

STATE OF IOWA
DEPARTMENT OF COMMERCE
UTILITIES BOARD

IN RE: WATERLOO GAS TRANSPORT, LLC	DOCKET NO. P-867
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**ORDER ACCEPTING COMPLIANCE FILING AND ALLOWING
OPERATION OF PIPELINE**

(Issued March 9, 2007)

On September 28, 2006, Waterloo Gas Transport, LLC (WGT), filed with the Utilities Board (Board) a petition for a pipeline permit to construct, maintain, and operate approximately 1.135 miles of 4-inch diameter gas pipeline in Black Hawk County, Iowa. The proposed pipeline would transport flammable digester gas from the city of Waterloo digester to the Tyson Foods plant in Waterloo, Iowa.

On December 5, 2006, the Board assigned the docket to an administrative law judge (ALJ) to establish a procedural schedule, conduct a hearing, and issue a proposed order. On January 12, 2007, the ALJ issued a proposed order that granted the petition for a permit subject to certain conditions. No appeal of the order was filed with the Board.

The January 12, 2007, order provided that WGT could begin construction of the pipeline once the permit was issued, however, WGT could not begin operating the pipeline until it had filed an operations manual that complied with the requirements of 49 CFR Part 192 and had been accepted by the Board. On

January 24, 2007, the Board issued Permit No. 1225 to WGT subject to the conditions set forth in the January 12, 2007, order. On March 5, 2007, WGT filed its operations manual in accordance with the terms set forth in Permit No. 1225.

The Board's Safety and Engineering staff has reviewed the filings made by WGT in compliance with the proposed order, including the operations manual, and has indicated that the filings and manual are in substantial compliance with 49 CFR Part 192 and the requirements of the January 12, 2007, order. Based upon Board staff review, the Board finds that WGT has substantially complied with the conditions set forth in Permit No. 1225 and will accept the operations manual. WGT will be allowed to begin operation of the Waterloo Digester Lateral on the effective date of this order.

To remain in compliance with Board safety rules, WGT is required to annually review its operations manual and correct any areas that are in noncompliance with federal regulations and Board rules. The operations of the Waterloo Digester Lateral will be subject to periodic review and changes may be required in the operations manual and other documents based upon Board staff inspections, experience with the pipeline, and changes in federal regulations.

IT IS THEREFORE ORDERED:

1. The operations manual filed by Waterloo Gas Transport, LLC, on March 5, 2007, is accepted and the conditions in Permit No. 1225 have been satisfied.

2. Waterloo Gas Transport, LLC, is authorized to begin operation of the Waterloo Digester Lateral.

3. Waterloo Gas Transport, LLC, shall operate and maintain the pipeline in compliance with Permit No. 1225 and applicable federal and Board safety standards.

UTILITIES BOARD

/s/ John R. Norris

/s/ Curtis W. Stamp

ATTEST:

/s/ Judi K. Cooper
Executive Secretary

Dated at Des Moines, Iowa, this 9th day of March, 2007.