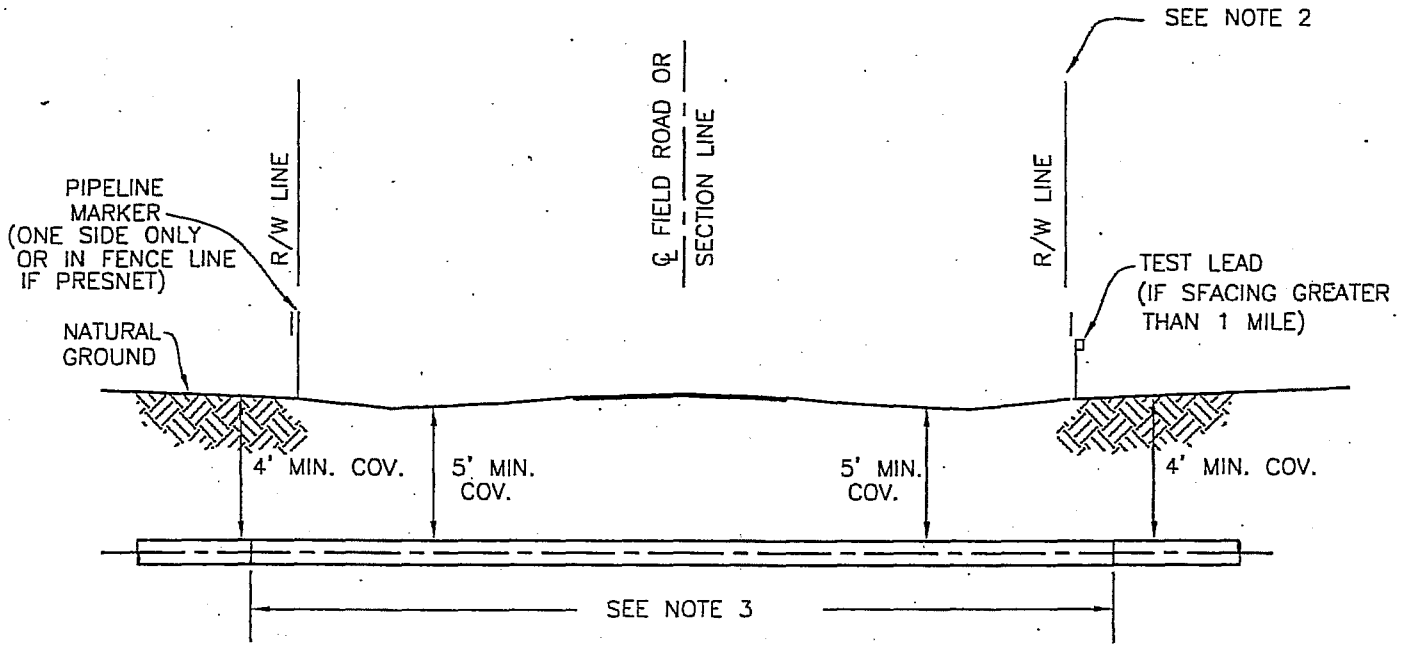


1117th Street  
Section Line

T127N-R59W-SEC 26 & 35



PROFILE  
N.T.S.

NOTES:

1. CROSSING SHALL BE CONSTRUCTED IN ACCORDANCE WITH PERMIT REQUIREMENTS.
2. BENDS SHALL NOT BE PERMITTED WITHIN THE ROAD R.O.W. THE PIPE SHALL HAVE A MINIMUM OF 4.0 FT. OF COVER EXCEPT WITHIN ROW AS SHOWN.
3. MAXIMUM JOINT LENGTHS SHALL BE USED TO MINIMIZE NUMBER OF WELDS IN THE ROAD R.O.W.
4. CONTRACTOR TO NOTIFY RESPONSIBLE PERMITTING AUTHORITY PRIOR TO INSTALLATION.

PRODUCT: CRUDE OIL  
 CARRIER PIPE: 30"O.D. X 0.515" W.T.,  
 API 5LX-70 DSAW PIPE W/12 TO 14 MILS  
 FUSION BONDED EPOXY  
 MINIMUM TEST PRESSURE: 1,801 PSIG  
 MAXIMUM OPERATING PRESSURE: 1,440 PSIG  
 CARRIER PIPE TO BE EXTERNALLY COATED  
 FOR CORROSION CONTROL  
 PIPELINE TO BE CATHODICALLY PROTECTED  
 PIPELINE DESIGN AS PER REQUIREMENTS OF PART 195  
 OF THE CODE OF FEDERAL REGULATIONS(LATEST EDITION)  
 TRAFFIC TO BE MAINTAINED DURING INSTALLATION  
 PIPELINE TO BE INSTALLED BY OPEN CUT



**TransCanada**

*In business to deliver*

KEYSTONE PIPELINE PROJECT

TYPICAL OPEN CUT CROSSING OF  
 FIELD ROAD OR SECTION LINE  
 BY UNCASSED PIPELINE

REVISIONS

NO.	DATE	DESCRIPTION	BY	CHKD	APPR

DRAWN BY: UEI DATE: 12/31/07 APPROVED

CHKD. BY: DATE: ENGINEERING MANAGER

**APPLICATION FOR OCCUPANCY  
OF TWP. ROAD AND RIGHT - OF - WAY**

To: The township board of Stena Township, Britton, South Dakota  
Application is made by: TransCanada - Keystone Pipeline for  
Occupancy of: Section 35 & 2, Township 127N + 126N, Range 59W  
Marshall County, South Dakota 112<sup>th</sup> Street

A Sketch showing the approximate location and approximate elevation is to be attached.

The following information is pertinent to the proposed installation:

1. Intended usage: Crude Oil Pipeline
2. Size and Type: 30" Steel Pipe
3. Outside diameter: 30"
4. Method of installation: Bore

Applicant will ensure the township road and ditch will be properly restored to original condition and the necessary safety precautions will be taken during construction work. The work to be completed, if required in the future will be at no further expense to the township. The township board or their designate will determine, in good faith, when road and ditch are properly restored to original condition. Applicant will provide township with proof of liability coverage and shall hold township harmless from any claims arising from work done by applicant.

This installation will comply with the national safety code. A marker sign will be installed where appropriate.

Recommended for Approval \_\_\_\_\_

Submitted: \_\_\_\_\_

Engineer- Design J.P. Sullen

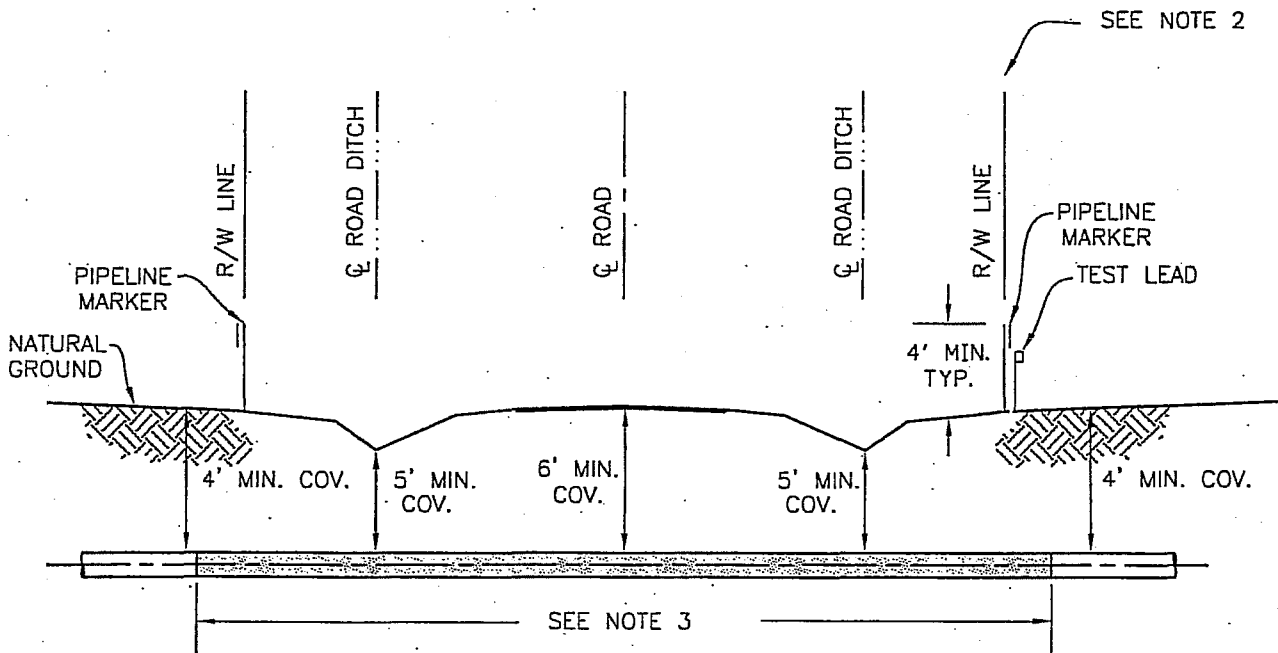
Approved: Jerry J. Burger

Township Board: Alle G. Kurlinger

Gerry Waldner

112th Street

7127N & 126N - Sec. 35 & 2



PROFILE  
N.T.S.

NOTES:

1. CROSSING SHALL BE CONSTRUCTED IN ACCORDANCE WITH PERMIT REQUIREMENTS.
2. BENDS SHALL NOT BE PERMITTED WITHIN THE ROAD R.O.W. THE PIPE SHALL HAVE A MINIMUM OF 4.0 FT. OF COVER EXCEPT UNDER ROAD DITCHES AS SHOWN.
3. MAXIMUM JOINT LENGTHS SHALL BE USED TO MINIMIZE NUMBER OF WELDS IN THE ROAD R.O.W.
4. CONTRACTOR TO NOTIFY RESPONSIBLE PERMITTING AUTHORITY PRIOR TO INSTALLATION.

PRODUCT: CRUDE OIL  
 CARRIER PIPE: 30"O.D. X 0.515" W.T.,  
 API 5LX-70 DSAW PIPE W/12 TO 14 MILS  
 FUSION BONDED EPOXY AND  
 26 MILS URETHANE EPOXY COATING  
 MINIMUM TEST PRESSURE: 1,801 PSIG  
 MAXIMUM OPERATING PRESSURE: 1,440 PSIG  
 CARRIER PIPE TO BE EXTERNALLY COATED  
 FOR CORROSION CONTROL  
 PIPELINE TO BE CATHODICALLY PROTECTED  
 PIPELINE DESIGN AS PER REQUIREMENTS OF PART 195  
 OF THE CODE OF FEDERAL REGULATIONS(LATEST EDITION)  
 TRAFFIC TO BE MAINTAINED DURING INSTALLATION  
 PIPELINE TO BE INSTALLED BY BORING TECHNIQUE.



**TransCanada**

*In business to deliver*

KEYSTONE PIPELINE PROJECT

TYPICAL BORED CROSSING OF  
COUNTY ROAD BY UNCASD PIPELINE

REVISIONS

NO.	DATE	DESCRIPTION	BY	CHKD	APPR

DRAWN BY: UEI	DATE: 12/19/07	APPROVED
CHKD. BY: :	DATE:	ENGINEERING MANAGER
APPR. BY:	DATE:	DRAWING NO.
		REV.

Prepared by: Jay M. Leibel  
Arneson, Issenhuth, Leibel & Parent, LLP  
PO Box 28  
Madison, SD 57042  
(605) 256-9161

(Reserved for Register of Deeds)

### HAUL ROUTE AGREEMENT

THIS AGREEMENT entered into by and between Stena TOWNSHIP, a political subdivision of the State of South Dakota, of Marshall County, South Dakota, hereafter referred to as the "Township" and \_\_\_\_\_, of \_\_\_\_\_, South Dakota \_\_\_\_\_, hereinafter referred to as the "Contractor" as follows:

WHEREAS, Contractor plans to use township <sup>Roads</sup> roads in transporting any item including but not limited to products, equipment, materials, and/or supplies over township roads; and

WHEREAS, the Township is responsible for constructing, altering, improving, and maintaining county roads under the supervision and direction of its Board of Supervisors; and

WHEREAS, the Township and the Contractor anticipate that as a result of the Contractor's use of township roads, accelerated deterioration may occur. Thus repairs or improvements will be required and additional maintenance expenses will be incurred by the Township; and

NOW THEREFORE, in consideration of the terms, conditions, and covenants contained herein, it is mutually agreed as follows:

#### 1. PURPOSE:

This Haul Route Agreement shall be completed for existing, new, and expanded hauling operations that may cause accelerated deterioration of township roads. These hauling operations shall include but not be limited to: contractors, subcontractors and developers.

#### 2. DEFINITIONS

- A. Additional Maintenance. "Additional Maintenance" means grading, graveling, reshaping, repair, and/or modification performed on township roads in excess of the same operations performed as routine maintenance by the Township.

- B. Township Road. "Township Road" means a street, road, or other public way, including shoulders, and right-of-way designated for the purpose of vehicular traffic and under the jurisdiction of the Township.
- C. Haul Road. "Haul Road" means any Township road, bridge, or other structure which is used for transporting items including but not limited to products, equipments, materials and/or supplies and as a result incurs deterioration.
- D. Haul Route. "Haul Route" means the system of haul roads between a source site and the destination and/or the source site and the nearest major intersection as determined by the Township.
- E. Improvements. "Improvements" mean roadway improvements required by the Director because of the Contractor's use of the haul road.

### 3. GENERAL AGREEMENT AS TO ROAD USE:

The Contractor understands and agrees that, although the haul roads covered by this Agreement are on the Township Road System and are subject to normal traffic use the Contractor, by virtue of its use of the road as a haul route, assumes responsibility for additional maintenance and signing costs on such roads resulting from its use of such roads as a haul route.

The Township hereby agrees to the Contractor's use of the haul roads covered by the Agreement subject to the conditions contained herein. The Contractor shall be responsible for obtaining any other permits or licenses which the Township or any other governmental entity may required to operate or move its vehicles on county roads. This Agreement shall not serve to relieve any operator of a Contractor's vehicle from complying with applicable speed limits, weight restrictions, or other posted restrictions.

Any improvements to or widening of the road necessitated by the Contractor's operations, including modification of roadway approaches to accommodate transport vehicles, shall be considered incidental to the hauling performed, shall be made at the Contractor's sole expense unless otherwise authorized in an addendum to this Agreement. Any such improvement shall be authorized by Township permit.

