



U.S. Department  
of Transportation

**Research and  
Special Programs  
Administration**

400 Seventh Street, S.W.  
Washington, D.C. 20590

**SEP 15 2004**

DOT-E 13113  
(SECOND REVISION)

EXPIRATION DATE: July 31, 2006

(FOR RENEWAL, SEE 49 CFR § 107.109)

1. GRANTEE: Dow AgroSciences L.L.C.  
Indianapolis, IN

(See Appendix A to this document for a list of additional grantees)

2. PURPOSE AND LIMITATION:

- a. This exemption authorizes the transportation in commerce of Division 6.1 liquid soil pesticide fumigants in DOT specification cargo tank motor vehicles and portable tanks that are not authorized by the Hazardous Materials Regulations (HMR) for those materials. This exemption provides no relief from the HMR other than as specifically stated herein.

- b. The safety analyses performed in development of this exemption only considered the hazards and risks associated with transportation in commerce.

3. REGULATORY SYSTEM AFFECTED: 49 CFR Parts 106, 107 and 171-180.

4. REGULATIONS FROM WHICH EXEMPTED: 49 CFR § 172.302(c) in that marking the exemption number on the package is waived; and § 173.243(b) and (c) in that the use of DOT Specification MC 306 and DOT 406 cargo tanks and stainless steel DOT Specification 57 portable tanks are not authorized except as specified herein.

5. BASIS: This exemption is based on the application of Dow AgroSciences, L.L.C., dated August 23, 2004, submitted in accordance with § 107.109.
6. HAZARDOUS MATERIALS (49 CFR § 172.101):

<b>Hazardous Materials Description</b>			
<b>Proper shipping name</b>	<b>Hazard Class/ Division</b>	<b>Identification Number</b>	<b>Packing Group</b>
Pesticides, liquid, toxic, flammable, n.o.s., flash point not less than 23 degrees C	6.1	UN2903	II

7. SAFETY CONTROL MEASURES:

a. PACKAGING - Packagings prescribed are DOT Specification MC 306 and DOT 406 cargo tank motor vehicles and DOT Specification 57 portable tanks, that meet the following additional requirements:

(1) **Cargo tank motor vehicles:**

(i) **Pressure relief system:** The pressure relief system on each cargo tank should conform to the applicable provisions of § 173.243(b)(1); and

(ii) **Bottom outlets:** Specification MC 306 cargo tank motor vehicles must be equipped with stop-valves capable of being remotely closed by manual and mechanical means. Specification DOT 406 cargo tank motor vehicles must conform to the provisions of § 173.243(b)(2) as applicable to Specification DOT 407 cargo tanks.

(2) **Portable tanks:** Only DOT Specification 57 portable tanks constructed of stainless steel are authorized.

b. TESTING - DOT Specification cargo tank motor vehicles must be retested and reinspected in accordance with the requirements in 49 CFR Part 180, Subpart E. DOT Specification 57 portable tanks must be retested and reinspected in accordance with the requirements in 49 CFR Part 180, Subpart G.

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c. OPERATIONAL CONTROLS:

(1) Transportation is limited to private carriage exclusively for agricultural purposes; and

(2) Transportation must be between a bulk loading facility and farms (including between farms) not exceeding 150 miles from one another. Intermediate stops for temporary storage of not more than 5 days, are permitted.

8. SPECIAL PROVISIONS:

a. A current copy of this exemption must be maintained at each facility where the package is offered or reoffered for transportation.

b. The marking requirements of §§ 172.302(b) and (c) regarding the marking the exemption number on bulk packagings (cargo or portable tanks) are waived.

9. MODES OF TRANSPORTATION AUTHORIZED: Motor vehicle.

10. MODAL REQUIREMENTS: A current copy of this exemption must be carried aboard each motor vehicle used to transport packages covered by this exemption.

11. COMPLIANCE: Failure by a person to comply with any of the following may result in suspension or revocation of this exemption and penalties prescribed by the Federal hazardous materials transportation law, 49 U.S.C. 5101 et seq:

- o All terms and conditions prescribed in this exemption and the Hazardous Materials Regulations, 49 CFR Parts 171-180.
- o Persons operating under the terms of this exemption must comply with the security plan requirement in Subpart I of Part 172 of the HMR, when applicable.
- o Registration required by § 107.601 et seq., when applicable.

Each "Hazmat employee", as defined in § 171.8, who performs a function subject to this exemption must receive training on the requirements and conditions of this exemption in addition to the training required by §§ 172.700 through 172.704.

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No person may use or apply this exemption, including display of its number, when this exemption has expired or is otherwise no longer in effect.

