certify that the survey plat shown hereon was made by me, or under my direction, from notes made in the field, and the same is true and correct to the best of my knowledge and belief. The field survey was performed by Kirk Jorgenson on October 9, 2011.

12-15-11
 Date

Myron J. Kadrmas
 Myron J. Kadrmas, Registered Land Surveyor
 N.D. RLS No. 3758

FIELD BOOK: OP-252 PG. 26-35

SHEET 2 OF 2

 Kadrmas Lee & Jackson Professional Surveyors Planners © Kadrmas, Lee & Jackson 2011 DRAWN BY: C. Huffman	 SADDLE BUTTE PIPELINE, LLC 858 Main Avenue, Suite 301 Durango, CO 81301	KODIAK MOCCASIN CREEK DUNN COUNTY, NORTH DAKOTA EASEMENTS ON AND ACROSS THE SW1/4 of SEC. 34, T.148N., R.93W.	DWG NO. KoddiMoccasinCreek_Extensd
			JOB NO. 3710461
			SCALE: NONE
			PARCEL NUMBER 34-148-93-B

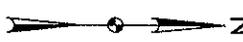
FORT BERTHOLD ALLOTMENT T2189
 N1/2 OF SECTION 3, TOWNSHIP 147 NORTH, RANGE 93 WEST
 OF THE 5TH PRINCIPAL MERIDIAN, DUNN COUNTY, NORTH DAKOTA
 EXHIBIT "A"

SURVEY BASELINE "A"

PI #	STATIONING	NORTHING	EASTING	DIRECTION	DISTANCE
13	40+17.28	221180.21	1469836.50	152°16'05"	482.59'
14	44+19.87	220733.06	1470061.06	203°21'04"	287.71'
15	47+19.58	220468.91	1469947.02	209°33'11"	147.25'
16	49+34.83	220340.82	1469874.39	193°36'22"	204.65'
17	51+39.48	220141.91	1469826.25	146°04'01"	228.68'
18	53+66.16	219953.94	1469952.78	142°12'46"	264.05'
19	56+30.21	219745.16	1470114.57	148°37'09"	97.02'
20	57+27.23	219662.33	1470165.08	159°13'14"	103.96'
21	58+31.19	219573.15	1470218.32	169°11'44"	354.49'
22	61+195.68	219232.37	1470347.83	180°22'51"	177.21'
23	63+44.82	219110.43	1470433.71	144°50'43"	148.14'
24	65+22.03	219020.80	1470588.59	079°25'10"	232.14'
25	67+54.17	219083.43	1470814.78	088°13'56"	267.34'
26	70+21.51	219071.88	1471081.98	081°18'34"	128.12'
27	71+49.63	219091.04	1471208.64	085°55'08"	162.80'
28	73+12.43	219157.46	1471357.26		

SURVEY BASELINE "A"

PI #	STATIONING	NORTHING	EASTING	DIRECTION	DISTANCE
28	73+12.43	219157.46	1471357.26	090°58'21"	373.33'
29	76+85.78	219338.81	1471683.61	057°12'30"	160.07'
30	78+45.85	219425.51	1471818.18	057°02'10"	55.06'
31	79+00.91	219455.47	1471864.37	042°48'40"	291.20'
32	81+82.11	219668.08	1472062.27	030°08'17"	109.08'
33	82+198.20	219760.84	1472115.54	030°54'59"	47.08'
34	83+45.28	219801.24	1472139.73	040°54'15"	35.17'
35	83+80.45	219827.82	1472162.76	080°50'00"	33.94'
36	84+14.39	219844.36	1472192.40	060°48'42"	198.11'
37	86+112.50	219940.98	1472365.33	067°48'54"	35.99'
38	86+48.08	219958.33	1472396.43	087°43'24"	66.91'
39	87+15.00	219960.99	1472463.28	100°58'22"	265.30'
40	89+80.30	219910.50	1472723.73	081°48'07"	49.61'
41	90+22.91	219917.61	1472727.82	056°41'23"	59.23'
42	90+89.14	219950.14	1472822.32	034°23'15"	326.63'
43	94+15.77	220219.68	1473008.80	044°42'18"	103.31'
44	95+19.08	220293.11	1473079.47	067°34'58"	654.91'
45	101+73.99	220614.78	1473549.94	039°25'14"	208.06'
46	103+82.05	220775.51	1473782.06	013°29'23"	170.20'
47=EDP	105+82.25	220941.02	1473821.77		