### 4. GENERAL TERMS:

#### A. Compliance with Laws and Regulations

The Contractor shall comply with all Federal, State, and local laws and regulations.

#### B. Severability

If any portion of this Agreement is held invalid it shall have no effect upon the validity of the remaining portions of this Agreement.

C. Scope and Construction of Terms

The definitions in this Agreement shall control the meaning of terms used herein. Where no definition is expressly stated herein, a term shall have that meaning clearly indicated by, or reasonably implied from, the context in which such term is used.

D. Notification

All notices and oral or written communications relating to this Agreement may be forwarded to:

On behalf of the Township:

JERRY J. Burger

10644 417th Ave.

Britton SD. 57430

On behalf of the TransCanada Keystone Pipeline, LP:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

IN WITNESS WHEREOF, the parties hereto executed this Haul Route Agreement on the 28 day of June, 2008.

Stena TOWNSHIP

Jerry J. Burger  
Chairman

Allen B. Knutson  
Supervisor

ATTEST:

Carol Bush  
Clerk

Larry Waldner  
Supervisor

TRANSCANADA KEYSTONE PIPELINE, LP by its agent to Oil Pipeline Operation dnc

By Jan Hat  
It's Asst. Corp. Secretary

By Scott  
It's Lead Manager  
TransCanada Keystone Pipeline O.P. Ltd.

**APPLICATION FOR OCCUPANCY  
OF TWP. ROAD AND RIGHT - OF - WAY**

To: The township board of Weston Township, Britton, South Dakota.

Application is made by: TransCanada - Keystone Pipeline for

Occupancy of: Section NE 1/4 2 Township 126N ~~126N~~, Range 59W

Marshall County, South Dakota

A Sketch showing the approximate location and approximate elevation is to be attached.

The following information is pertinent to the proposed installation:

1. Intended usage: Crude Oil Pipeline
2. Size and Type: 30" Steel Pipe
3. Outside diameter: 30"
4. Method of installation: Bore

Applicant will ensure the township road and ditch will be properly restored to original condition and the necessary safety precautions will be taken during construction work. The work to be completed, if required in the future will be at no further expense to the township. The township board or their designate will determine, in good faith, when road and ditch are properly restored to original condition. Applicant will provide township with proof of liability coverage and shall hold township harmless from any claims arising from work done by applicant.

This installation will comply with the national safety code. A marker sign will be installed where appropriate.

Recommended for Approval Submitted: TransCanada - Roger Phillips  
\_\_\_\_\_  
Engineer- Design John Sellers

Approved: yes \_\_\_\_\_

Township Board: Very 7 Lecker \_\_\_\_\_

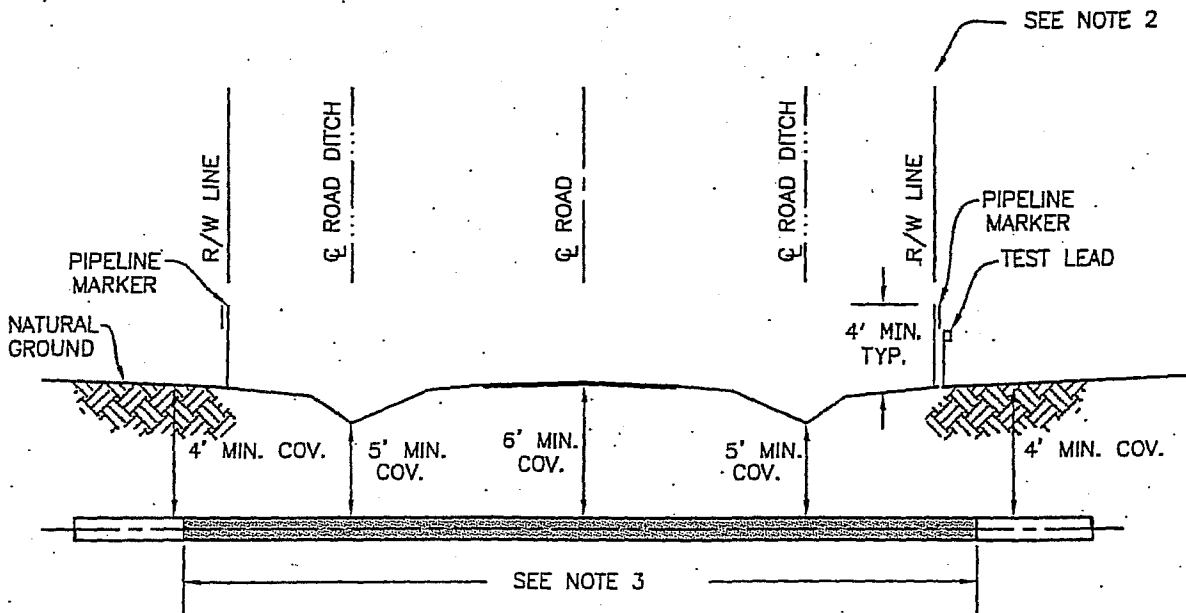
Brad Symens \_\_\_\_\_

Don Symens \_\_\_\_\_

Don Symens

Telephone: (605) 448- 605-448-5800 home with answering machine  
605-448-8013 cell

112th St  
Weston Twp



PROFILE  
N.T.S.

**NOTES:**

1. CROSSING SHALL BE CONSTRUCTED IN ACCORDANCE WITH PERMIT REQUIREMENTS.
2. BENDS SHALL NOT BE PERMITTED WITHIN THE ROAD R.O.W. THE PIPE SHALL HAVE A MINIMUM OF 4.0 FT. OF COVER EXCEPT UNDER ROAD DITCHES AS SHOWN.
3. MAXIMUM JOINT LENGTHS SHALL BE USED TO MINIMIZE NUMBER OF WELDS IN THE ROAD R.O.W.
4. CONTRACTOR TO NOTIFY RESPONSIBLE PERMITTING AUTHORITY PRIOR TO INSTALLATION.

PRODUCT: CRUDE OIL  
 CARRIER PIPE: 30"O.D. X 0.515" W.T.,  
 API 5LX-70 DSAW PIPE W/12 TO 14 MILS  
 FUSION BONDED EPOXY AND  
 26 MILS URETHANE EPOXY COATING  
 MINIMUM TEST PRESSURE: 1,801 PSIG  
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 CARRIER PIPE TO BE EXTERNALLY COATED  
 FOR CORROSION CONTROL  
 PIPELINE TO BE CATHODICALLY PROTECTED  
 PIPELINE DESIGN AS PER REQUIREMENTS OF PART 195  
 OF THE CODE OF FEDERAL REGULATIONS(LATEST EDITION)  
 TRAFFIC TO BE MAINTAINED DURING INSTALLATION  
 PIPELINE TO BE INSTALLED BY BORING TECHNIQUE.

 UNIVERSAL ENCL. INC.	 <b>TransCanada</b> <i>In business to deliver</i> <b>KEYSTONE PIPELINE PROJECT</b>
--	---

**TYPICAL BORED CROSSING OF  
COUNTY ROAD BY UNCASSED PIPELINE**

REVISIONS				DRAWN BY: UEJ	DATE: 12/19/07	APPROVED
NO.	DATE	DESCRIPTION	BY	CHKD	APPR	ENGINEERING MANAGER
						DRAWING NO.
						REV.



APPLICATION FOR OCCUPANCY  
OF TWP. ROAD AND RIGHT - OF - WAY

To: The township board of Weston Township, Britton, South Dakota

Application is made by: TransCanada - Keystone Pipeline for

Occupancy of: Section SE 1/4 2  
NE 1/4 11 Township 126N ~~127N~~, Range 59W

113th St  
Marshall County, South Dakota

A Sketch showing the approximate location and approximate elevation is to be attached.

The following information is pertinent to the proposed installation:

1. Intended usage: Crude Oil Pipeline
2. Size and Type: 30" Steel Pipe
3. Outside diameter: 30"
4. Method of installation: Bore

Applicant will ensure the township road and ditch will be properly restored to original condition and the necessary safety precautions will be taken during construction work. The work to be completed, if required in the future will be at no further expense to the township. The township board or their designate will determine, in good faith, when road and ditch are properly restored to original condition. Applicant will provide township with proof of liability coverage and shall hold township harmless from any claims arising from work done by applicant.

This installation will comply with the national safety code. A marker sign will be installed where appropriate.

Recommended for Approval Submitted: TransCanada - Roger Phillips

Engineer- Design John Sellers

Approved: yes

Township Board: Erny Dieckman

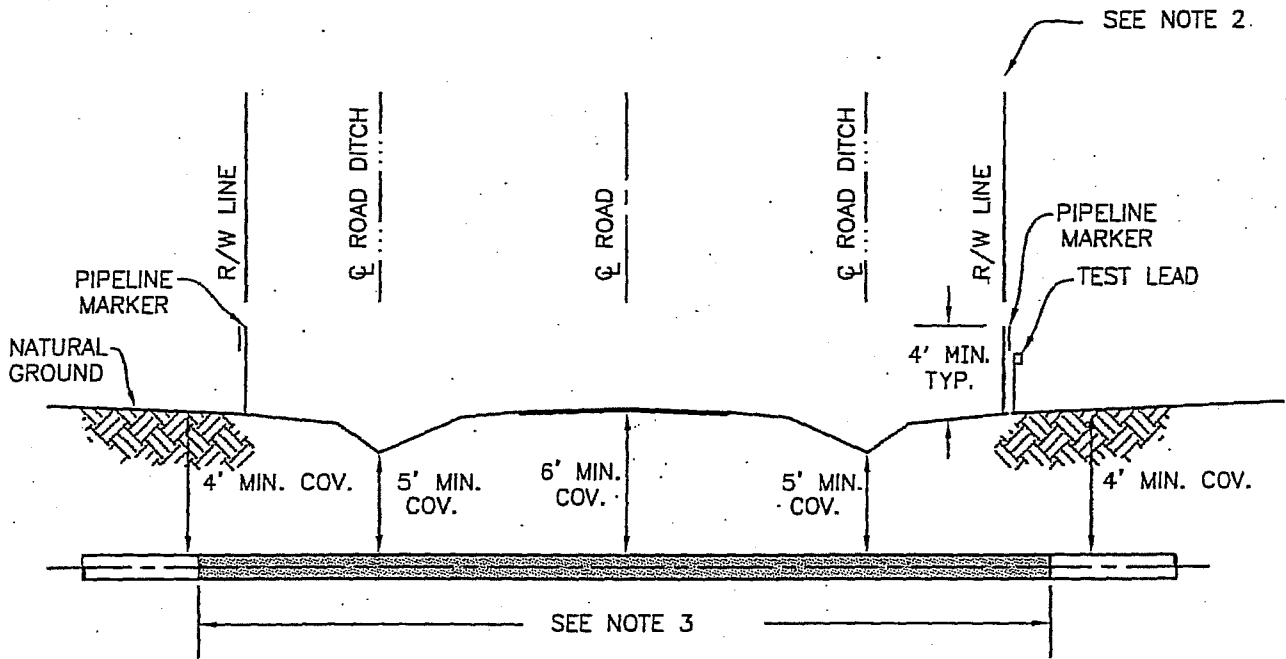
Brad Symens

Don Symens

Don Symens

Telephone: (605) 448- 605-448-5800 home with answering machine  
605-448-8013 cell

113th St  
Weston Twp



PROFILE  
N.T.S.

**NOTES:**

1. CROSSING SHALL BE CONSTRUCTED IN ACCORDANCE WITH PERMIT REQUIREMENTS.
2. BENDS SHALL NOT BE PERMITTED WITHIN THE ROAD R.O.W. THE PIPE SHALL HAVE A MINIMUM OF 4.0 FT. OF COVER EXCEPT UNDER ROAD DITCHES AS SHOWN.
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PRODUCT: CRUDE OIL  
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 FUSION BONDED EPOXY AND  
 26 MILS URETHANE EPOXY COATING

MINIMUM TEST PRESSURE: 1,801 PSIG  
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 FOR CORROSION CONTROL

PIPELINE TO BE CATHODICALLY PROTECTED  
 PIPELINE DESIGN AS PER REQUIREMENTS OF PART 195  
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 TRAFFIC TO BE MAINTAINED DURING INSTALLATION  
 PIPELINE TO BE INSTALLED BY BORING TECHNIQUE.



**TransCanada**

*In business to deliver*

KEYSTONE PIPELINE PROJECT

TYPICAL BORED CROSSING OF  
 COUNTY ROAD BY UNCASSED PIPELINE

REVISIONS

DRAWN BY: TIF DATE: 12/10/07 APPROVED:

T 126N-R 59W-SEC. 2

T 126N-R 59W-SEC. 1

231 +

113th Street Keystone crossing

113th Street

T 126N-R 59W-SEC. 11

T 126N-R 59W-SEC. 12

© 2008 Europa Technologies  
© 2008 Tele Atlas

Images © 2008 TerraMetrics  
Streaming: [|||||] 100%

© 2007 Google

Painter 45°44'55.19" N 97°52'29.71" W Elev. 1296 ft

Eye alt 9634 ft

APPLICATION FOR OCCUPANCY  
OF TWP. ROAD AND RIGHT - OF - WAY

To: The township board of Weston Township, Britton, South Dakota

Application is made by: TransCanada - Keystone Pipeline for

Occupancy of: Section SE 1/4 14  
NE 1/4 23 Township 126N ~~23~~, Range 59W

115th St  
Marshall County, South Dakota

A Sketch showing the approximate location and approximate elevation is to be attached.

The following information is pertinent to the proposed installation:

1. Intended usage: Crude Oil Pipeline
2. Size and Type: 30" Steel Pipe
3. Outside diameter: 30"
4. Method of installation: Cut

Applicant will ensure the township road and ditch will be properly restored to original condition and the necessary safety precautions will be taken during construction work. The work to be completed, if required in the future will be at no further expense to the township. The township board or their designate will determine, in good faith, when road and ditch are properly restored to original condition. Applicant will provide township with proof of liability coverage and shall hold township harmless from any claims arising from work done by applicant.

This installation will comply with the national safety code. A marker sign will be installed where appropriate.

