

06-1142-CA-BIN



June 20, 2008

Kimberly D. Bose  
 Secretary  
 Federal Energy Regulatory Commission  
 888 First Street, N.E.  
 Room 1A  
 Washington, DC 20426

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RE: Docket Nos. CP07-208-000, 001  
 Rockies Express Pipeline LLC, REX-East Project  
Certificate Condition No. 141 – Compressor and Meter Stations

Ms. Bose:

On May 30, 2008, the Federal Energy Regulatory Commission (FERC or Commission) issued a certificate of public convenience and necessity authorizing Rockies Express Pipeline LLC (Rockies Express) to construct and operate the Rockies Express - East project. (May 30 Order).<sup>1</sup> In the May 30 Order, the Commission, as Certificate Condition No. 141, stipulated that the Section 106 process (36 CFR 800) must be completed before Rockies Express may receive authorization to commence construction.

Rockies Express Pipeline LLC (Rockies Express) has requested a Notice to Proceed to commence construction of five compressor stations (Arlington, Bertrand, Mexico, Blue Mound, and Bainbridge) and the construction and operation of two of its meter station sites (Trunkline Gas Company and Midwestern Gas Transmission Company). As set forth below, Rockies Express believes that it has complied with Certificate Condition No. 141 with respect to these discrete facilities and, therefore, should be permitted to proceed with the construction.

Rockies Express has completed the cultural resources surveys of the requested compressor and meter stations and has received concurrence from the appropriate State Historic Preservation Offices (SHPO) that (1) the proposed facilities will not affect any sites that are listed or eligible for listing on the National Register of Historic Places and (2) no additional survey work is recommended. The SHPO correspondence for these facilities has been filed with the Secretary.<sup>2</sup>

While Rockies Express acknowledges that consultations continue on other sites and, as part of the consultation process, the comment period for the Advisory Council on Historic

<sup>1</sup> Rockies Express Pipeline LLC, 123 FERC ¶ 61,234 (2008).

<sup>2</sup> The documentation of the SHPOs' concurrence with the reports associated with these facilities is contained within Rockies Express' Requests for Notice to Proceed for the Compressor Stations filed on June 5, 2008 and the Meter Stations filed on June 9, 2008 with the Secretary.

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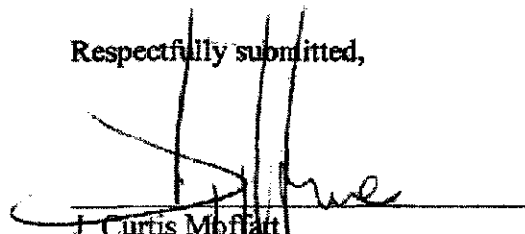
Preservation has not yet concluded, that consultation process will not affect in any way sites which have already received all necessary clearances. In that regard, no historic properties were identified either near or within the vicinity of any of these facilities. Consequently, the construction of these facilities will not adversely affect any historic properties.

With respect to similar facilities in Ohio, Rockies Express has not yet received clearance for the facilities from the Ohio SHPO. Rockies Express does anticipate receipt of such authorization by June 27, 2008. Therefore, Rockies Express is not requesting permission to commence construction of the two compressor stations and four meter stations located within the state of Ohio at this time.

In order to complete timely construction of the pipeline, it is necessary for Rockies Express to commence construction of the above-referenced compressor and meter stations immediately. Rockies Express believes that the Section 106 process has been completed for the facilities requested in this letter and the requirements of Certificate Condition 141 have been met. Accordingly, Rockies Express respectfully requests approval to proceed with construction of these compressor and meter stations.

Please direct any questions with respect to this request for authorization to proceed to Ryan Childs at (307) 760-5635.

Respectfully submitted,



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**Attachments**

cc: Alisa Lykens  
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Document Content(s)

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