NOTE: Survey is based on North Dakota State Plane System, NAD83 (96), North Zone, Int. Foot. Azimuths shown are grid Azimuths, distances shown are grid distance. Combined scale factor = 1.000128484 to go from grid distance to ground distance.



FIELD BOOK: OP-252 PG. 28-35

 Kadmasin Lee & Associates Registered Surveyors 836 Main Avenue, Suite 301 Bismarck, ND 58101 Phone: 701/252-2011 Fax: -	 SUSTAINABLE PAPER PRACTICES, LLC. 836 Main Avenue, Suite 301 Bismarck, ND 58101	KODIAK MOCCASIN CREEK DUNN COUNTY, NORTH DAKOTA EASEMENTS ON AND ACROSS THE N1/2 OF SEC. 3, T.147N., R.93W.	DWG NO. KadmasinLee.dwg
			JOB NO. 3710461
SCALE: 1:600 PAPER NUMBER: 3-147-93-B		LAYOUT: 3-147-93-B (1)	

FORT BERTHOLD ALLOTMENT T2189
 N1/2 of SECTION 3, TOWNSHIP 147 NORTH, RANGE 93 WEST
 OF THE 5TH PRINCIPAL MERIDIAN, DUNN COUNTY, NORTH DAKOTA
 EXHIBIT "A"

SADDLE BUTTE PIPELINE COMPANY
 KODIAK MOCCASIN CREEK

DESCRIPTION: PERMANENT EASEMENT SURVEY

A fifty (50) foot wide continual easement for utilities and pipelines of an oil and gas collection system over, under and across the North Half (N1/2) of Section 3, Township 147 North, Range 93 West of the 5th Principal Meridian, Dunn County, State of North Dakota, lying twenty-five (25) feet on each side of the following described line:

Commencing at the northwest corner of said Section 3; thence along the north line of said Section 3 on an azimuth of 091°30'12" a distance of 847.01 feet to the POINT OF BEGINNING; thence on an azimuth of 152°16'05" a distance of 482.59 feet to a point (PI #14); thence on an azimuth of 203°21'04" a distance of 287.71 feet to a point (PI #15); thence on an azimuth of 209°33'11" a distance of 147.25 feet to a point (PI #16); thence on an azimuth of 193°36'22" a distance of 204.65 feet to a point (PI #17); thence on an azimuth of 146°04'01" a distance of 226.68 feet to a point (PI #18); thence on an azimuth of 142°12'46" a distance of 264.05 feet to a point (PI #19); thence on an azimuth of 148°37'09" a distance of 97.02 feet to a point (PI #20); thence on an azimuth of 149°04'27" a distance of 103.96 feet to a point (PI #21); thence on an azimuth of 159°13'14" a distance of 364.49 feet to a point (PI #22); thence on an azimuth of 144°50'43" a distance of 149.14 feet to a point (PI #23); thence on an azimuth of 120°22'51" a distance of 177.21 feet to a point (PI #24); thence on an azimuth of 079°25'10" a distance of 232.14 feet to a point (PI #25); thence on an azimuth of 088°13'56" a distance of 267.34 feet to a point (PI #26); thence on an azimuth of 081°18'34" a distance of 128.12 feet to a point (PI #27); thence on an azimuth of 065°55'08" a distance of 162.80 feet to a point (PI #28); thence on an azimuth of 060°56'21" a distance of 373.35 feet to a point (PI #29); thence on an azimuth of 057°12'30" a distance of 160.07 feet to a point (PI #30); thence on an azimuth of 057°02'10" a distance of 55.06 feet to a point (PI #31); thence on an azimuth of 042°48'40" a distance of 291.20 feet to a point (PI #32); thence on an azimuth of 030°08'17" a distance of 106.09 feet to a point (PI #33); thence on an azimuth of 030°54'59" a distance of 47.08 feet to a point (PI #34); thence on an azimuth of 040°54'15" a distance of 35.17 feet to a point (PI #35); thence on an azimuth of 060°50'00" a distance of 33.94 feet to a point (PI #36); thence on an azimuth of 060°48'42" a distance of 198.11 feet to a point (PI #37); thence on an azimuth of 060°48'54" a distance of 35.59 feet to a point (PI #38); thence on an azimuth of 087°43'24" a distance of 66.91 feet to a point (PI #39); thence on an azimuth of 100°58'22" a distance of 265.30 feet to a point (PI #40); thence on an azimuth of 081°45'07" a distance of 49.61 feet to a point (PI #41); thence on an azimuth of 056°41'23" a distance of 59.23 feet to a point (PI #42); thence on an azimuth of 034°23'15" a distance of 326.63 feet to a point (PI #43); thence on an azimuth of 044°42'18" a distance of 103.31 feet to a point (PI #44); thence on an azimuth of 060°34'58" a distance of 654.91 feet to a point (PI #45); thence on an azimuth of 039°25'14" a distance of 208.06 feet to a point (PI #46); thence on an azimuth of 013°29'23" a distance of 170.20 feet to the POINT OF TERMINATION (PI #47=EOP). Said point is located on an azimuth of 256°32'27" a distance of 443.30 feet from the northeast corner of said Section 3.