Recommended for Approval Submitted: TransCanada - Roger Phillips

Engineer- Design John Sellers

Approved: \_\_\_\_\_

Township Board: Terry J. Reeder

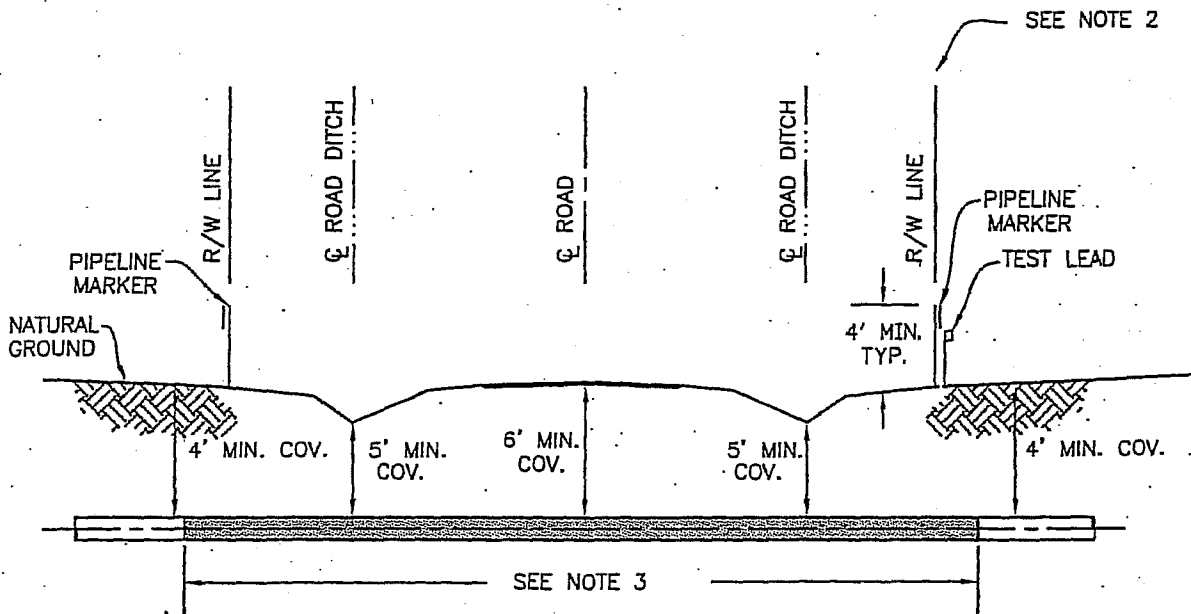
Brad Symens

Don Symens

Don Symens

Telephone: (605) 448- 605-448-5800 home with answering machine  
605-448-8013 cell

115th St  
Weston Twp



PROFILE  
N.T.S.

**NOTES:**

1. CROSSING SHALL BE CONSTRUCTED IN ACCORDANCE WITH PERMIT REQUIREMENTS.
2. BENDS SHALL NOT BE PERMITTED WITHIN THE ROAD R.O.W. THE PIPE SHALL HAVE A MINIMUM OF 4.0 FT. OF COVER EXCEPT UNDER ROAD DITCHES AS SHOWN.
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**TransCanada**

*In business to deliver*

**KEYSTONE PIPELINE PROJECT**

**TYPICAL BORED CROSSING OF  
COUNTY ROAD BY UNCASSED PIPELINE**

**REVISIONS**

NO.	DATE	DESCRIPTION	BY	CHKD	APPR

DRAWN BY: UEI	DATE: 12/19/07	APPROVED
CHKD. BY:	DATE:	ENGINEERING MANAGER
APPR. BY:	DATE:	DRAWING NO. REV.

**APPLICATION FOR OCCUPANCY  
OF TWP. ROAD AND RIGHT - OF - WAY**

To: The township board of Weston Township, Britton, South Dakota

Application is made by: TransCanada - Keystone Pipeline for

Occupancy of: Section SE 1/4 23  
NE 1/4 26 Township 126N ~~26~~, Range 59W

116th St  
Marshall County, South Dakota

A Sketch showing the approximate location and approximate elevation is to be attached.

The following information is pertinent to the proposed installation:

1. Intended usage: Crude Oil Pipeline
2. Size and Type: 30" Steel Pipe
3. Outside diameter: 30"
4. Method of installation: Cut, but restore grade

Applicant will ensure the township road and ditch will be properly restored to original condition and the necessary safety precautions will be taken during construction work. The work to be completed, if required in the future will be at no further expense to the township. The township board or their designate will determine, in good faith, when road and ditch are properly restored to original condition. Applicant will provide township with proof of liability coverage and shall hold township harmless from any claims arising from work done by applicant.

This installation will comply with the national safety code. A marker sign will be installed where appropriate.

Recommended for Approval Submitted: TransCanada - Roger Phillips

Engineer- Design John Sellers

Approved: yes

Township Board: Terry T. Pieper

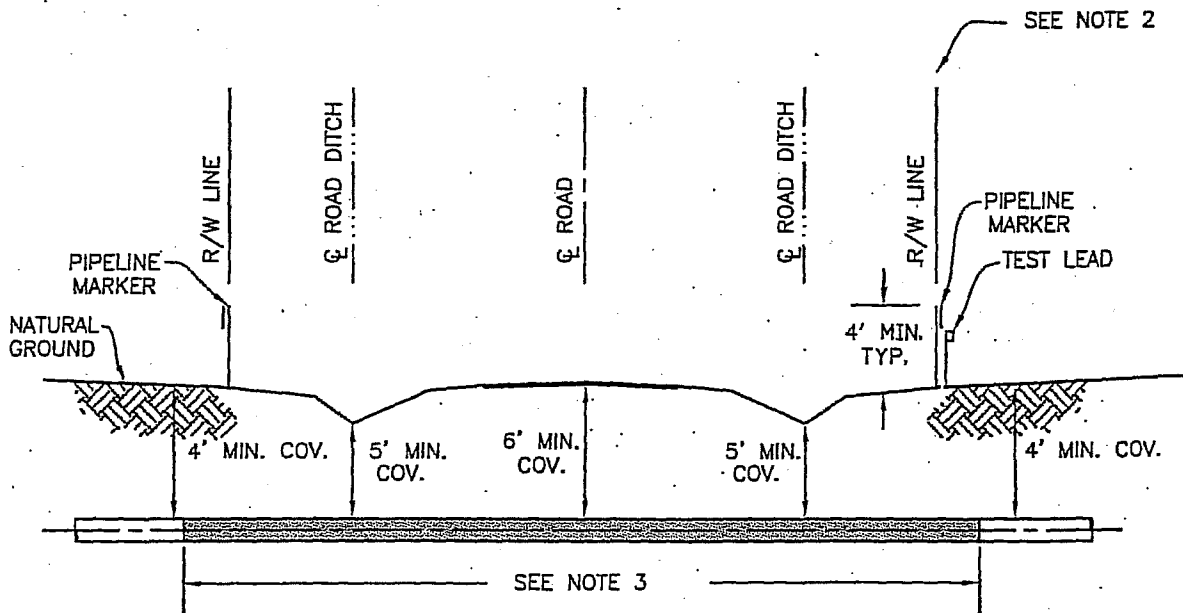
Brad Sporn

Don Symens

Don Symens

Telephone: (605) 448- 605-448-5800 home with answering machine  
605-448-8013 cell

116th St  
Weston Twp

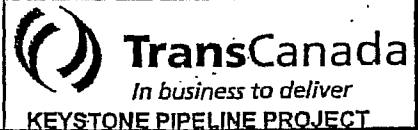


PROFILE  
N.T.S.

**NOTES:**

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TYPICAL BORED CROSSING OF  
COUNTY ROAD BY UNCASSED PIPELINE

REVISIONS				DRAWN BY: UEI	DATE: 12/19/07	APPROVED
NO.	DATE	DESCRIPTION	BY	CHKD	APPR	ENGINEERING MANAGER
						DRAWING NO.
						REV.

**APPLICATION FOR OCCUPANCY  
OF TWP. ROAD AND RIGHT - OF - WAY**

To: The township board of Weston Township, Britton, South Dakota

Application is made by: TransCanada - Keystone Pipeline for

Occupancy of: Section SE 1/4 26  
NE 1/4 35 Township 126N ~~35~~, Range 59W  
117th St  
Marshall County, South Dakota

A Sketch showing the approximate location and approximate elevation is to be attached.

The following information is pertinent to the proposed installation:

1. Intended usage: Crude Oil Pipeline
2. Size and Type: 30" Steel Pipe
3. Outside diameter: 30"
4. Method of installation: Bore

Applicant will ensure the township road and ditch will be properly restored to original condition and the necessary safety precautions will be taken during construction work. The work to be completed, if required in the future will be at no further expense to the township. The township board or their designate will determine, in good faith, when road and ditch are properly restored to original condition. Applicant will provide township with proof of liability coverage and shall hold township harmless from any claims arising from work done by applicant.

This installation will comply with the national safety code. A marker sign will be installed where appropriate.

Recommended for Approval Submitted: TransCanada - Roger Phillips  
Engineer- Design John Sellers

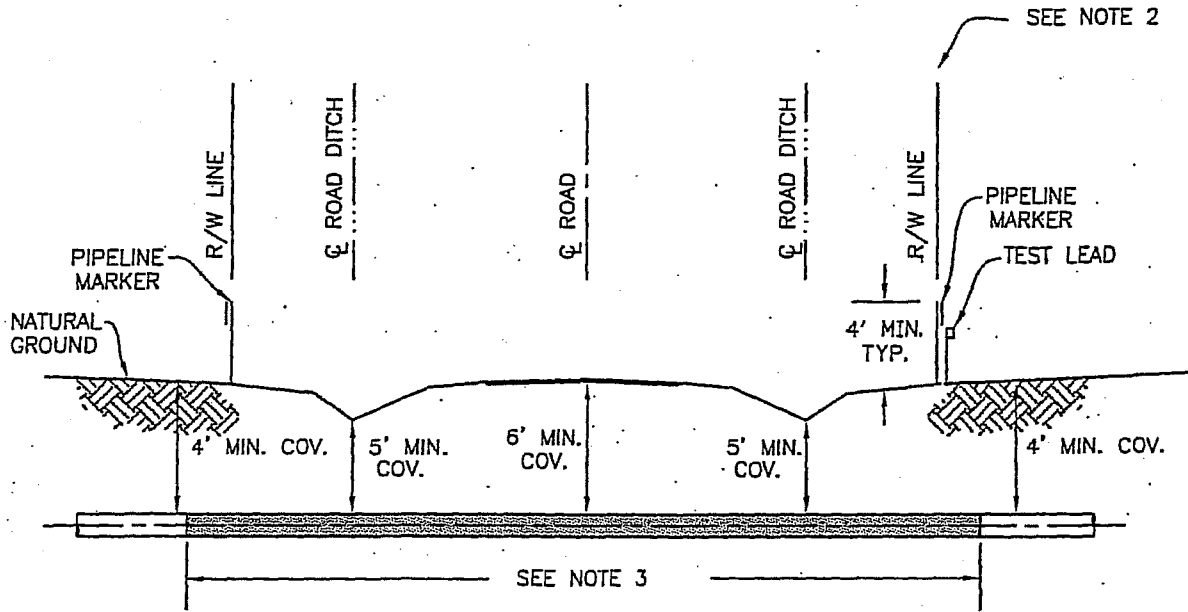
Approved: yes

Township Board: Terry J. Preddy  
Brad Symens  
Don Symens

Don Symens  
Telephone: (605) 448- 605-448-5800 home with answering machine  
605-448-8013 cell



117th St  
Weston Twp



PROFILE  
N.T.S.

**NOTES:**

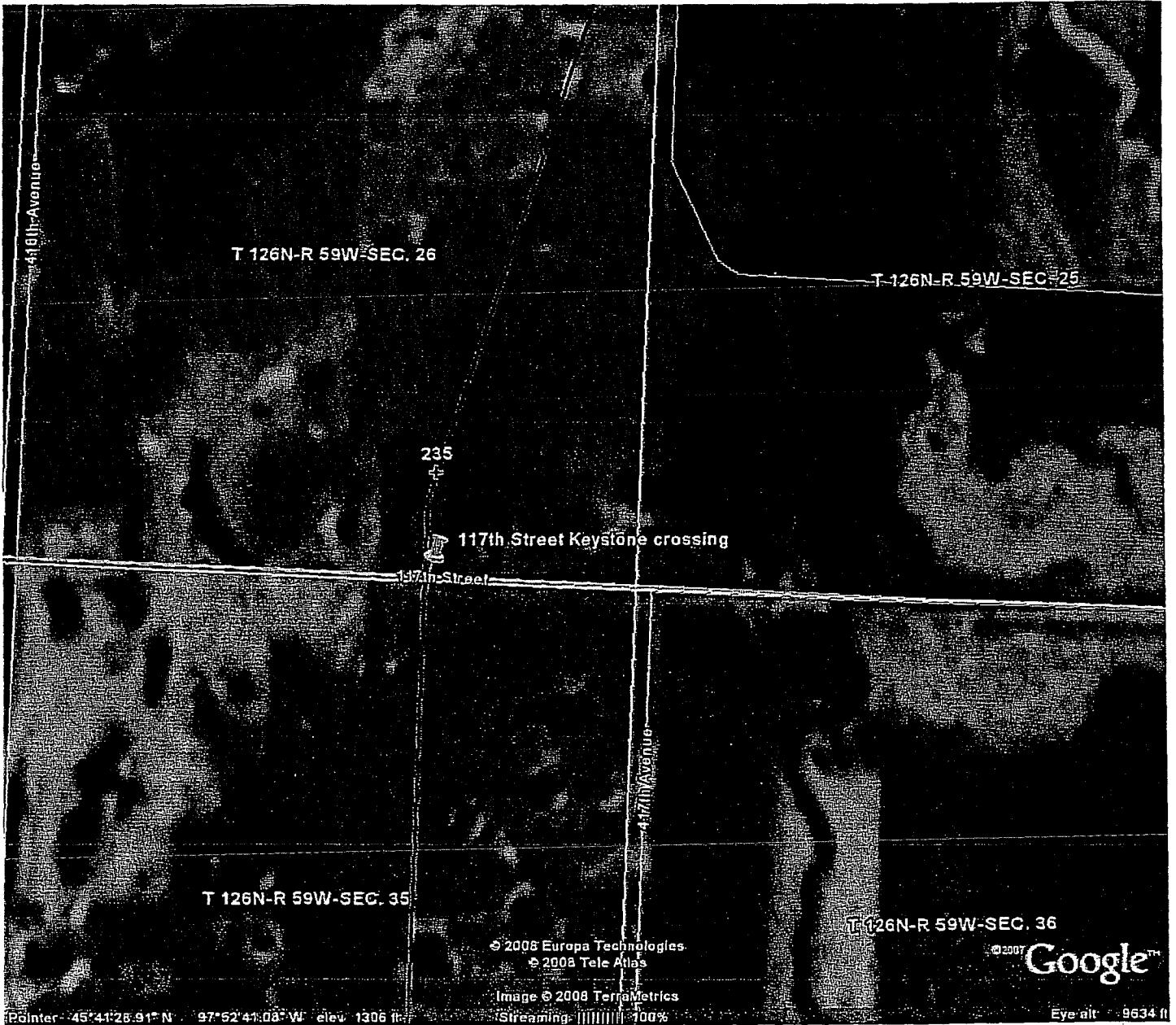
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 UNIVERSAL ENGR'G. INC.	 <b>TransCanada</b> <i>In business to deliver</i> <b>KEYSTONE PIPELINE PROJECT</b>
--	--

**TYPICAL BORED CROSSING OF  
COUNTY ROAD BY UNCASSED PIPELINE**

REVISIONS				DRAWN BY: UEI	DATE: 12/19/07	APPROVED
NO.	DATE	DESCRIPTION	BY	CHKD	APPR	ENGINEERING MANAGER
						DRAWING NO.
						REV.



