

FEDERAL ENERGY REGULATORY COMMISSION  
WASHINGTON, D.C. 20426

OFFICE OF ENERGY PROJECTS

In Reply Refer To:  
OEP/DG2E/Gas 4  
WBI Energy Transmission, Inc.  
Wahpeton Expansion Project  
Docket No. CP22-466-000

July 24, 2024

VIA FERC Service

Lori Myerchin  
Vice President, Regulatory Affairs and Transportation Services  
WBI Energy Transmission, Inc.  
1250 West Century Avenue  
Bismarck, ND 58506-5601

**Re: Approval of Variance Request**

Dear Ms. Myerchin:

I grant your July 23, 2024 request for WBI Energy Transmission, Inc. (WBI Energy) to fence off the 12 trees/shrubs containing active migratory bird nests and monitor the nests while construction continues for the Wahpeton Expansion Project in Cass and Richland Counties, North Dakota.

Your request is in compliance with environmental condition 1 of the Commission's October 23, 2023 *Order Issuing Certificate* (Order) in the above-referenced docket. In addition, we have confirmed that WBI Energy is in receipt of all federal authorizations relevant to the approved activity herein. I remind you that WBI Energy must comply with all applicable remaining terms and conditions of the Order. If you have any questions, please call me at (202) 502-8312.

Sincerely,

David Hanobic  
Project Manager,  
Division of Gas - Environment  
and Engineering