



State of North Dakota

Office of the State Engineer

900 EAST BOULEVARD AVE. • BISMARCK, ND 58505-0850
701-328-2750 • FAX 701-328-3696 • <http://swc.nd.gov>

January 31, 2019

Office of Administrative Hearings
2911 North 14th Street, Ste. 303
Bismarck, ND 58503

HAND-DELIVERED

Re: Water Permit Application No. 6858
Meridian Energy Group
OAH File No. 20170555

Enclosed please find the executed copy of Order dated January 31, 2019.

Please do not hesitate to call with any questions.

Thank you.

Sincerely,

Cheryl Fitzgerald
Administrative Staff Officer

Enclosure

cc J.J. England – via electronic mail
Lawrence Bender – via electronic mail
Jennifer Verleger – via electronic mail

STATE OF NORTH DAKOTA
OFFICE OF THE STATE ENGINEER

IN THE MATTER OF:

Water Permit Application No. 6858
Meridian Energy Group

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ORDER
OAH File No. 20170555

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The evidence of record has been considered and appraised. IT IS ORDERED that the recommended findings of fact and conclusions of law of the administrative law judge are adopted as the findings of fact and conclusions of law of the State Engineer in this matter subject to the following amendments:

The first sentence of finding of fact number two is amended to reflect the correct date of the Air Pollution Control Permit and now states as follows: "On June 12, 2018, the State Health Office issued the Air Pollution Control Permit to Construct to the Davis Refinery."

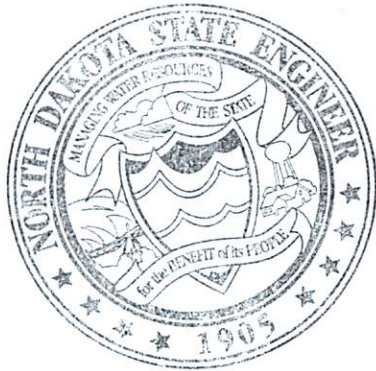
The second sentence of finding of fact number three is amended to clarify the quantity of the recommended amount of water and now states as follows: "The recommended amount of water was 586.0 acre-feet at 400 gallons per minute per year."

The first sentence of finding of fact number nine is amended to reflect the correct date of Meridian's letter to the North Dakota Department of Health and now states as follows: "On October 1, 2018, Meridian stated in a letter to the ND Department of Health the Davis Refinery will be capable of refining no more than 49,500 barrels of crude oil per day and will be constructed in a single phase."

IT IS FURTHER ORDERED that the recommended order of the administrative law judge is adopted as the final order of the State Engineer in this matter.

Dated at Bismarck, North Dakota, this 31 day of January, 2019.

State of North Dakota
Office of the State Engineer



By: Garland Erbele, P.E.
Garland Erbele, P.E.
State Engineer

STATE OF NORTH DAKOTA
OFFICE OF THE STATE ENGINEER

IN THE MATTER OF:

Water Permit Application No. 6858
Meridian Energy Group

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CERTIFICATE OF SERVICE

OAH File No. 20170555

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[¶1] I certify that on January 31, 2019, the **State Engineer's Order** was served upon the following by electronic mail:

J.J. England – jj@baumstarkbraaten.com
Lawrence Bender – lbender@fredlaw.com
Jennifer Verleger – jverleger@nd.gov

[¶2] I further certify that a true and correct copy of the **State Engineer's Order** was hand-delivered on January 31, 2019, to:

Office of Administrative Hearings
2911 North 14th Street, Ste. 303
Bismarck, ND 58503

Dated this 31st day of January, 2019.

By:



Cheryl Fitzgerald
Administrative Staff Officer
Office of the State Engineer
900 E. Boulevard Ave.
Bismarck, ND 58505
Email: cfitzgerald@nd.gov