



April 3, 2009

Gene Johnson
6488 Hwy. 40
Tioga, ND 58852-9266

Re: Claim

Dear PSC:

I sold 302,580 net pounds of safflower to Sustainable Systems in Culbertson, MT, in October, 2008. It was delivered to them from 10-7 to 10-10-08. We were to be paid on January 1, 2009. To date we have not received payment, which amounts to \$80,352.44 with dockage.

I did not receive a settlement sheet from Sustainable Systems. Over the phone, they told me what the dock was on each load.

Copies of the contract and tickets are attached.

Thank you,

A handwritten signature in cursive script that reads "Gene Johnson".

Gene Johnson



SUSTAINABLE SYSTEMS, LLC

P.O. Box 478
Culbertson, MT 59218

Tel: 406-787-6616
Fax: 406-787-6362

Toll Free: 1-877-666-8652

2008 SAFFLOWER PRODUCTION CONTRACT

Contract 80052 *4-14-08*
 Acres: ~~175~~ *253 PR* *275* *G.J. 4-18-08*
 Producer : GENE JOHNSON
 Address: 6488 HWY 40 City: TIOGA
 State: ND Zip: 58852 County:
 Social Security # or Tax Phone#: 701-664-3568

BUYER (Sustainable Systems, LLC) agrees to purchase PRODUCER'S entire safflower crop production from the contracted acres at a price of \$0.28lb delivered FOB to Culbertson, MT 59218 basis pure, clean, sound, dry (8% moisture or less) safflower seed grading No 2 Montana or better. Weight settlement shall be delivered basis. The terms and conditions stated herein constitute the entire agreement between BUYER and PRODUCER, and these terms and conditions can only be modified by a written document signed by the BUYER and PRODUCER.

Freight allowance: Field location 100 to 149 miles from plant \$.25/cwt. Field location more than 149 miles from plant \$.50/cwt. Freight will be based on net seed delivered.

Miles from Culbertson, MT: 100-149 miles More than 149 miles

Name and address of any other person claiming an interest in ownership or security interest in producer's Safflower (see paragraph 4 on reverse side of _____)

This contract is binding and constitutes an agreement when accepted and signed by a representative from Sustainable Systems, LLC

Accepted: Date: X 4-10-08

Accepted: Date: 4-22-08

X Gene Johnson
Producer's Signature

Matthew Bull
Sustainable Systems, LLC (Buyer)

"NOTICE: FINANCIAL RISK STATEMENT:
IN THE EVENT OF FINANCIAL INSOLVENCY, AMOUNTS OWING AFTER SURETY BOND PAYMENT, MAY RESULT IN AN UNSECURED OBLIGATION. THE SELLER IS HEREBY ADVISED OF THE FINANCIAL RISK INVOLVED WITH THIS TYPE OF CONTRACT."

WEIGHED ON A FAIRBANKS SCALE

MONTOLA
Culbertson, MT 59218
a division of Sustainable Systems, LLC • Missoula, MT 59812

DATE 10-7- 2008

LAST LOAD

1,471.15
1,471.0 2753

CUSTOMER'S NAME Gene Johnson
CITY Livingston STATE MT
COMMODITY S&S Flour CONT. NO. 80052
CARRIER Christensen

2753 TD, NO.
79600 LB GR
08:01 AM 10/07/08

Discounts	
Moist. 6.1 %	%
TW #	%
FM %	%
HP %	%

2753 TD, NO.
79500 LB GR RECALLED
29720 LB TR
50050 LB NT
09:09 AM 10/07/08

4%

lb TARE - DRIVER ON 50,080
lb NET

OFF

[Signature]

WEIGHED ON A FAIRBANKS SCALE

MONTOLA
Culbertson, MT 59218
a division of Sustainable Systems, LLC • Missoula, MT 59812

DATE 10-7- 2008

LAST LOAD

1,411.5
1,469.0 2756

CUSTOMER'S NAME Gene Johnson
CITY Livingston STATE MT
COMMODITY S&S Flour CONT. NO. 80052
CARRIER Christensen

2756 TD, NO.
78660 LB GR
01:45 PM 10/07/08

Discounts	
Moist. 6.5 %	%
TW #	%
FM %	%
HP %	%

2756 TD, NO.
78660 LB GR RECALLED
29520 LB TR
49140 LB NT
02:43 PM 10/07/08

3%

lb TARE - DRIVER ON 49,140
lb NET

OFF

[Signature]

WEIGHED ON A FAIRBANKS SCALE

MONTOLA

Culbertson, MT 59218
a division of Sustainable Systems, LLC • Missoula, MT 59812

LAST LOAD

DATE 10-8-08

CUSTOMER'S NAME Gene Johnson

CITY Hoega STATE ND

COMMODITY Soybean CONT. NO. 80052

CARRIER Christensen

59

lb GROSS

lb TARE - DRIVER ON

lb NET

50,310

OFF

Discounts		
Moist.	6.0	%
TW		#
FM		%
HP		%

2757 ID. NO.
80220 LB GR RECALLED
29860 LB TR
50360 LB HT
09:02 AM 10/08/08

1,4710 2757

6%

WEIGHED ON A FAIRBANKS SCALE

MONTOLA

Culbertson, MT 59218
a division of Sustainable Systems, LLC • Missoula, MT 59812

LAST LOAD

DATE 10-9-08

CUSTOMER'S NAME Gene Johnson

CITY Hoega STATE ND

COMMODITY Soybean CONT. NO. 80052

CARRIER Christensen

59

lb GROSS

lb TARE - DRIVER ON

lb NET

49,800

OFF

Discounts		
Moist.	6.2	%
TW		#
FM		%
HP		%

2764 ID. NO.
79350 LB GR RECALLED
29580 LB TR
49500 LB HT
10:45 AM 10/09/08

1,4113 2764

10%

[Signature]

WEIGHED ON A FAIRBANKS SCALE

MONTOLA

Culbertson, MT 59218
a division of Sustainable Systems, LLC • Missoula, MT 59812

LAST LOAD

DATE 10-10-2008

CUSTOMER'S NAME Gene Johnson

CITY Tioga STATE MD

COMMODITY Schiffbauer CONT. NO. 80052

CARRIER Christensen

59

Discounts	
Moist	5.3 %
TW	#
FM	%
HP	%

2768 ID, NO.
81520 LB GR
29700 LB TR
51740 LB NT
08:51 AM 10/10/08

4%

51,740 lb GROSS

lb TARE - DRIVER ON OFF lb NET

[Signature]

WEIGHED ON A FAIRBANKS SCALE

MONTOLA

Culbertson, MT 59218
a division of Sustainable Systems, LLC • Missoula, MT 59812

LAST LOAD

DATE 10-10-2008

CUSTOMER'S NAME Gene Johnson

CITY Tioga STATE MD

COMMODITY Schiffbauer CONT. NO. 80052

CARRIER Christensen

59

Discounts	
Moist	6.0 %
TW	#
FM	%
HP	%

2768 ID, NO.
81000 LB GR RECALLED
29540 LB TR
51460 LB NT
01:51 PM 10/10/08

4%

51,460 lb GROSS

lb TARE - DRIVER ON OFF lb NET

[Signature]

1,4100 2768
1,4695

1,4100 2766
1,4695