T 126N-R 59W-SEC. 26

T-126N-R 59W-SEC-25

235



117th Street Keystone crossing

117th Street

T 126N-R 59W-SEC. 35

T 126N-R 59W-SEC. 36

© 2008 Europa Technologies  
© 2008 Tele Atlas

Image © 2008 TerraMetrics

© 2007 Google™

Pointer: 45°41'26.91" N 97°52'41.08" W elev 1306 ft

Streaming: [|||||] 100%

Eye alt: 9634 ft

**APPLICATION FOR OCCUPANCY  
OF TWP. ROAD AND RIGHT - OF - WAY**

To: The township board of Weston Township, Britton, South Dakota

Application is made by: TransCanada - Keystone Pipeline for

Occupancy of: Section SE 1/4 35 Township 126N ~~126N~~, Range 59W  
118th St  
Marshall County, South Dakota

A Sketch showing the approximate location and approximate elevation is to be attached.

The following information is pertinent to the proposed installation:

1. Intended usage: Crude Oil Pipeline
2. Size and Type: 30" Steel Pipe
3. Outside diameter: 30"
4. Method of installation: Bore

Applicant will ensure the township road and ditch will be properly restored to original condition and the necessary safety precautions will be taken during construction work. The work to be completed, if required in the future will be at no further expense to the township. The township board or their designate will determine, in good faith, when road and ditch are properly restored to original condition. Applicant will provide township with proof of liability coverage and shall hold township harmless from any claims arising from work done by applicant.

This installation will comply with the national safety code. A marker sign will be installed where appropriate.

Recommended for Approval Submitted: TransCanada - Roger Phillips  
\_\_\_\_\_  
Engineer- Design John Sellers

Approved: \_\_\_\_\_

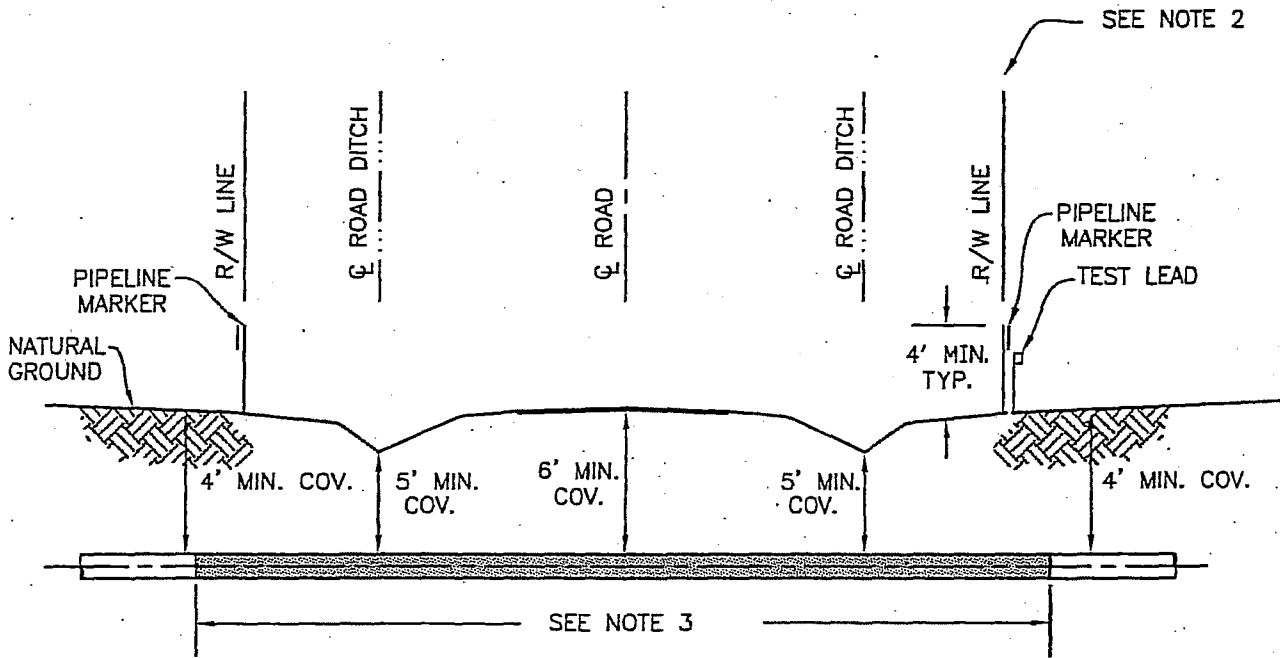
Township Board: Terry Y. Heaters  
Brad Symens  
Don Symens

Don Symens

Telephone: (605) 448- 605-448-5800 home with answering machine

605-448-8012 cell

118th St  
Weston Twp



PROFILE  
N.T.S.

NOTES:

1. CROSSING SHALL BE CONSTRUCTED IN ACCORDANCE WITH PERMIT REQUIREMENTS.
2. BENDS SHALL NOT BE PERMITTED WITHIN THE ROAD R.O.W. THE PIPE SHALL HAVE A MINIMUM OF 4.0 FT. OF COVER EXCEPT UNDER ROAD DITCHES AS SHOWN.
3. MAXIMUM JOINT LENGTHS SHALL BE USED TO MINIMIZE NUMBER OF WELDS IN THE ROAD R.O.W.
4. CONTRACTOR TO NOTIFY RESPONSIBLE PERMITTING AUTHORITY PRIOR TO INSTALLATION.

PRODUCT: CRUDE OIL  
 CARRIER PIPE: 30" O.D. X 0.515" W.T.,  
 API 5LX-70 DSAW PIPE W/12 TO 14 MILS  
 FUSION BONDED EPOXY AND  
 26 MILS URETHANE EPOXY COATING  
 MINIMUM TEST PRESSURE: 1,801 PSIG  
 MAXIMUM OPERATING PRESSURE: 1,440 PSIG  
 CARRIER PIPE TO BE EXTERNALLY COATED  
 FOR CORROSION CONTROL  
 PIPELINE TO BE CATHODICALLY PROTECTED  
 PIPELINE DESIGN AS PER REQUIREMENTS OF PART 195  
 OF THE CODE OF FEDERAL REGULATIONS (LATEST EDITION)  
 TRAFFIC TO BE MAINTAINED DURING INSTALLATION  
 PIPELINE TO BE INSTALLED BY BORING TECHNIQUE.



**TransCanada**

*In business to deliver*

**KEYSTONE PIPELINE PROJECT**

**TYPICAL BORED CROSSING OF  
COUNTY ROAD BY UNCASSED PIPELINE**

JIM Lordon

COPY

**From:** Roger Phillips [rphillips@donellis-associates.com]  
**Sent:** Monday, July 14, 2008 9:48 AM  
**To:** JIM Lordon  
**Cc:** Lois.Innes@marsh.com  
**Subject:** Bonds for South Dakota

Jim,

I need two \$250,000.00 bonds one for Weston Township & Andover Township. These will be for the Road Haul Agreement. If we could do these like the ones in North Dakota, send me a PDF of the Bond and then get them a sealed copy in a week to ten days. If I could get these quickly it would make my life easier.

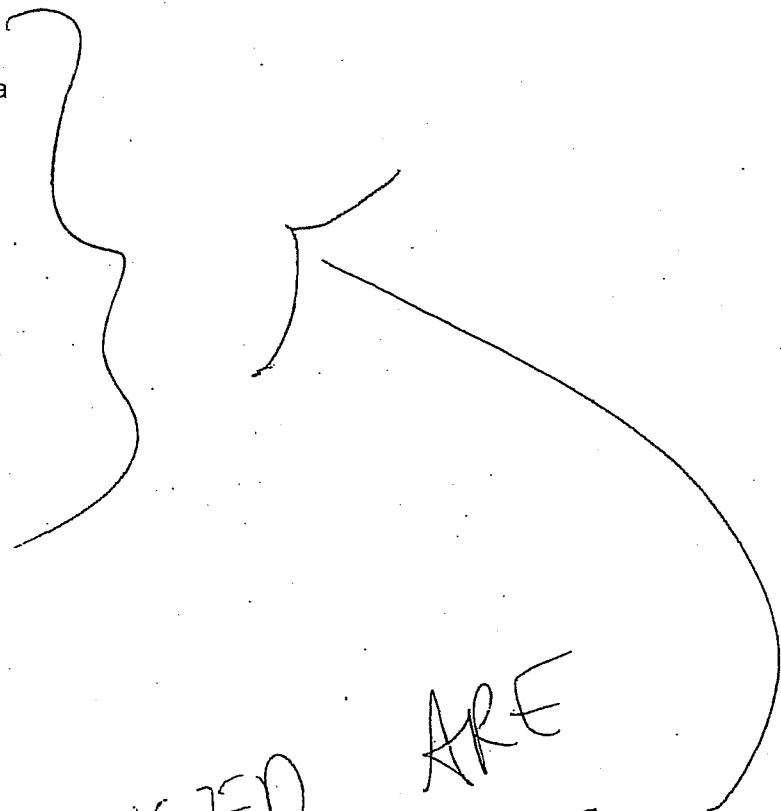
If you need more info let me know.

Weston Township, Marshall County, South Dakota  
41484 116th Street  
Claremont, South Dakota 57432

Andover Township, Day County, South Dakota  
13138 414th Ave  
Andover, South Dakota 57422

Thanks,  
Roger

Roger Phillips  
Permit Coordinator  
Keystone Pipeline Project  
7509 NW Tiffany Springs Parkway  
Northpointe Circle II, Suite 200  
Kansas City, MO 64153  
Ph: 1-816-880-4609 ext. 133  
Cell: 1-618-218-2633  
Fax: 1-816-880-6612  
email: rphillips@donellis-associates.com



ENCLOSED BOND ARE RE:  
cheers Jim

Performance Bond for  
Work in Public Right of Way

Bond Number: SN4226

KNOW ALL MEN BY THESE PRESENTS That TransCanada Keystone Pipeline LP, as Principal and Travelers Casualty and Surety Company of America, a corporation organized and existing under the laws of the State of Connecticut, and duly authorized to transact a corporate surety business in the State of South Dakota, as Surety, are held and firmly bound unto Weston Township, Marshall County, South Dakota, as OBLIGEE, and unto such other whose benefit this obligation is intended to run, in the penal sum of Two Hundred and Fifty Thousand Dollars -----00/100 (\$250,000.00), to be paid unto said parties, their successors and assigns, for which payment we jointly and severally bind ourselves and each of our heirs, legal representatives and successors, firmly by these presents.

WHEREAS, the Principal desires to carry on the business of hauling in public rights of way in the Weston Township, Marshall County, South Dakota for the period commencing July 14, 2008.

NOW THEREFORE, THE CONDITIONS OF THIS BOND ARE THAT:

- A. Said Principal shall in all respects comply with and will faithfully perform all things required by County or State law, and by any permits issued there under: and
- B. Said Principal shall indemnify, save and keep said obligee, and its officials and employees harmless of and from any claims, damages, liabilities, losses, actions, suits, or judgements which may be presented, sustained, brought or obtained against said Obligee or its officials or employees because of said construction, or by any accidents caused by or resulting there from: and
- C. Said Principal shall pay all damages imposed upon it for violation of any County or State Law or conditions of any permit issued there under: and
- D. Said Principal shall replace or perform again in a faithful and adequate manner all work and materials to a reasonable standard, which are not in accordance with the applicable county or State law and permits; and
- E. Said Principal shall faithfully satisfy all judgements based on tort liability which are obtained by reason of negligence through said construction which negligence is attributable to said Principal or his agent;
- F. In no event shall the aggregate liability of the Surety hereunder exceed the penal sum stated above.
- G. If the Principal shall satisfy all of the above conditions then no obligation shall arise under this bond.

If the principal fails to perform any of the above conditions, then the Principal and Surety shall be liable under this bond to the extent necessary to satisfy the breach of conditions.

The surety herein shall have the right to withdraw as surety from this bond and may do so upon giving the Obligee and said Principal 30 days written notice to that effect, whereupon, except as to any liabilities or indebtedness incurred or accrued prior to the termination of said 30 day notice the liability of the Surety under this bond shall cease, and the said bond shall thereupon terminate and be of no more force or effect.

