

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION
600 E Boulevard Ave Dept 408
Bismarck ND 58505-0480

Flint Hills Resources, LP
Variance Permit
Application

Case No. WM-13-897

TEMPORARY VARIANCE PERMIT APPROVAL
Expires: Midnight on January 7, 2016

Issued To:

Flint Hills Resources, LP
PO Box 2917
Wichita, KS 67201

Scale Location:

Flint Hills Resources, LP
600 Center St
West Fargo, ND 58078

Electronic Scale Data Storage and Retrieval System Information:

Televent DTN, LLC Model DTN Guardian3 Scale System Controller

Variance Permit Request Dated November 11, 2013:

To operate an electronic scale data storage and retrieval system that deviates from North Dakota Weights and Measures rules as follows:

- 1) The stored tare weight is not identified with an "S."
- 2) The recalled tare weight printed on the Bill of Lading is not identified with an "R."

Temporary Variance Permit Conditions:

- The software and Bill of Lading must provide all other information required by the North Dakota Laws and Rules to ensure the customer can verify the accuracy of the transaction, and a copy of the Bill of Lading provided to the customer;
- An external scale display must be available for the truck driver to verify the inbound and outbound weights match the printed weights;
- The stored weights may not be used for more than one commercial transaction;
- The scale must be operated according to all applicable North Dakota Laws and Rules; and
- The enclosed variance permit must be posted near the designated scale in a place conspicuous to the public.

If you have any further questions, or require additional information, please feel free to contact me at (701) 328-4077.

Dated January 7, 2014



Patrick Fahn, Director
Compliance and Competitive Markets Division

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This temporary variance permit allows the above referenced electronic scale data storage and retrieval system to be operated with the following deviations from North Dakota Weights and Measures rules:

- 1) The stored tare weight is not identified with an "S."
- 2) The recalled tare weight printed on the bill of lading is not identified with an "R."

This temporary variance permit must be posted near the scale in a place conspicuous to the public and is dependent upon Flint Hills Resources, LP adhering to the conditions presented to them under separate cover.

Dated January 7, 2014



Patrick Fahn, Director
Compliance and Competitive Markets Division