July 30, 2015

U.S. Department
of Transportation

Pipeline and Hazardous
Materials Safety Administration

East Building, PHH-30
1200 New Jersey Avenue S.E.
Washington, D.C. 20590

DOT-SP 16040
(FIRST REVISION)

EXPIRATION DATE: March 31, 2017

(FOR RENEWAL, SEE 49 CFR § 107.109)

1. GRANTEE: Multistar Ind., Inc.
Othello, WA

2. PURPOSE AND LIMITATION:

a. This special permit authorizes the transportation in commerce of the ICC/DOT specification 51 portable tanks listed in Appendix A used to transport anhydrous ammonia that do not have manufacturer's data reports required by 49 CFR 180.605(l). This special permit provides no relief from the Hazardous Materials Regulations (HMR) other than as specifically stated herein. The most recent revision supersedes all previous revisions.

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

c. No party status will be granted to this special permit.

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

4. REGULATIONS FROM WHICH EXEMPTED: 49 CFR § 180.605(l) in that manufacturer's data reports are required, except as provided herein.

5. BASIS: This special permit is based on the application of Multistar Ind., Inc. dated November 1, 2013, January 22, 2015, and March 13, 2015 submitted in accordance with § 107.105 and the public proceeding thereon.

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 – Prescribed packagings are ICC/DOT specification portable tanks in compliance with all the requirements of the HMR except the ASME U-1A documentation is not maintained in accordance with §180.605(l). This special permit only authorizes the fifty-three ICC/DOT specification 51 portable tanks marked with Multistar Ind., Inc. tank numbers and serial numbers identified on the portable tanks' specification plate and listed in Appendix A of this permit.

b. TESTING –

(i) This special permit authorizes use of the portable tanks listed in Appendix A which have successfully passed an initial benchmark inspection, which includes the following: an external visual inspection; a pressure test; and a minimum thickness test. Additional DOT/ICC 51 tanks currently owned by Multistar Ind., Inc. may be added to the Appendix A list of this permit only after successfully passing the benchmark testing as identified in this paragraph and after being identified in writing to the Approvals and Permits Division. The required testing may only

be done by an independent third party testing facility. Multistar Ind., Inc. must submit a copy of each benchmark inspection(s)(hardcopy or electronically) to the FMCSA Western Service Center prior to marking the special permit number on the portable tanks listed in Appendix A.

(ii) Periodic requalification (begins after the benchmark inspection). Tanks must be inspected and tested by an independent third party testing facility in accordance with paragraph 7.b.(i) of this permit every 3 years from date of the benchmark test of the portable tank.

(iii) Each tank must be marked in accordance with §180.605(k)(2).

(iv) Benchmark inspection reports must be retained for the life of the tank and made available upon request. If these tanks are transferred or sold the special permit number must be removed prior to transferring ownership of the tank. Further use of the tanks for transportation of hazardous material will not be authorized.

c. OPERATIONAL CONTROLS –

(i) The portable tanks must be offered for transportation and be dedicated for the transportation of anhydrous ammonia service only.

(ii) The Approvals and Permits Division must be notified in writing or electronically within 5 business days of the date of failure if any portable tanks fail any of the inspections and/or tests listed in paragraph 7.b. Tanks that fail any inspections will be removed from Appendix A of the special permit. In addition, notification of any failures of DOT/ICC 51 tanks listed in Appendix A of this special permit must submit in writing or electronically to FMCSA's Western Service Center.

(iii) Repair to the ICC/DOT specification 51 portable tanks authorized herein is prohibited.

(iv) Each portable tank operating under the terms of this special permit must be accompanied by a properly prepared shipping paper, which must include the Multistar Ind., Inc. tank number and corresponding serial number. The shipping paper must be provided upon request to any authorized official.

(v) All reports which must be submitted to the FMCSA Western Service Center must be submitted as follows:

By certified mail to:

Federal Motor Carrier Safety Administration
Western Service Center
12600 W. Colfax Ave, Suite B-300
Lakewood, CO 80215
Attn: Hazardous Materials Program Manager

Or, by fax at:

(303) 407-2339
Attn: Hazardous Materials Program Manager

Or, by email to:

WSCENF@dot.gov
Attn: Hazardous Materials Program Manager

8. SPECIAL PROVISIONS:

a. A person who is not a holder of this special permit who receives a package covered by this special permit may reoffer it for transportation provided no modification or change is made to the package and it is reoffered for transportation in conformance with this special permit and the HMR.

b. A current copy of this special permit must be maintained at each facility where the package is inspected and tested in accordance with paragraph 7.b.

9. MODES OF TRANSPORTATION AUTHORIZED: Motor vehicle and cargo vessel.

10. MODAL REQUIREMENTS: A current copy of this special permit must be carried aboard each motor vehicle and cargo vessel used to transport packages covered by this special permit.

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

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

    - Persons operating under the terms of this special permit 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 special permit must receive training on the requirements and conditions of this special permit in addition to the training required by §§ 172.700 through 172.704.

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

    Under Title VII of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU)—"The Hazardous Materials Safety and Security Reauthorization Act of 2005" (Pub. L. 109-59), 119 Stat. 1144 (August 10, 2005), amended the Federal hazardous materials transportation law by changing the term "exemption" to "special permit" and authorizes a special permit to be granted up to two years for new special permits and up to four years for renewals.

12. REPORTING REQUIREMENTS: Shipments or operations conducted under this special permit 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 special permit must notify the Associate Administrator for Hazardous Materials Safety, in writing, within 5 days of any incident involving a package, shipment or operation conducted under terms of this special permit.

Issued in Washington, D.C.:

for Dr. Magdy El-Sibaie
Associate Administrator for Hazardous Materials Safety

Address all inquiries to: Associate Administrator for Hazardous Materials Safety, Pipeline and Hazardous Material Safety Administration, U.S. Department of Transportation, East Building PHH-30, 1200 New Jersey Avenue, Southeast, Washington, D.C. 20590.

Copies of this special permit may be obtained by accessing the Hazardous Materials Safety Homepage at http://hazmat.dot.gov/sp_app/special_permits/spec_perm_index.htm Photo reproductions and legible reductions of this special permit are permitted. Any alteration of this special permit is prohibited.

PO: MAJORS

APPENDIX A

Multistar Industries, Inc. DOT/ICC Specification 51 Portable Tanks

MSI TANK Tank No.	ORIGINAL SERIAL NUMBER
375-2	6515
375-3	6410
375-4	4973
375-5	4893
375-6	5894
375-7	520
375-8	7072
375-9	5820
375-12	274
375-15	N340
375-16	7035
375-17	5857
375-18	6163
375-25	5945
375-26	550
375-27	5951
375-28	6295
375-29	193
375-30	363
375-37	409
375-39	7416
375-40	6484
375-43	323
375-48	6300
375-49	N324
375-51	5818
375-57	567
375-58	7417

MSI TANK Tank No.	ORIGINAL SERIAL NUMBER
375-59	5853
375-60	6363
375-61	349
375-62	5852
375-63	5873
375-64	7413
375-65	5157
375-66	388
375-69	7384
375-71	538
375-84	5731
375-88	322
375-96	207
375-98	281
975-99	330
375-100	350
375-104	6561
375-106	N317
375-107	529
375-108	6360
375-109	544
375-110	7055
375-111	430
375-113	5819
375-114	5918