12. REPORTING REQUIREMENTS: The carrier is required to report any incident involving loss of packaging contents or packaging failure to the Associate Administrator for Hazardous Materials Safety (AAHMS) as soon as practicable. (Sections 171.15 and 171.16 apply to any activity undertaken under the authority of this exemption.) In addition, the holder(s) of this exemption must inform the AAHMS, in writing, of any incident involving the package and shipments made under the terms of this exemption.

Issued in Washington, D.C.:



Robert A. McGuire  
Associate Administrator for  
Hazardous Materials Safety

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(DATE)

Address all inquiries to: Associate Administrator for Hazardous Materials Safety, Research and Special Programs Administration, U.S. Department of Transportation, 400 Seventh Street, SW, Washington, D.C. 20590.  
Attention: DHM-31.

Copies of this exemption may be obtained by accessing the Hazardous Materials Safety Homepage at <http://hazmat.dot.gov/exemptions> Photo reproductions and legible reductions of this exemption are permitted. Any alteration of this exemption is prohibited.

PO: PTolson/sln

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The following are hereby granted party status to this exemption based on their application(s) submitted in accordance with § 107.107 or § 107.109, as appropriate:

<b>Company Name City/State</b>	<b>Application Date</b>	<b>Issue Date</b>	<b>Expiration Date</b>
Adel Feed & Seed, Inc. Adel, GA	Jan 17, 2003	Feb 13, 2003	Oct 31, 2004
Agland Gilcrest, CO	Aug 23, 2004	<b>SEP 15 2004</b>	Jul 31, 2006
Agriliance Distribution Hastings, FL	Jan 17, 2003	Feb 13, 2003	Oct 31, 2004
Agriliance LLC Cordele, GA	Jan 17, 2003	Feb 13, 2003	Oct 31, 2004
Agriliance St. Paul, MN	Aug 23, 2004	<b>SEP 15 2004</b>	Jul 31, 2006
Agro Distribution Williston, FL	Jan 17, 2003	Feb 13, 2003	Oct 31, 2004
Barber Fertilizer Bainbridge, GA	Jan 17, 2003	Feb 13, 2003	Oct 31, 2004
Barnes Fertilizers, Inc. Hastings, FL	Jan 17, 2003	Feb 13, 2003	Oct 31, 2004
Basin Fertilizer & Chemical Company Merrill, OR	Aug 23, 2004	<b>SEP 15 2004</b>	July 31, 2006
Bingham Cooperative, Inc. Blackfoot, ID	Aug 23, 2004	<b>SEP 15 2004</b>	July 31, 2006
Branch Farm Supply Baxley, GA	Jan 17, 2003	Feb 13, 2003	Oct 31, 2004
Brinson Farm Supply Brinson, GA	Jan 17, 2003	Feb 13, 2003	Oct 31, 2004
Britz Fertilizers, Inc. Fresno, CA	Aug 23, 2004	<b>SEP 15 2004</b>	July 31, 2006
Cenex Harvest States Inver Grove Heights, MN	Aug 23, 2004	<b>SEP 15 2004</b>	Jul 31, 2006
Centennial AG Supply, Inc. Greeley, CO	Aug 23, 204	<b>SEP 15 2004</b>	Jul 31, 2006

Company Name City/State	Application Date	Issue Date	Expiration Date
Chem-Nut Albany, GA	Jan 17, 2003	Feb 13, 2003	Oct 31, 2004
Coastal Plains Farmers Co-op Quitman, GA	Jan 17, 2003	Feb 13, 2003	Oct 31, 2004
Cochran Oil Mill & Ginnery Cochran, GA	Jan 17, 2003	Feb 13, 2003	Oct 31, 2004
Coffee County Gin, Co., Inc. Cochran, GA	Sep 13, 2002	Jan 8, 2003	Oct 31, 2004
Coggins Farm Supply Lake Park, GA	Jan 17, 2003	Feb 13, 2003	Oct 31, 2004
Coley Farm Supply Ashburg, GA	Jan 17, 2003	Feb 13, 2003	Oct 31, 2004
Coley Gin & Fertilizer Vienna, GA	Jan 17, 2002	Feb 13, 2003	Oct 31, 2004
Collins Bonded Whse. Waynesboro, GA	Jan 17, 2003	Feb 13, 2003	Oct 31, 2004
Community Farm Service Inc. Lyons, GA	Jan 17, 2003	Feb 13, 2003	Oct 31, 2004
Davis Farm & Garden Hazelhurst, GA	Jan 17, 2003	Feb 13, 2003	Oct 31, 2004
DelDon Chemical Co. Westley, CA	Aug 23, 2004	SEP 15 2004	Jul 31, 2006
Del Monte Fresh Produce (Hawaii), Inc. Kunia, HI	Sep 13, 2002	Jan 8, 2003	Oct 31, 2004
Dole Food Co. Hawaii Wahiawa, HI	Sep 13, 2002	Jan 8, 2003	Oct 31, 2004
Denison Fert/Farming, Inc. Sereven, GA	Jan 17, 2003	Feb 13, 2003	Oct 31, 2004
Dollar Brothers, Inc. Climax, GA	Jan 17, 2003	Feb 13, 2003	Oct 31, 2004
Dollar Farm Products Bainbridge, GA	Jan 17, 2003	Feb 13, 2003	Oct 31, 2004