POWER OF ATTORNEY



Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
Seaboard Surety Company
St. Paul Fire and Marine Insurance Company

St. Paul Guardian Insurance Company
St. Paul Mercury Insurance Company
Travelers Casualty and Surety Company
Travelers Casualty and Surety Company of America
United States Fidelity and Guaranty Company

Attorney-In Fact No. 219252

Certificate No. 002030049

KNOW ALL MEN BY THESE PRESENTS: That Seaboard Surety Company is a corporation duly organized under the laws of the State of New York, that St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company and St. Paul Mercury Insurance Company are corporations duly organized under the laws of the State of Minnesota, that Farmington Casualty Company, Travelers Casualty and Surety Company, and Travelers Casualty and Surety Company of America are corporations duly organized under the laws of the State of Connecticut, that United States Fidelity and Guaranty Company is a corporation duly organized under the laws of the State of Maryland, that Fidelity and Guaranty Insurance Company is a corporation duly organized under the laws of the State of Iowa, and that Fidelity and Guaranty Insurance Underwriters, Inc. is a corporation duly organized under the laws of the State of Wisconsin (herein collectively called the "Companies"), and that the Companies do hereby make, constitute and appoint

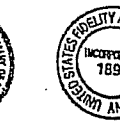
Deb Stanton, Mark Shaul, Murray Epp, Tim Gale, and Lois Innes

of the City of Calgary, Alberta, State of Canada, their true and lawful Attorney(s)-in-Fact, each in their separate capacity if more than one is named above, to sign, execute, seal and acknowledge any and all bonds, recognizances, conditional undertakings and other writings obligatory in the nature thereof on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

IN WITNESS WHEREOF, the Companies have caused this instrument to be signed and their corporate seals to be hereto affixed, this 26th day of October, 2007

Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
Seaboard Surety Company
St. Paul Fire and Marine Insurance Company

St. Paul Guardian Insurance Company
St. Paul Mercury Insurance Company
Travelers Casualty and Surety Company
Travelers Casualty and Surety Company of America
United States Fidelity and Guaranty Company



State of Connecticut
City of Hartford ss.

By: [Signature]
George W. Thompson, Senior Vice President

On this the 26th day of October, 2007, before me personally appeared George W. Thompson, who acknowledged himself to be the Senior Vice President of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, and that he, as such, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

In Witness Whereof, I hereunto set my hand and official seal. My Commission expires the 30th day of June, 2011.



[Signature]
Marie C. Tetreault, Notary Public

**APPLICATION FOR OCCUPANCY  
OF TWP. ROAD AND RIGHT - OF - WAY**

To: The township board of New Port Township, Britton, South Dakota  
Application is made by: Trans Canada - Keystone Pipeline for  
Occupancy of: Section 35/2, Township T126N/T125N, Range R59W  
Marshall County, South Dakota  
35 MN 118th Street

A Sketch showing the approximate location and approximate elevation is to be attached.

The following information is pertinent to the proposed installation:

1. Intended usage: Crude Oil Pipeline
2. Size and Type: 30" Steel Pipe
3. Outside diameter: 30"
4. Method of installation: Bore

Applicant will ensure the township road and ditch will be properly restored to original condition and the necessary safety precautions will be taken during construction work. The work to be completed, if required in the future will be at no further expense to the township. The township board or their designate will determine, in good faith, when road and ditch are properly restored to original condition. Applicant will provide township with proof of liability coverage and shall hold township harmless from any claims arising from work done by applicant.

This installation will comply with the national safety code. A marker sign will be installed where appropriate.

Recommended for Approval \_\_\_\_\_

Submitted: \_\_\_\_\_

Engineer- Design J.P. Sellen

Approved: 7-19-08 MN

Township Board: David Olson SUP.

David Olson SUP.

Robert Williams





# MARSH

## Certificate of Insurance

No. TCPL-2008-35

Dated: August 20, 2008

This document supersedes any certificate previously issued under this number

This is to certify that the Policy(ies) of insurance listed below ("Policy" or "Policies") have been issued to the Named Insured identified below for the policy period(s) indicated. This certificate is issued as a matter of information only and confers no rights upon the Certificate Holder named below other than those provided by the Policy(ies).

Notwithstanding any requirement, term or condition of any contract or any other document with respect to which this certificate may be issued or may pertain, the insurance afforded by the Policy(ies) is subject to all the terms, conditions and exclusions of such Policy(ies). This certificate does not amend, extend or alter the coverage afforded by the Policy(ies). Limits shown are intended to address contractual obligations of the Named Insured.

Limits may have been reduced since Policy effective date(s) as a result of a claim or claims.

**Certificate Holder:**

To Whom it May Concern

, AB .

**Named Insured and Address:**

TransCanada Corporation  
c/o Insurance Risk Department  
450 - 1 Street S.W.  
Calgary, AB T2P 5H1

Type(s) of Insurance	Insurer(s)	Policy Number(s)	Effective/Expiry Dates	Sums Insured Or Limits of Liability	
EXCESS LIABILITY	AEGIS	X3263A1A08	Jun 01, 2008 to Jun 01, 2009	Each Occurrence and in the Aggregate as Applicable	\$ 25,000,000

**Notice of cancellation:**

The insurer(s) affording coverage under the policies described herein will not notify the certificate holder named herein of the cancellation of such coverage.

**Marsh Canada Limited**

222 - 3rd Avenue SW  
Livingston Place, Suite 1100  
Calgary, AB T2P 0B4  
Telephone: 403-476-3421  
Fax: 403-294-3896  
cheryl.kassai@marsh.com

Marsh Canada Limited

By: *Cheryl Kassai*

Cheryl Kassai

**APPLICATION FOR OCCUPANCY  
OF TWP. ROAD AND RIGHT - OF - WAY**

To: The township board of Newport Township, Britton, South Dakota  
Application is made by: Trans Canada - Keystone Pipeline for  
Occupancy of: Section 34/3, Township T25N/124W, Range R59W  
Marshall County, South Dakota  
124th. Street

A Sketch showing the approximate location and approximate elevation is to be attached.

The following information is pertinent to the proposed installation:

1. Intended usage: Crude Oil Pipeline
2. Size and Type: 30" Steel Pipe
3. Outside diameter: 30"
4. Method of installation: OPEN CUT

Applicant will ensure the township road and ditch will be properly restored to original condition and the necessary safety precautions will be taken during construction work. The work to be completed, if required in the future will be at no further expense to the township. The township board or their designate will determine, in good faith, when road and ditch are properly restored to original condition. Applicant will provide township with proof of liability coverage and shall hold township harmless from any claims arising from work done by applicant.

This installation will comply with the national safety code. A marker sign will be installed where appropriate.

Recommended for Approval \_\_\_\_\_

Submitted: \_\_\_\_\_

Engineer- Design J.P. Sellen

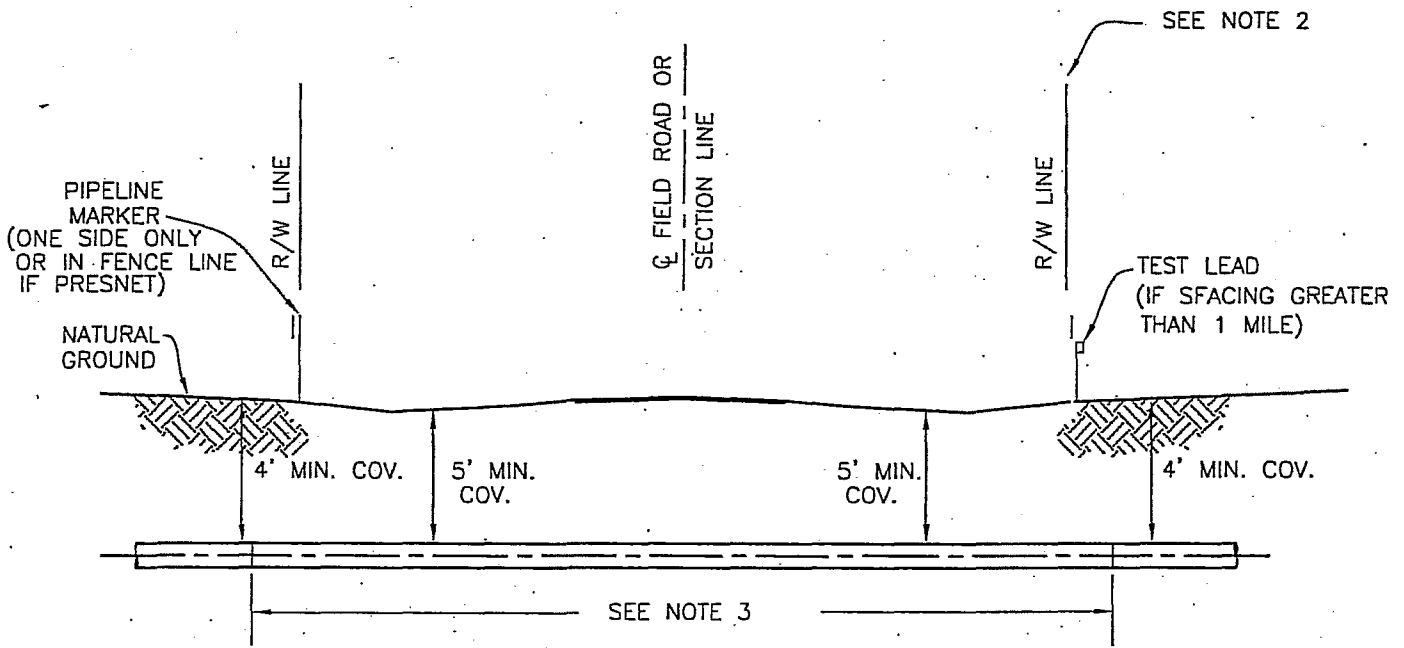
Approved: \_\_\_\_\_ 7-19-08<sup>PM</sup>

Township Board: Robert Williams

David Olson sup.

Warren Hansen sup.

124th Street T125N-R59W-sec. 34  
 T124W-R59W-sec. 3



PROFILE  
 N.T.S.

**NOTES:**

1. CROSSING SHALL BE CONSTRUCTED IN ACCORDANCE WITH PERMIT REQUIREMENTS.
2. BENDS SHALL NOT BE PERMITTED WITHIN THE ROAD R.O.W. THE PIPE SHALL HAVE A MINIMUM OF 4.0 FT. OF COVER EXCEPT WITHIN ROW AS SHOWN.
3. MAXIMUM JOINT LENGTHS SHALL BE USED TO MINIMIZE NUMBER OF WELDS IN THE ROAD R.O.W.
4. CONTRACTOR TO NOTIFY RESPONSIBLE PERMITTING AUTHORITY PRIOR TO INSTALLATION.

PRODUCT: CRUDE OIL  
 CARRIER PIPE: 30" O.D. X 0.515" W.T.,  
 API 5LX-70 DSAW PIPE W/12 TO 14 MILS  
 FUSION BONDED EPOXY  
 MINIMUM TEST PRESSURE: 1,801 PSIG  
 MAXIMUM OPERATING PRESSURE: 1,440 PSIG  
 CARRIER PIPE TO BE EXTERNALLY COATED  
 FOR CORROSION CONTROL  
 PIPELINE TO BE CATHODICALLY PROTECTED  
 PIPELINE DESIGN AS PER REQUIREMENTS OF PART 195  
 OF THE CODE OF FEDERAL REGULATIONS (LATEST EDITION)  
 TRAFFIC TO BE MAINTAINED DURING INSTALLATION  
 PIPELINE TO BE INSTALLED BY OPEN CUT



**TransCanada**

*In business to deliver*

KEYSTONE PIPELINE PROJECT

TYPICAL OPEN CUT CROSSING OF  
 FIELD ROAD OR SECTION LINE  
 BY UNCASD PIPELINE

REVISIONS

NO.	DATE	DESCRIPTION	BY	CHKD	APPR

DRAWN BY: UEI	DATE: 12/31/07
CHKD. BY:	DATE:

APPROVED
ENGINEERING MANAGER

APPLICATION FOR OCCUPANCY  
OF TWP. ROAD AND RIGHT - OF - WAY

To: The township board of Newport Township, Britton, South Dakota  
Application is made by: Trans Canada - Keystone Pipeline for  
Occupancy of: Section 269-27, Township T125N, Range R59W  
Marshall County, South Dakota  
416th Ave.

A Sketch showing the approximate location and approximate elevation is to be attached.

The following information is pertinent to the proposed installation:

1. Intended usage: Crude Oil Pipeline
2. Size and Type: 30" Steel Pipe
3. Outside diameter: 30"
4. Method of installation: Bore

Applicant will ensure the township road and ditch will be properly restored to original condition and the necessary safety precautions will be taken during construction work. The work to be completed, if required in the future will be at no further expense to the township. The township board or their designate will determine, in good faith, when road and ditch are properly restored to original condition. Applicant will provide township with proof of liability coverage and shall hold township harmless from any claims arising from work done by applicant.

This installation will comply with the national safety code. A marker sign will be installed where appropriate.

Recommended for Approval

Submitted: \_\_\_\_\_

Engineer- Design J.P. Sellen

Approved: \_\_\_\_\_

7-19-08

Township Board: Robert Williams

David Olson

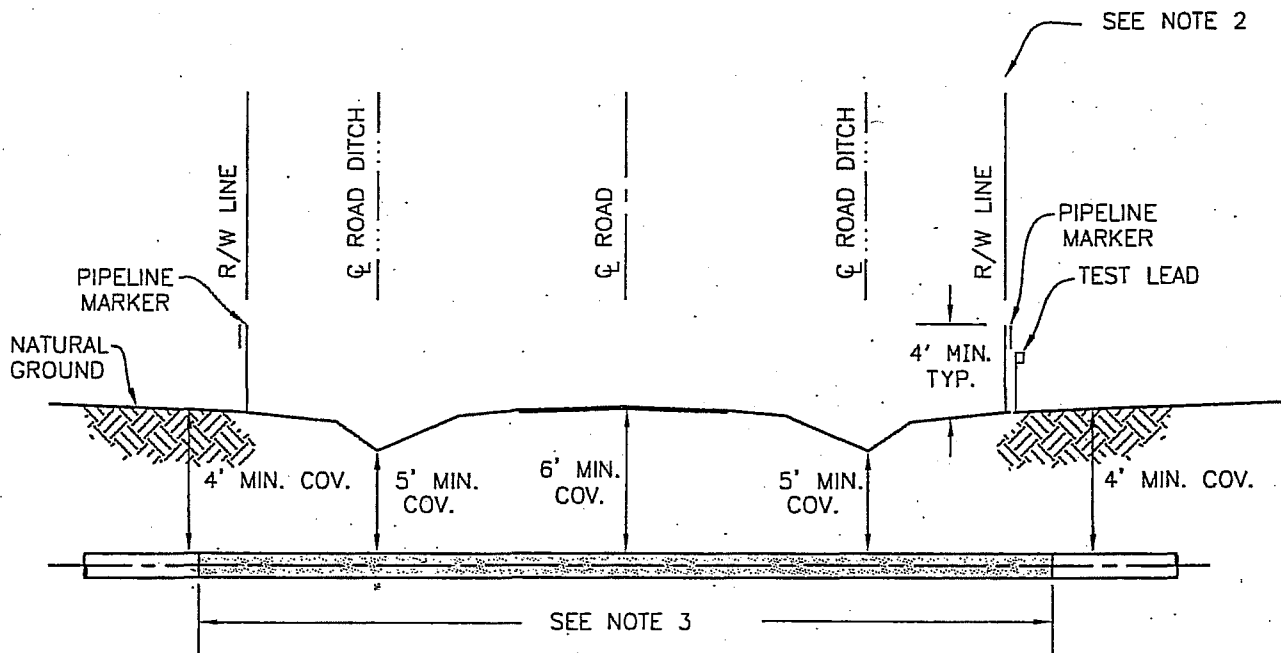
sup

Samuel Henshaw

sup.

