STATE OF MICHIGAN
DEPARTMENT OF NATURAL RESOURCES & ENVIRONMENT
LANSING

JENNIFER M. GRANHOLM
GOVERNOR

REBECCA A. HUMPHRIES
DIRECTOR

September 13, 2010

Mr. Patrick D. Daniel, President and CEO
Enbridge, Inc.
3000 Fifth Avenue Place
425 1 Street, SW
Calgary, Alberta T2P 3L8
Canada

Dear Mr. Daniel:

SUBJECT: Response, Remediation, and Restoration Work in Regard to the Discharge of Oil to Talmadge Creek and Kalamazoo River in Calhoun and Kalamazoo Counties, Michigan, on July 26, 2010

As Enbridge Energy, LP (Enbridge) approaches the endpoints for required response actions under the Removal Administrative Order issued by the U.S. Environmental Protection Agency (U.S. EPA) pursuant to Section 311(c) of the Clean Water Act on July 31, 2010, it is critically important that Enbridge's remediation work continues and that progress is sustained.

With the emergency phase of response to the oil spill into Talmadge Creek and the Kalamazoo River winding up, the Michigan Department of Natural Resources and Environment (DNRE) will be assuming the lead in ensuring that affected water and soils comply with state criteria that are protective of the public health, safety, welfare, and the environment, and also ensuring that the river environment, as well as plant and animal life supported by the river, are restored to the fullest extent possible.

It is the DNRE's understanding and expectation that Enbridge will continue to comply with the requirements of the U.S. EPA Removal Administrative Order, including those responsibilities that continue after completion of the required work at and near the spill site. It is the DNRE's further understanding and expectation that Enbridge will comply with the requirements of Michigan law, including but not limited to the remediation and restoration activities required by the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended, MCL 324.101 *et seq.* The DNRE anticipates entry into an order within approximately 90 days that will provide a framework for achieving compliance with the law, and appreciates Enbridge's stated willingness to work cooperatively with the DNRE and other state authorities in the meantime. The DNRE also hopes to work with Enbridge and the U.S. EPA to transition seamlessly from the emergency response work to the more focused cleanup aimed at remediating and restoring a safe environment.

If you have any questions regarding this matter, please contact Mr. William Creal, Chief, Water Resources Division, at 517-335-4176; crealw@michigan.gov; or DNRE, P.O. Box 30458, Lansing, Michigan 48909-7958, or you may contact me.

Sincerely,

Rebecca A. Humphries
Director
517-373-7917

cc: Mr. S. Peter Manning, Michigan Department of Attorney General
Ms. Mindy Koch, Deputy Director, Resource Management, DNRE
Ms. JoAnn Merrick, DNRE
Ms. Lynne Boyd, DNRE
Mr. William Creal, DNRE
Mr. Gary Hagler, DNRE
Mr. G. Vinson Hellwig, DNRE
Ms. Lynelle Marolf, DNRE
Mr. Russ Mason, DNRE
Mr. Ron Olson, DNRE
Ms. Liane Shekter Smith, DNRE
Mr. Kelley Smith, DNRE
Ms. Mary Dettloff, DNRE