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Douglas Fertilizer/Pres-Tech, Inc. Douglas, GA	Jan 17, 2003	Feb 13, 2003	Oct 31, 2004
Farmers Cooperative, Inc. Live Oak, FL	Jan 17, 2003	Feb 13, 2003	Oct 31, 2004
Farmers Cooperative, Inc. Madison, FL	Jan 17, 2003	Feb 13, 2003	Oct 31, 2004
Farmers Gin & Storage Wadley, GA	Jan 17, 2003	Feb 13, 2003	Oct 31, 2004
Farmers Peanut Co. Whigham, GA	Jan 17, 2003	Feb 13, 2003	Oct 31, 2004
Farmers Supply Cooperative Ontario, OR	Aug 23, 2004	<b>SEP 15 2004</b>	Jul 31, 2006
Feed & Seed Farm Supplies, Inc. Sylvania, GA	Jan 17, 2003	Feb 13, 2003	Oct 31, 2004
Fertizona Fennemore LLC Waddell, AZ	Aug 23, 2004	<b>SEP 15 2004</b>	Jul 31, 2006
G & C Fertilizer Co., Inc. Lyons, GA	Jan 17, 2003	Feb 13, 2003	Oct 31, 2004
G & C Fertilizer Co., Inc. Baxley, GA	Jan 17, 2003	Feb 13, 2003	Oct 31, 2004
H & R Ag, Inc. Pasco, WA	Aug 31, 2004	<b>SEP 15 2004</b>	Jul 31, 2006
Helena Chemical Mount Dora, FL	Jan 17, 2003	Feb 13, 2003	Oct 31, 2004
Helena Chemical Company Collierville, TN	Sep 13, 2002	Jan 8, 2003	Oct 31, 2004
Hendrix & Dail Greenville, NC	Jan 17, 2003	Feb 13, 2003	Oct 31, 2004
Howard Fertilizer Orlando, FL	Jan 17, 2003	Feb 13, 2003	Oct 31, 2004
Huffman & Gilmore, Inc. Live Oak, FL	Jan 17, 2003	Feb 13, 2003	Oct 31, 2004

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J. C. Watson, Co. Homedale, ID	Aug 23, 2004		Jul 31, 2006
J. R. Simplot Company Boise, ID	Aug 23, 2004	SEP 15 2004 SEP 15 2004	Jul 31, 2006
Jirdon Agr: Chemicals, Inc. Morrill, NE	Aug 23, 2004	SEP 15 2004	Jul 31, 2006
Land View Fertilizer, Inc. Rupert, ID	Aug 23, 2004	SEP 15 2004	Jul 31, 2006
Lenox Ag Services Lenox, GA	Jan 17, 2003	Feb 13, 2003	Oct 31, 2004
Lucerne, Inc. Lucerne, CO	Aug 23, 2004	SEP 15 2004	Jul 31, 2006
Maui Pineapple Co. Ltd Haliimaile, HI	Sept 13, 2002	Jan 8, 2003	Oct 31, 2004
Mayo Ferterlizer, Inc. Mayo, FL	Jan 17, 2003	Feb 13, 2003	Oct 31, 2004
Nyssa Coop Supply Nyssa, OR	Aug 23, 2004	SEP 15 2004	Jul 31, 2006
Omega Farm Supply, Inc. Omega, GA	Jan 17, 2003	Feb 13, 2003	Oct 31, 2004
Onion City Farm Supply Lyons, GA	Jan 17, 2003	Feb 13, 2003	Oct 31, 2004
Panhandle Co-op Scottsbluff, NE	Aug 23, 2004	SEP 15 2004	Jul 31, 2006
Paulk & Griffin, Inc. Ambrose, GA	Jan 17, 2003	Feb 13, 2003	Oct 31, 2004
Producers Supply Coop Nampa, ID	Aug 23, 2004	SEP 15 2004	Jul 31, 2006
Quincy Farm Chemicals, Inc. Quincy, WA	Aug 23, 2004	SEP 15 2004	Jul 31, 2006
R. W. Griffin, Inc. Douglas, GA	Sep 13, 2002	Jan 8, 2003	Oct 31, 2004
Red Rock Peanut Company Sylvester, GA	Jan 17, 2003	Feb 13, 2003	Oct 31, 2004
Rockwood Chemical Co. Brawley, CA	Aug 23, 2004	SEP 15 2004	Jul 31, 2006