416<sup>TH</sup> AVE

T125W-R59W-SEC. 26 & 27



PROFILE  
N.T.S.

**NOTES:**

1. CROSSING SHALL BE CONSTRUCTED IN ACCORDANCE WITH PERMIT REQUIREMENTS.
2. BENDS SHALL NOT BE PERMITTED WITHIN THE ROAD R.O.W. THE PIPE SHALL HAVE A MINIMUM OF 4.0 FT. OF COVER EXCEPT UNDER ROAD DITCHES AS SHOWN.
3. MAXIMUM JOINT LENGTHS SHALL BE USED TO MINIMIZE NUMBER OF WELDS IN THE ROAD R.O.W.
4. CONTRACTOR TO NOTIFY RESPONSIBLE PERMITTING AUTHORITY PRIOR TO INSTALLATION.

PRODUCT: CRUDE OIL  
 CARRIER PIPE: 30" O.D. X 0.515" W.T.,  
 API 5LX-70 DSAW PIPE W/12 TO 14 MILS  
 FUSION BONDED EPOXY AND  
 26 MILS URETHANE EPOXY COATING  
 MINIMUM TEST PRESSURE: 1,801 PSIG  
 MAXIMUM OPERATING PRESSURE: 1,440 PSIG  
 CARRIER PIPE TO BE EXTERNALLY COATED  
 FOR CORROSION CONTROL  
 PIPELINE TO BE CATHODICALLY PROTECTED  
 PIPELINE DESIGN AS PER REQUIREMENTS OF PART 195  
 OF THE CODE OF FEDERAL REGULATIONS (LATEST EDITION)  
 TRAFFIC TO BE MAINTAINED DURING INSTALLATION  
 PIPELINE TO BE INSTALLED BY BORING TECHNIQUE.



**TransCanada**  
*In business to deliver*  
 KEYSTONE PIPELINE PROJECT

TYPICAL BORED CROSSING OF  
 COUNTY ROAD BY UNCASSED PIPELINE

REVISIONS

NO.	DATE	DESCRIPTION	BY	CHKD	APPR

DRAWN BY: UEI	DATE: 12/19/07	APPROVED
CHKD. BY:	DATE:	ENGINEERING MANAGER
APPR. BY:	DATE:	DRAWING NO.
		REV.

APPLICATION FOR OCCUPANCY  
OF TWP. ROAD AND RIGHT - OF - WAY

To: The township board of New Port Township, Britton, South Dakota  
Application is made by: Trans Canada - Keystone Pipeline for  
Occupancy of: Section 23 & 26, Township T125N, Range R59W  
Marshall County, South Dakota  
122nd STREET

A Sketch showing the approximate location and approximate elevation is to be attached.

The following information is pertinent to the proposed installation:

1. Intended usage: Crude Oil Pipeline
2. Size and Type: 30" Steel Pipe
3. Outside diameter: 30"
4. Method of installation: Bore

Applicant will ensure the township road and ditch will be properly restored to original condition and the necessary safety precautions will be taken during construction work. The work to be completed, if required in the future will be at no further expense to the township. The township board or their designate will determine, in good faith, when road and ditch are properly restored to original condition. Applicant will provide township with proof of liability coverage and shall hold township harmless from any claims arising from work done by applicant.

This installation will comply with the national safety code. A marker sign will be installed where appropriate.

Recommended for Approval

Submitted: \_\_\_\_\_

Engineer- Design J.P. Sellen

Approved: \_\_\_\_\_

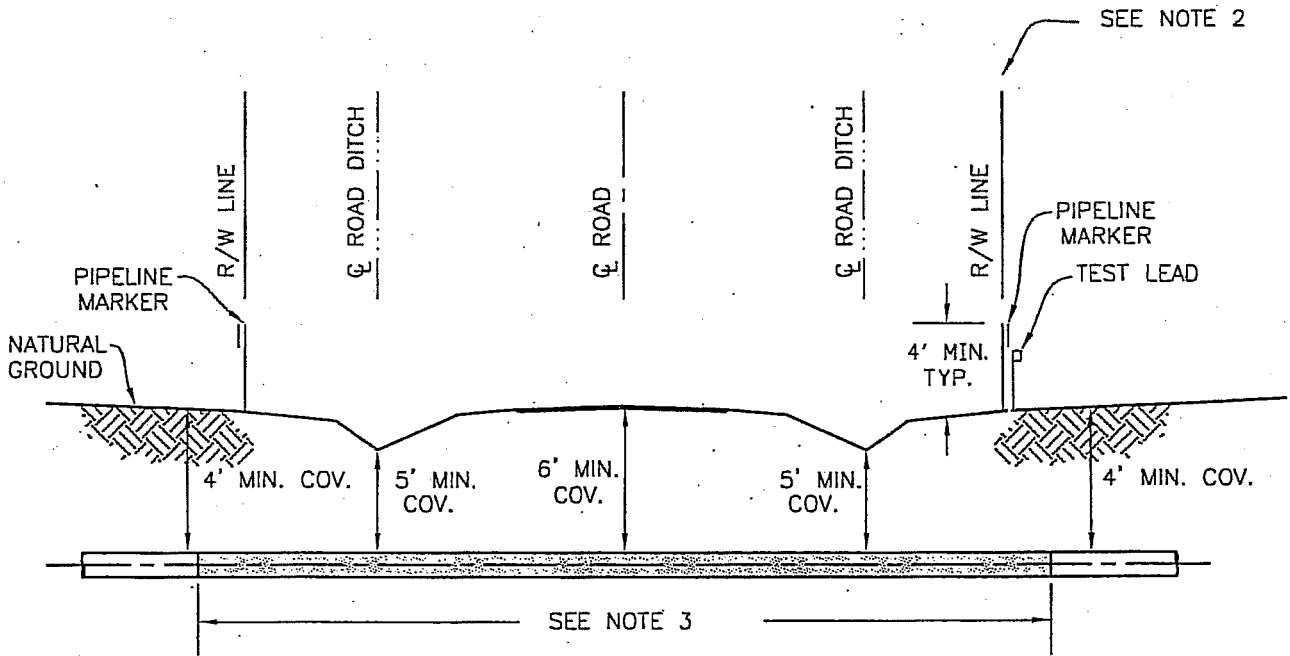
7-19-08 MV

Township Board: \_\_\_\_\_

David Olson sup  
Harold Hesse sup

122ND Street

T125N-R59W- Sec. 23+26



PROFILE  
N.T.S.

**NOTES:**

1. CROSSING SHALL BE CONSTRUCTED IN ACCORDANCE WITH PERMIT REQUIREMENTS.
2. BENDS SHALL NOT BE PERMITTED WITHIN THE ROAD R.O.W. THE PIPE SHALL HAVE A MINIMUM OF 4.0 FT. OF COVER EXCEPT UNDER ROAD DITCHES AS SHOWN.
3. MAXIMUM JOINT LENGTHS SHALL BE USED TO MINIMIZE NUMBER OF WELDS IN THE ROAD R.O.W.
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PRODUCT: CRUDE OIL  
 CARRIER PIPE: 30"O.D. X 0.515" W.T.,  
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 26 MILS URETHANE EPOXY COATING  
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 CARRIER PIPE TO BE EXTERNALLY COATED  
 FOR CORROSION CONTROL  
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 TRAFFIC TO BE MAINTAINED DURING INSTALLATION  
 PIPELINE TO BE INSTALLED BY BORING TECHNIQUE.



**TransCanada**

*In business to deliver*

KEYSTONE PIPELINE PROJECT

TYPICAL BORED CROSSING OF  
COUNTY ROAD BY UNCASD PIPELINE

REVISIONS

NO.	DATE	DESCRIPTION	BY	CHKD	APPR

DRAWN BY: UEI      DATE: 12/19/07

APPROVED

CHKD. BY:      DATE:

ENGINEERING MANAGER

APPR. BY:      DATE:

DRAWING NO.      REV.



APPLICATION FOR OCCUPANCY  
OF TWP. ROAD AND RIGHT - OF - WAY

To: The township board of Newport Township, Britton, South Dakota  
Application is made by: Trans Canada - Keystone Pipeline for  
Occupancy of: Section 14 & 23, Township T125N, Range R59W  
Marshall County, South Dakota  
121 St. Street

A Sketch showing the approximate location and approximate elevation is to be attached.

The following information is pertinent to the proposed installation:

1. Intended usage: Crude Oil Pipeline
2. Size and Type: 30" Steel Pipe
3. Outside diameter: 30"
4. Method of installation: open cut

Applicant will ensure the township road and ditch will be properly restored to original condition and the necessary safety precautions will be taken during construction work. The work to be completed, if required in the future will be at no further expense to the township. The township board or their designate will determine, in good faith, when road and ditch are properly restored to original condition. Applicant will provide township with proof of liability coverage and shall hold township harmless from any claims arising from work done by applicant.

This installation will comply with the national safety code. A marker sign will be installed where appropriate.

Recommended for Approval

Submitted: \_\_\_\_\_

Engineer- Design J.P. Sellen

Approved: \_\_\_\_\_

7-19-08 MV

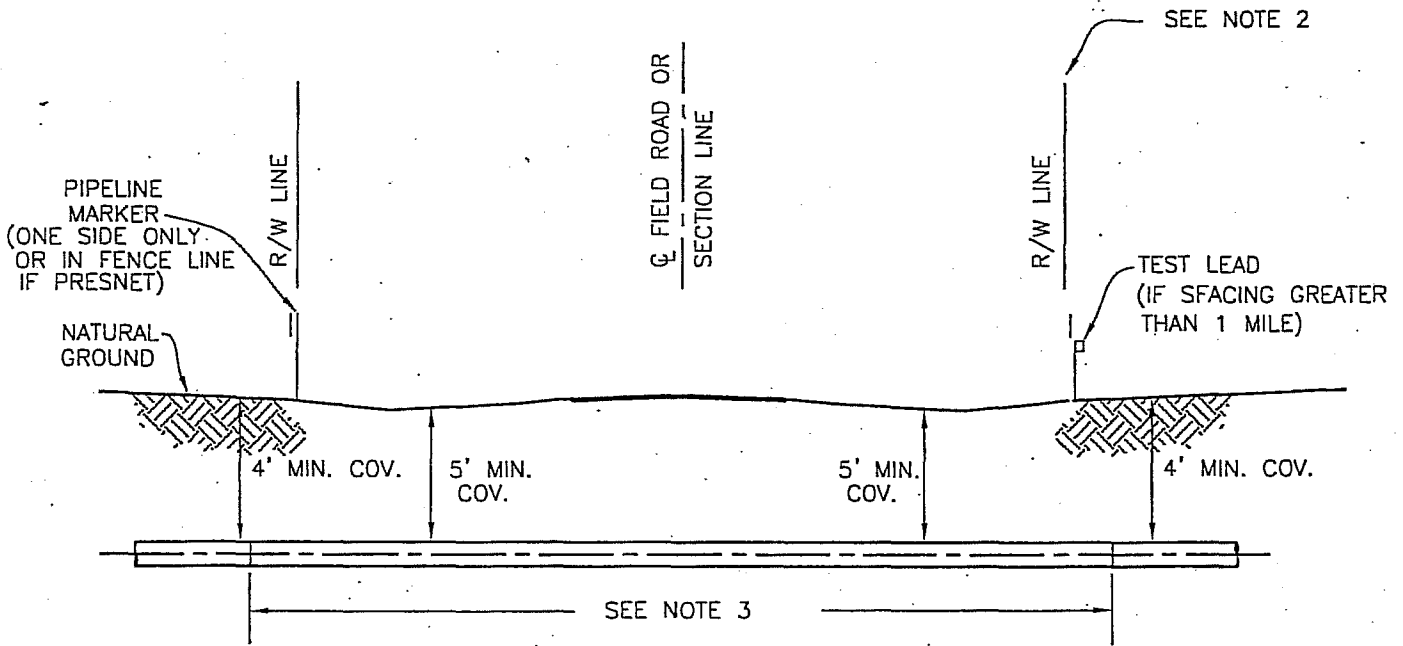
Township Board: \_\_\_\_\_

Robert Williams

David Olson

Samuel Adams S.P.

121ST Street T125N-R59W-Sec. 14 & 23

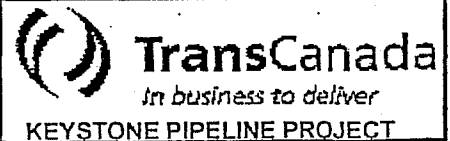


PROFILE  
N.T.S.

NOTES:

1. CROSSING SHALL BE CONSTRUCTED IN ACCORDANCE WITH PERMIT REQUIREMENTS.
2. BENDS SHALL NOT BE PERMITTED WITHIN THE ROAD R.O.W. THE PIPE SHALL HAVE A MINIMUM OF 4.0 FT. OF COVER EXCEPT WITHIN ROW AS SHOWN.
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 API 5LX-70 DSAW PIPE W/12 TO 14 MILS  
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 TRAFFIC TO BE MAINTAINED DURING INSTALLATION  
 PIPELINE TO BE INSTALLED BY OPEN CUT



TYPICAL OPEN CUT CROSSING OF  
 FIELD ROAD OR SECTION LINE  
 BY UNCASD PIPELINE

REVISIONS

NO.	DATE	DESCRIPTION	BY	CHKD	APPR

DRAWN BY: UEI	DATE: 12/31/07	APPROVED
CHKD. BY:	DATE:	

ENGINEERING MANAGER

APPLICATION FOR OCCUPANCY  
OF TWP. ROAD AND RIGHT - OF - WAY

To: The township board of Newport Township, Britton, South Dakota  
Application is made by: Trans Canada - Keystone Pipeline for  
Occupancy of: Section 11 & 14, Township T125 N, Range R59 W  
Marshall County, South Dakota  
120th Street

A Sketch showing the approximate location and approximate elevation is to be attached.

