U.S. Department
of Transportation

**Pipeline and
Hazardous Materials
Safety Administration**

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

APR 5 2005

DOT-E 10950
(ELEVENTH REVISION)

EXPIRATION DATE: February 28, 2007

(FOR RENEWAL, SEE 49 CFR § 107.109)

1. GRANTEE: The Fertilizer Institute, Washington, DC; Far West Agribusiness Association, Spokane, Washington, (Former grantee: FARWEST Fertilizer and Agrichemical Association), and Montana Agricultural Business Association, Helena, Montana, on behalf of grantees listed in Appendix A.

2. PURPOSE AND LIMITATION:

a. This exemption authorizes the transportation of certain non-DOT specification packagings containing anhydrous ammonia exclusively for agricultural purposes. This exemption provides no relief from the Hazardous Materials Regulations (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 § 173.315(m) in that a non-DOT specification packaging is not authorized, except as specified herein.

5. BASIS: This exemption is based on the application of The Fertilizer Institute, the FARWEST Fertilizer and Agrichemical Association and the Montana Agricultural Business Association, dated March 8, 2005, submitted in accordance with § 107.109.

6. HAZARDOUS MATERIALS (49 CFR § 172.101):

Hazardous Materials Description			
Proper Shipping Name	**Hazard Class/ Division**	**Identi-fication Number**	**Packing Group**
Ammonia, anhydrous	2.2	UN1005	N/A

7. SAFETY CONTROL MEASURES:

a. PACKAGING - Packaging prescribed is a non-DOT specification cargo tank, commonly known as a "nurse tank", mounted on a field truck as described in the application and conforming to all other provisions of § 173.315(m). All photographs and descriptions which were submitted with the application form a part of the application. Any farm trucks operated under this exemption must be equivalent in specifications to those described in the application.

b. INSPECTIONS AND TESTING - Any cargo tanks operated under this exemption must be inspected and tested in accordance with subpart E of Part 180 of this subchapter as specified for MC 331 cargo tanks.

c. MARKING - Packaging must be plainly marked on two opposing sides in letters and numerals two inches high on a contrasting background "DOT-E 10950".

d. OPERATIONS - Restricted to rural roads in areas within 50 miles of the fertilizer distribution point where the cargo tank is loaded.

8. SPECIAL PROVISIONS.

a. Any person who transports anhydrous ammonia in the packages covered by this exemption must be a private carrier (listed in Appendix A to this exemption) operating exclusively in support of agricultural operations.

b. Shippers using the packaging covered by this exemption must comply with all provisions of this exemption, and all other applicable requirements contained in 49 CFR Parts 171-180.

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:

- All terms and conditions prescribed in this exemption and the Hazardous Materials Regulations, 49 CFR Parts 171-180.
- 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.
- 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.

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

12. REPORTING REQUIREMENTS: Shipments or operations conducted under this exemption are subject to the Hazardous Materials Incident Reporting requirements specified in 49 CFR §§ 171.15 - Immediate notice of certain hazardous materials incidents, and 171.16 - Detailed hazardous materials incident reports. In addition, the grantee(s) of this exemption must notify the Associate Administrator for Hazardous Materials Safety -- OHMEA, in writing, of any incident involving a package, shipment or operation conducted under terms of this exemption.

Issued in Washington, D.C.:

for Robert A. McGuire
Associate Administrator for
Hazardous Materials Safety

APR 5 2005
(DATE)

Address all inquiries to: Associate Administrator for Hazardous Materials Safety, Pipeline and Hazardous Materials Safety Administration, Department of Transportation, 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: sln

APPENDIX A
as of
March 8, 2005

Colfax Grain Supply, Colfax, WA
J.R. Simplot Company, Boise, ID
Rockford Grain Supply, Rockford, WA
The McGregor Company, Colfax, WA
Wilbur-Ellis Company, Union Gas, WA
Hi-Line Fertilizer, Hingham, MT
Kernaghan's Service, Grate Falls, MT
Agri-Basics Fertilizer, Grate Falls, MT
Primeland Coop (formerly Cenex Harvest States), Lewiston, ID
Milk River Coop, Havre, MT
Farmers Elevator, Richey, MT
Mountain View Coop, Great Falls, Dutton, Power, Fairfield, Fort Benton, Collins, and Big Sandy, MT
Western Farm Service, Inc., Spokane, MT
Dayton Chemicals, Inc. Dayton, WA
Morrow County Grain Grower, Ione, OR