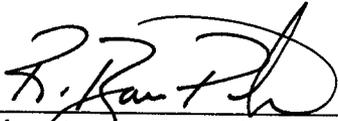
Company Name City/State	Application Date	Issue Date	Expiration Date
Roggen Farmers Elevator Association Roggen, CA	Aug 23, 2004	SEP 15 2004	Jul 31, 2006
Royster Clark Oglethorpe, GA	Jan 17, 2003	Feb 13, 2003	Oct 31, 2004
Southern States Trenton, FL	Jan 17, 2003	Feb 13, 2003	Oct 31, 2004
Southern States Cooperative, Inc. Richmond, VA	Sep 13, 2002	Jan 8, 2003	Oct 31, 2004
Stones Farm Supply Center, CO	Aug 23, 2004	SEP 15 2004	Jul 31, 2006
The Dune Company Poston, AZ	Aug 23, 2004	SEP 15 2004	Jul 31, 2006
Tillman & Deal Farm Supply Statesboro, GA	Jan 17, 2003	Feb 13, 2003	Oct 31, 2004
Tri Cal, Inc. Hollister, CA	Aug 23, 2004	SEP 15 2004	Jul 31, 2006
Tri-Co. Ag., Inc. Smithville, GA	Jan 17, 2003	Feb 13, 2003	Oct 31, 2004
Triangle Chemical Company Mascotte, FL	Jan 17, 2003	Feb 13, 2003	Oct 31, 2004
Triangle Chemical Company Sycamore, GA	Jan 17, 2003	Feb 13, 2003	Oct 31, 2004
Triangle Chemical Company Macon, GA	Sept 13, 2002	Jan 8, 2003	Oct 31, 2004
UAP Carolinas Columbia, SC	Sep 13, 2004	Jan 8, 2003	Oct 31, 2004
UAP Southeast/Collins Grain Collins, GA	Jan 17, 2003	Feb 13, 2003	Oct 31, 2004
UAP of Florida Hastings, FL	Jan 17, 2003	Feb 13, 2003	Oct 31, 2004
UAP Florida Tampa, FL	Sep 13, 2002	Jan 8, 2003	Oct 31, 2004
UAP of Florida Waverly, FL	Jan 17, 2003	Feb 13, 2003	Oct 31, 2004

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UAP Great Lakes East Lansing, MI	Sep 13, 2002	Jan 8, 2003	Oct 31, 2004
UAP Midsouth Cordova, TN	Sep 13, 2002	Jan 8, 2003	Oct 31, 2004
UAP Delta Cordova, TN	Sep 13, 2002	Jan 8, 2003	Oct 31, 2004
UAP Midwest Wall Lake, IA	Sep 13, 2002	Jan 8, 2003	Oct 31, 2004
UAP NW Fresno, CA	Aug 23, 2004	SEP 15 2004	Jan 31, 2006
UPA Northeast Avon, NY	Sep 13, 2002	Jan 8, 2003	Oct 31, 2004
UAP Northwest Aurora, OR	Sep 13, 2002	Jan 8, 2003	Oct 31, 2004
UAP Northern Plains Fargo, ND	Sep 13, 2002	Jan 8, 2003	Oct 31, 2004
UAP Pueblo Garden City, KS	Sep 13, 2002	Jan 8, 2003	Oct 31, 2004
UAP Richter Pittsfield, IL	Sep 13, 2002	Jan 8, 2003	Oct 31, 2004
UAP Southeast/Collins Grain Collins, GA	Sep 13, 2002	Jan 8, 2003	Oct 31, 2004
UAP Southeast Albany, GA	Sep 13, 2002	Jan 8, 2003	Oct 31, 2004
UAP Southwest Flower Mound, TX	Sep 13, 2002	Jan 8, 2003	Oct 31, 2004
UAP West Fresno, CA	Aug 23, 2004	SEP 15 2004	Jul 31, 2006
United Agri Products, Inc. Greeley, CO	Sep 13, 2002	Mar 24, 2002	Oct 31, 2004
United Co-op Paul, ID	Aug 23, 2004	SEP 15 2004	Jul 31, 2006
Valley Wide Co-op Idaho Falls, ID	Aug 23, 2004	SEP 15 2004	Jul 31, 2006
Waldron Farm Supply Douglas, GA	Jan 17, 2003	Feb 13, 2003	Oct 31, 2004
Western Farm Service, Inc. Fresno, CA	Aug 23, 2004	SEP 15 2004	Jul 31, 2006

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Wilbur-Ellis Company Fresno, CA	Aug 23, 2004	SEP 15 2004	Jul 31, 2006



*fa* Robert A. McGuire  
Associate Administrator for  
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