The following information is pertinent to the proposed installation:

1. Intended usage: Crude Oil Pipeline
2. Size and Type: 30" Steel Pipe
3. Outside diameter: 30"
4. Method of installation: OPEN CUT

Applicant will ensure the township road and ditch will be properly restored to original condition and the necessary safety precautions will be taken during construction work. The work to be completed, if required in the future will be at no further expense to the township. The township board or their designate will determine, in good faith, when road and ditch are properly restored to original condition. Applicant will provide township with proof of liability coverage and shall hold township harmless from any claims arising from work done by applicant.

This installation will comply with the national safety code. A marker sign will be installed where appropriate.

Recommended for Approval

Submitted: \_\_\_\_\_

Engineer- Design J.P. Sellen

Approved: 7-19-08 <sup>mn</sup>

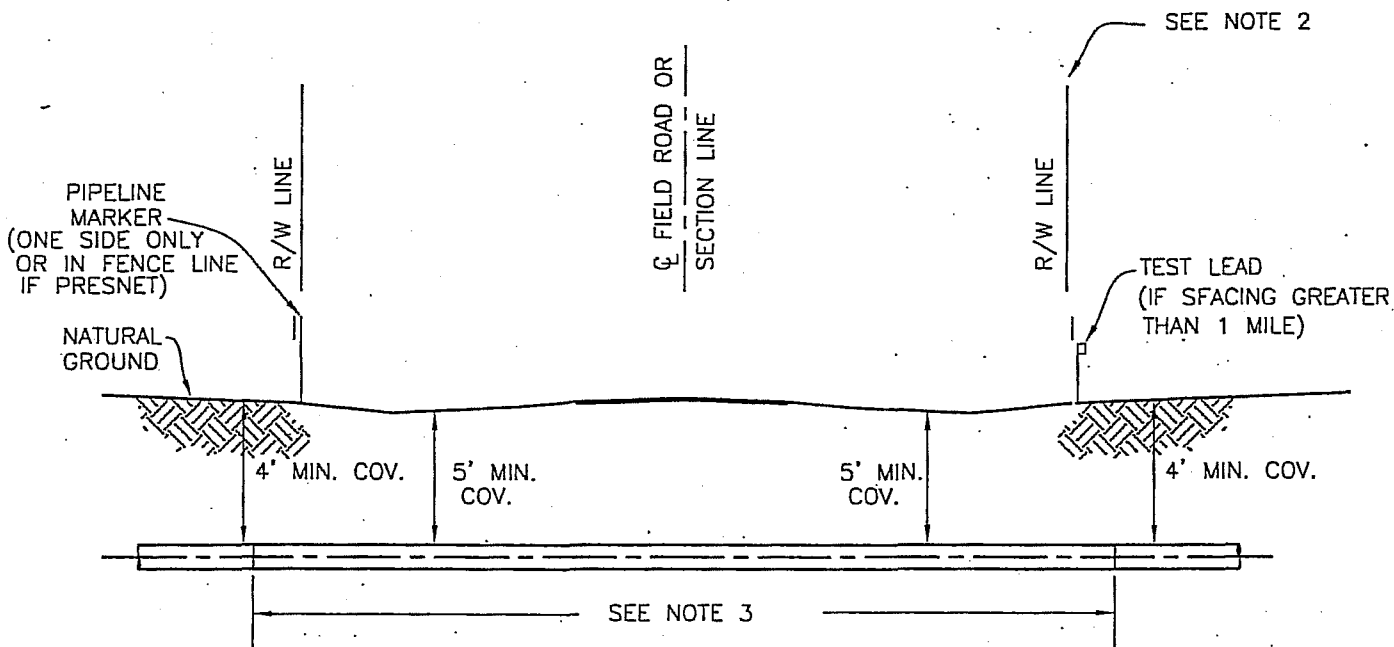
Township Board: Robert Williams

David Olson sup.

Daniel Anderson sup.

120th Street

T125N-R59W-SEC 11 & 14



PROFILE  
N.T.S.

**NOTES:**

1. CROSSING SHALL BE CONSTRUCTED IN ACCORDANCE WITH PERMIT REQUIREMENTS.
2. BENDS SHALL NOT BE PERMITTED WITHIN THE ROAD R.O.W. THE PIPE SHALL HAVE A MINIMUM OF 4.0 FT. OF COVER EXCEPT WITHIN ROW AS SHOWN.
3. MAXIMUM JOINT LENGTHS SHALL BE USED TO MINIMIZE NUMBER OF WELDS IN THE ROAD R.O.W.
4. CONTRACTOR TO NOTIFY RESPONSIBLE PERMITTING AUTHORITY PRIOR TO INSTALLATION.

PRODUCT: CRUDE OIL  
 CARRIER PIPE: 30" O.D. X 0.515" W.T.,  
 API 5LX-70 DSAW PIPE W/12 TO 14 MILS  
 FUSION BONDED EPOXY  
 MINIMUM TEST PRESSURE: 1,801 PSIG  
 MAXIMUM OPERATING PRESSURE: 1,440 PSIG  
 CARRIER PIPE TO BE EXTERNALLY COATED  
 FOR CORROSION CONTROL  
 PIPELINE TO BE CATHODICALLY PROTECTED  
 PIPELINE DESIGN AS PER REQUIREMENTS OF PART 195  
 OF THE CODE OF FEDERAL REGULATIONS (LATEST EDITION)  
 TRAFFIC TO BE MAINTAINED DURING INSTALLATION  
 PIPELINE TO BE INSTALLED BY OPEN CUT



**TransCanada**

*In business to deliver*

KEYSTONE PIPELINE PROJECT

TYPICAL OPEN CUT CROSSING OF  
 FIELD ROAD OR SECTION LINE  
 BY UNCASD PIPELINE

REVISIONS

NO.	DATE	DESCRIPTION	BY	CHKD	APPR

DRAWN BY: UEI	DATE: 12/31/07	APPROVED
CHKD. BY:	DATE:	

ENGINEERING MANAGER

**APPLICATION FOR OCCUPANCY  
OF TWP. ROAD AND RIGHT - OF - WAY**

To: The township board of Newport Township, Britton, South Dakota  
Application is made by: Trans Canada - Keystone Pipeline for  
Occupancy of: Section 24W, Township T125N, Range R59W  
Marshall County, South Dakota  
119th Street

A Sketch showing the approximate location and approximate elevation is to be attached.

The following information is pertinent to the proposed installation:

1. Intended usage: Crude Oil Pipeline
2. Size and Type: 30" Steel Pipe
3. Outside diameter: 30"
4. Method of installation: Bore

Applicant will ensure the township road and ditch will be properly restored to original condition and the necessary safety precautions will be taken during construction work. The work to be completed, if required in the future will be at no further expense to the township. The township board or their designate will determine, in good faith, when road and ditch are properly restored to original condition. Applicant will provide township with proof of liability coverage and shall hold township harmless from any claims arising from work done by applicant.

This installation will comply with the national safety code. A marker sign will be installed where appropriate.

Recommended for Approval

Submitted: \_\_\_\_\_

\_\_\_\_\_

Engineer- Design J.P. Sellen

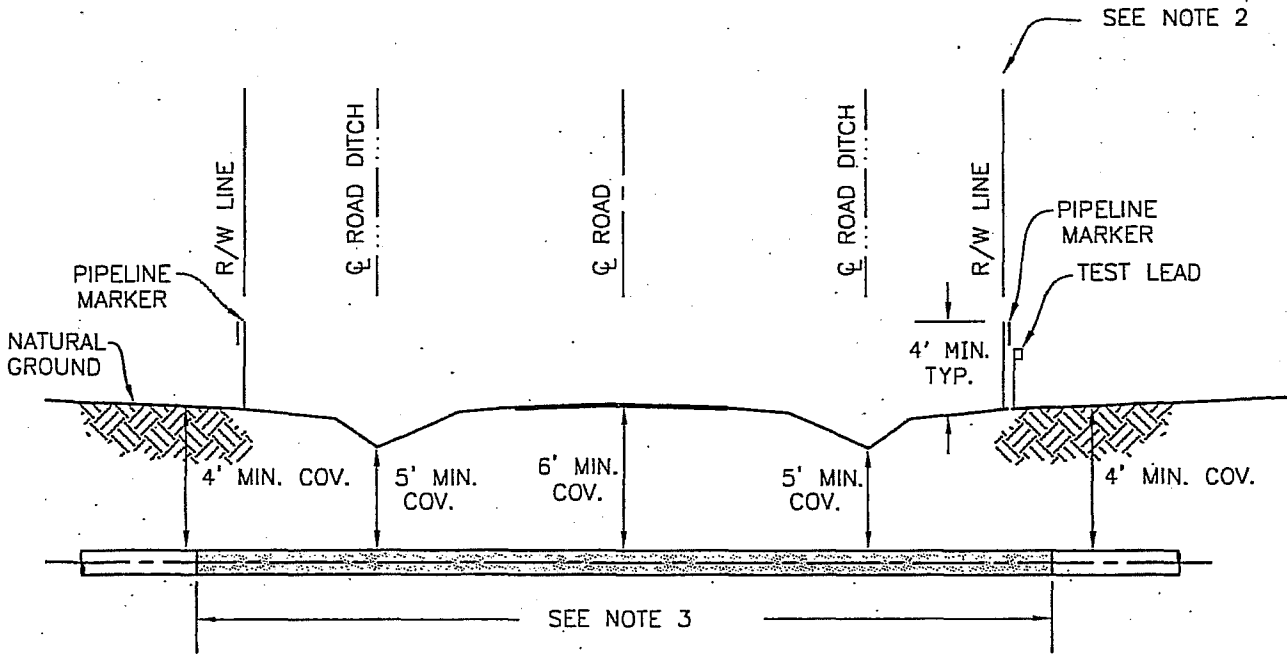
Approved: 7-19-08

Township Board: Robert Williams

David Olson sup

Donell Hansen sup

119th Street T125N-R59W-Sec 2 & 11



PROFILE  
N.T.S.

**NOTES:**

1. CROSSING SHALL BE CONSTRUCTED IN ACCORDANCE WITH PERMIT REQUIREMENTS.
2. BENDS SHALL NOT BE PERMITTED WITHIN THE ROAD R.O.W. THE PIPE SHALL HAVE A MINIMUM OF 4.0 FT. OF COVER EXCEPT UNDER ROAD DITCHES AS SHOWN.
3. MAXIMUM JOINT LENGTHS SHALL BE USED TO MINIMIZE NUMBER OF WELDS IN THE ROAD R.O.W.
4. CONTRACTOR TO NOTIFY RESPONSIBLE PERMITTING AUTHORITY PRIOR TO INSTALLATION.

PRODUCT: CRUDE OIL  
 CARRIER PIPE: 30"O.D. X 0.515" W.T.,  
 API 5LX-70 DSAW PIPE W/12 TO 14 MILS  
 FUSION BONDED EPOXY AND  
 26 MILS URETHANE EPOXY COATING  
 MINIMUM TEST PRESSURE: 1,801 PSIG  
 MAXIMUM OPERATING PRESSURE: 1,440 PSIG  
 CARRIER PIPE TO BE EXTERNALLY COATED  
 FOR CORROSION CONTROL  
 PIPELINE TO BE CATHODICALLY PROTECTED  
 PIPELINE DESIGN AS PER REQUIREMENTS OF PART 195  
 OF THE CODE OF FEDERAL REGULATIONS(LATEST EDITION)  
 TRAFFIC TO BE MAINTAINED DURING INSTALLATION  
 PIPELINE TO BE INSTALLED BY BORING TECHNIQUE.



**TransCanada**

*In business to deliver*

KEYSTONE PIPELINE PROJECT

TYPICAL BORED CROSSING OF  
COUNTY ROAD BY UNCASSED PIPELINE

REVISIONS

NO.	DATE	DESCRIPTION	BY	CHKD	APPR

DRAWN BY: UEI DATE: 12/19/07

APPROVED

CHKD. BY:

DATE:

ENGINEERING MANAGER

DRAWING NO.

REV

9-2-2008

Permit for APPROACH NOT  
Required for Newport TWP

Robert Williams  
CHAIRMAN

Send to Kerwin

Kerwin 9/2/08

Newport Township  
MARSHALL County  
South Dakota

Performance Bond for  
Work in Public Right of Way

Bond Number: SN4227

KNOW ALL MEN BY THESE PRESENTS That TransCanada Keystone Pipeline LP, as Principal and Travelers Casualty and Surety Company of America, a corporation organized and existing under the laws of the State of Connecticut, and duly authorized to transact a corporate surety business in the State of South Dakota, as Surety, are held and firmly bound unto Andover Township, Day County, South Dakota, as OBLIGEE, and unto such other whose benefit this obligation is intended to run, in the penal sum of Two Hundred and Fifty Thousand Dollars -----00/100 (\$250,000.00), to be paid unto said parties, their successors and assigns, for which payment we jointly and severally bind ourselves and each of our heirs, legal representatives and successors, firmly by these presents.

WHEREAS, the Principal desires to carry on the business of hauling in public rights of way in the Andover Township, Day County, South Dakota for the period commencing July 14, 2008.

NOW THEREFORE, THE CONDITIONS OF THIS BOND ARE THAT:

- A. Said Principal shall in all respects comply with and will faithfully perform all things required by County or State law, and by any permits issued there under: and
- B. Said Principal shall indemnify, save and keep said obligee, and its officials and employees harmless of and from any claims, damages, liabilities, losses, actions, suits, or judgements which may be presented, sustained, brought or obtained against said Obligee or its officials or employees because of said construction, or by any accidents caused by or resulting there from: and
- C. Said Principal shall pay all damages imposed upon it for violation of any County or State Law or conditions of any permit issued there under: and
- D. Said Principal shall replace or perform again in a faithful and adequate manner all work and materials to a reasonable standard, which are not in accordance with the applicable county or State law and permits; and
- E. Said Principal shall faithfully satisfy all judgements based on tort liability which are obtained by reason of negligence through said construction which negligence is attributable to said Principal or his agent;
- F. In no event shall the aggregate liability of the Surety hereunder exceed the penal sum stated above.
- G. If the Principal shall satisfy all of the above conditions then no obligation shall arise under this bond.