Covering in all 6534.97 feet or 396.06 rods.
 Said easement contains 7.50 acres, more or less.

Together with a (100) foot temporary construction easement for utilities and pipelines of an oil and gas collection system over, under and across the North Half (N1/2) of Section 3, Township 147 North, Range 93 West of the 5th Principal Meridian, Dunn County, State of North Dakota, lying fifty (50) feet on each side of the following described line above:

Covering in all 6534.97 feet or 396.06 rods.
 Said temporary construction easement contains 15.00 acres, more or less.

NOTES:

- Survey is based on North Dakota State Plane System, NAD83 (96), North Zone, Int. Foot. Azimuths shown are Grid Azimuths, distances shown are grid distance. Combined scale factor = 1.000128484 to go from grid distance to ground distance.
- Descriptions and sketches of easements depicted herein are based on information obtained while conducting the survey for easement acquisition and on deeds supplied by the client, and DO NOT CONSTITUTE THE RESULTS OF A FULL BOUNDARY SURVEY.



I, Myron J. Kadrmaz, Registered Land Surveyor, N.D. RLS No. 3758, do hereby certify that the survey plat shown hereon was made by me, or under my direction, from notes made in the field, and the same is true and correct to the best of my knowledge and belief. The field survey was performed by Kirk Jorgenson on October 9, 2011.

12-15-11
 Date

Myron J. Kadrmaz
 Myron J. Kadrmaz, Registered Land Surveyor
 N.D. RLS No. 3758

FIELD BOOK: OP-252PG. 26-35

SHEET 3 OF 3

 Kadrmaz, Lee & Jackson Registered Surveyors Planners © Kadrmaz, Lee & Jackson 2011 DRAWN BY: C. Huffman	 SADDLE BUTTE PIPELINE, LLC 858 Main Avenue, Suite 301 Durango, CO 81301	KODIAK MOCCASIN CREEK DUNN COUNTY, NORTH DAKOTA	DWG NO. KodiakMoccasinCreek_Easement
		EASEMENTS ON AND ACROSS THE N1/2 of SEC. 3, T.147N., R.93W.	JOB NO. 3710461
ORIGINAL DATE: 12/1/2011 REV. DATE: -			SCALE: NONE PARCEL NUMBER 3-147-93-B