If the principal fails to perform any of the above conditions, then the Principal and Surety shall be liable under this bond to the extent necessary to satisfy the breach of conditions.

The surety herein shall have the right to withdraw as surety from this bond and may do so upon giving the Obligee and said Principal 30 days written notice to that effect, whereupon, except as to any liabilities or indebtedness incurred or accrued prior to the termination of said 30 day notice the liability of the Surety under this bond shall cease, and the said bond shall thereupon terminate and be of no more force or effect.



IN WITNESS WHEREOF, we have hereunto set our hand this 14<sup>th</sup> day of July, 2008.

<sup>Pipeline</sup>  
TransCanada Keystone LP, By it's General Partner,  
TransCanada Keystone Pipeline GP, LLC

By: Kelly J. James  
Corporate Secretary

Travelers Casualty and Surety Company of America

By: Lois Innes  
Lois Innes Attorney-In-Fact



POWER OF ATTORNEY

Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
Seaboard Surety Company
St. Paul Fire and Marine Insurance Company

St. Paul Guardian Insurance Company
St. Paul Mercury Insurance Company
Travelers Casualty and Surety Company
Travelers Casualty and Surety Company of America
United States Fidelity and Guaranty Company

Attorney-In Fact No. 219252

Certificate No. 002030050

KNOW ALL MEN BY THESE PRESENTS: That Seaboard Surety Company is a corporation duly organized under the laws of the State of New York, that St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company and St. Paul Mercury Insurance Company are corporations duly organized under the laws of the State of Minnesota, that Farmington Casualty Company, Travelers Casualty and Surety Company, and Travelers Casualty and Surety Company of America are corporations duly organized under the laws of the State of Connecticut, that United States Fidelity and Guaranty Company is a corporation duly organized under the laws of the State of Maryland, that Fidelity and Guaranty Insurance Company is a corporation duly organized under the laws of the State of Iowa, and that Fidelity and Guaranty Insurance Underwriters, Inc. is a corporation duly organized under the laws of the State of Wisconsin (herein collectively called the "Companies"), and that the Companies do hereby make, constitute and appoint

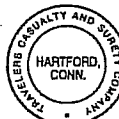
Deb Stanton, Mark Shaul, Murray Epp, Tim Gale, and Lois Innes

of the City of Calgary, Alberta, State of Canada, their true and lawful Attorney(s)-in-Fact, each in their separate capacity if more than one is named above, to sign, execute, seal and acknowledge any and all bonds, recognizances, conditional undertakings and other writings obligatory in the nature thereof on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

IN WITNESS WHEREOF, the Companies have caused this instrument to be signed and their corporate seals to be hereto affixed, this 26th day of October, 2007

Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
Seaboard Surety Company
St. Paul Fire and Marine Insurance Company

St. Paul Guardian Insurance Company
St. Paul Mercury Insurance Company
Travelers Casualty and Surety Company
Travelers Casualty and Surety Company of America
United States Fidelity and Guaranty Company



State of Connecticut
City of Hartford ss.

By: [Signature]
George W. Thompson, Senior Vice President

On this the 26th day of October, 2007, before me personally appeared George W. Thompson, who acknowledged himself to be the Senior Vice President of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, and that he, as such, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

In Witness Whereof, I hereunto set my hand and official seal.
My Commission expires the 30th day of June, 2011.



[Signature]
Marie C. Tetreault, Notary Public

This Power of Attorney is granted under and by the authority of the following resolutions adopted by the Boards of Directors of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, which resolutions are now in full force and effect, reading as follows:

**RESOLVED**, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President, any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary may appoint Attorneys-in-Fact and Agents to act for and on behalf of the Company and may give such appointee such authority as his or her certificate of authority may prescribe to sign with the Company's name and seal with the Company's seal bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and any of said officers or the Board of Directors at any time may remove any such appointee and revoke the power given him or her; and it is

**FURTHER RESOLVED**, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President may delegate all or any part of the foregoing authority to one or more officers or employees of this Company, provided that each such delegation is in writing and a copy thereof is filed in the office of the Secretary; and it is

**FURTHER RESOLVED**, that any bond, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking shall be valid and binding upon the Company when (a) signed by the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary and duly attested and sealed with the Company's seal by a Secretary or Assistant Secretary; or (b) duly executed (under seal, if required) by one or more Attorneys-in-Fact and Agents pursuant to the power prescribed in his or her certificate or their certificates of authority or by one or more Company officers pursuant to a written delegation of authority; and it is

**FURTHER RESOLVED**, that the signature of each of the following officers: President, any Executive Vice President, any Senior Vice President, any Vice President, any Assistant Vice President, any Secretary, any Assistant Secretary, and the seal of the Company may be affixed by facsimile to any power of attorney or to any certificate relating thereto appointing Resident Vice Presidents, Resident Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, and any such power of attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding on the Company in the future with respect to any bond or understanding to which it is attached.

I, Kori M. Johanson, the undersigned, Assistant Secretary, of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company do hereby certify that the above and foregoing is a true and correct copy of the Power of Attorney, executed by said Companies, which is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 14 day of July, 2008

*Kori M. Johanson*  
Kori M. Johanson, Assistant Secretary



To verify the authenticity of this Power of Attorney, call 1-800-421-3880 or contact us at www.travelersbond.com. Please refer to the Attorney-In-Fact number, the above-named individuals and the details of the bond to which the power is attached.

7-16-2008

No permits need for access

Guy Bon

Supervisor Oak Gulch Township

OAK Gulch Township  
Day Camp SA.

Received 7-22-08  
Lynn

**APPLICATION FOR OCCUPANCY  
OF TWP. ROAD AND RIGHT - OF - WAY**

To: The township board of Dayton Township, ~~Britton~~ South Dakota  
Application is made by: Trans Canada - Keystone Pipeline for  
Occupancy of: Section S 2 35<sup>th</sup>, Township 128 N, Range 59 W  
Marshall County, South Dakota 127 N 59 W  
N 2 2 106th ST

A Sketch showing the approximate location and approximate elevation is to be attached.

The following information is pertinent to the proposed installation:

1. Intended usage: Crude Oil Pipeline
2. Size and Type: 30" Steel Pipe
3. Outside diameter: 30"
4. Method of installation: Bore

Applicant will ensure the township road and ditch will be properly restored to original condition and the necessary safety precautions will be taken during construction work. The work to be completed, if required in the future will be at no further expense to the township. The township board or their designate will determine, in good faith, when road and ditch are properly restored to original condition. Applicant will provide township with proof of liability coverage and shall hold township harmless from any claims arising from work done by applicant.

This installation will comply with the national safety code. A marker sign will be installed where appropriate.

Recommended for Approval \_\_\_\_\_

Submitted: \_\_\_\_\_

Engineer- Design J.P. Sellen

Approved: 7-24-2008

Township Board: Tom Landreth - supervisor  
of Dayton Twp.

APPLICATION FOR OCCUPANCY  
OF TWP. ROAD AND RIGHT - OF - WAY

To: The township board of Dayton Township, Britton, South Dakota

Application is made by: TransCanada - Keystone Pipeline for

Occupancy of: Section 26+35, Township 128N, Range 59W  
105<sup>th</sup> Street

Marshall County, South Dakota

A Sketch showing the approximate location and approximate elevation is to be attached.

The following information is pertinent to the proposed installation:

- 1. Intended usage: Crude Oil Pipeline
- 2. Size and Type: 30" Steel Pipe
- 3. Outside diameter: 30"
- 4. Method of installation: Bore

Applicant will ensure the township road and ditch will be properly restored to original condition and the necessary safety precautions will be taken during construction work. The work to be completed, if required in the future will be at no further expense to the township. The township board or their designate will determine, in good faith, when road and ditch are properly restored to original condition. Applicant will provide township with proof of liability coverage and shall hold township harmless from any claims arising from work done by applicant.

This installation will comply with the national safety code. A marker sign will be installed where appropriate.

Recommended for Approval Submitted: TransCanada Keystone Pipeline  
Roger Phillips 488-375-1375  
Engineer- Design Universal Excav  
Johnny Sellers

X Approved: Tom Landreth Chairman

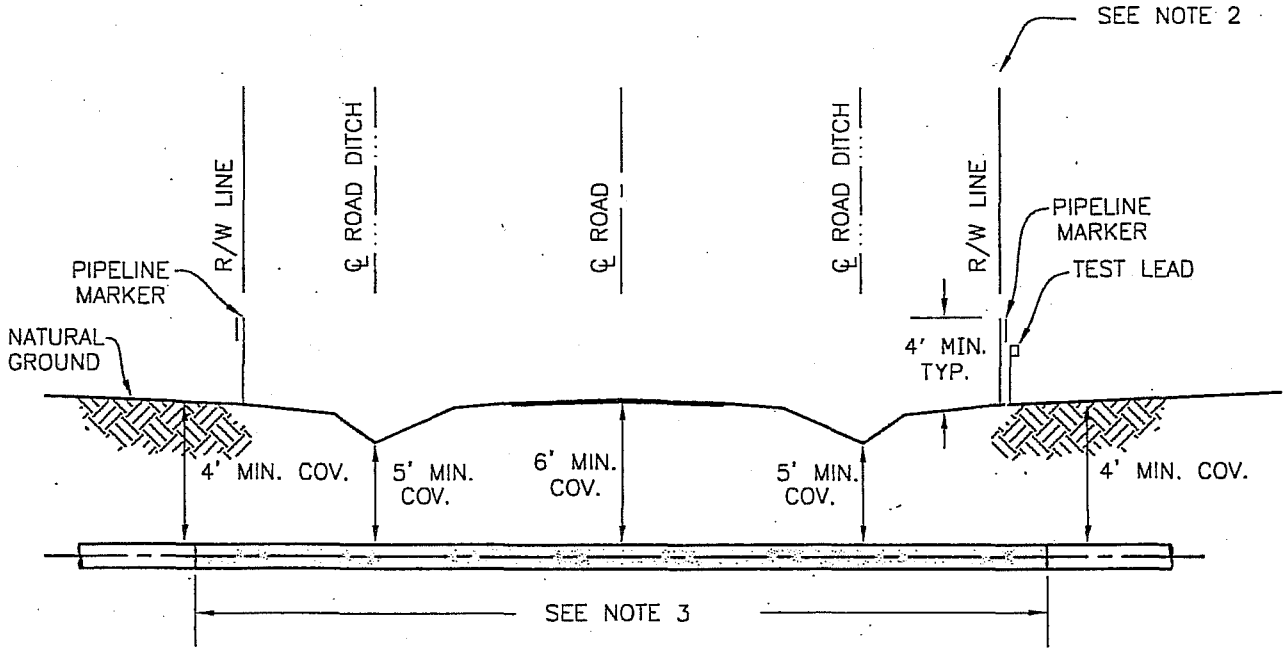
X Township Board: Dennis Swenson

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Telephone: (605) 448-5517 Tom Lambrecht Chairman Dayton Twp  
Board of Supervisors

105th Street T128W - R59W - sec. 26435



PROFILE  
N.T.S.

**NOTES:**

1. CROSSING SHALL BE CONSTRUCTED IN ACCORDANCE WITH PERMIT REQUIREMENTS.
2. BENDS SHALL NOT BE PERMITTED WITHIN THE ROAD R.O.W. THE PIPE SHALL HAVE A MINIMUM OF 4.0 FT. OF COVER EXCEPT UNDER ROAD DITCHES AS SHOWN.
3. MAXIMUM JOINT LENGTHS SHALL BE USED TO MINIMIZE NUMBER OF WELDS IN THE ROAD R.O.W.
4. CONTRACTOR TO NOTIFY RESPONSIBLE PERMITTING AUTHORITY PRIOR TO INSTALLATION.

PRODUCT: CRUDE OIL  
 CARRIER PIPE: 30"O.D. X 0.515" W.T.,  
 API 5LX-70 DSAW PIPE W/12 TO 14 MILS  
 FUSION BONDED EPOXY AND  
 26 MILS URETHANE EPOXY COATING  
 MINIMUM TEST PRESSURE: 1,801 PSIG  
 MAXIMUM OPERATING PRESSURE: 1,440 PSIG  
 CARRIER PIPE TO BE EXTERNALLY COATED  
 FOR CORROSION CONTROL  
 PIPELINE TO BE CATHODICALLY PROTECTED  
 PIPELINE DESIGN AS PER REQUIREMENTS OF PART 195  
 OF THE CODE OF FEDERAL REGULATIONS(LATEST EDITION)  
 TRAFFIC TO BE MAINTAINED DURING INSTALLATION  
 PIPELINE TO BE INSTALLED BY BORING TECHNIQUE.



**TransCanada**

*In business to deliver*

KEYSTONE PIPELINE PROJECT

TYPICAL BORED CROSSING OF  
COUNTY ROAD BY UNCASD PIPELINE

REVISIONS

NO.	DATE	DESCRIPTION	BY	CHKD	APPR

DRAWN BY: UEI	DATE: 12/19/07	APPROVED
CHKD. BY:	DATE:	ENGINEERING MANAGER
APPR. BY:	DATE:	DRAWING NO.
		REV.



APPLICATION FOR OCCUPANCY  
OF TWP. ROAD AND RIGHT - OF - WAY

To: The township board of Dayton Township, Britton, South Dakota

Application is made by: TransCanada Keystone Pipeline for

Occupancy of: Section 14 + 23, Township 128 N, Range 59W  
103<sup>rd</sup> Street  
Marshall County, South Dakota

A Sketch showing the approximate location and approximate elevation is to be attached.

The following information is pertinent to the proposed installation:

- 1. Intended usage: Crude Oil Pipeline
- 2. Size and Type: 30" Steel Pipe
- 3. Outside diameter: 30"
- 4. Method of installation: Bore

Applicant will ensure the township road and ditch will be properly restored to original condition and the necessary safety precautions will be taken during construction work. The work to be completed, if required in the future will be at no further expense to the township. The township board or their designate will determine, in good faith, when road and ditch are properly restored to original condition. Applicant will provide township with proof of liability coverage and shall hold township harmless from any claims arising from work done by applicant.

This installation will comply with the national safety code. A marker sign will be installed where appropriate.

Recommended for Approval Submitted: TransCanada-Keystone Pipeline  
Roger Phillips 888-375-1375  
Engineer- Design Universal-Enesco  
Johnny Sellers

X Approved: Tom Landreth Chairman

X Township Board: Dennis Swenson