



Public Service Commission State of North Dakota

COMMISSIONERS

Randy Christmann
Julie Fedorchak
Brian Kroshus

Executive Secretary
Darrell Nitschke

600 East Boulevard, Dept. 408
Bismarck, North Dakota 58505-0480
Web: www.psc.nd.gov
E-mail: ndpsc@nd.gov
Phone: 701-328-2400
ND Toll Free: 1-877-245-6685
Fax: 701-328-2410
TDD: 800-366-6888 or 711

TEMPORARY VARIANCE PERMIT APPROVAL

Expires: Midnight on November 30, 2019

**Border Ag & Energy
Variance Permit – Russell, ND
Application**

Case No. WM-17-386

Issued To:

Border Ag & Energy
106 Main St.
Bottineau, ND 58318

Scale Location:

Border Ag & Energy
Russell Grain Terminal
8674 County Road 20
Russell, ND 58762

Truck Scale Information:

Scale 1: RLWS Survivor OTR Model EZ11012-ST-100-OTR Truck Scale, 100,000 lb. CLC, 110'
Deck Length

Scale 2: RLWS Survivor OTR Model EZ11012-ST-100-OTR Truck Scale, 100,000 lb. CLC, 110'
Deck Length

Request To:

Operate in commerce a scale with less than four feet of clearance from the finished floorline of the scale pit to the bottom of the "I" beam of the scale bridge.

Temporary Variance Permit Conditions:

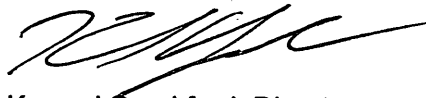
- Each scale must be placed into service by a registered service company and the serial number of the scale and the indicator recorded on the test report.
- During the temporary variance permit period, each scale must maintain acceptance tolerance.
- After being placed into service initially, each scale must be retested and adjusted, if applicable, by a registered service company in May 2018, November 2018, May 2019, and November 2019.

Border Ag & Energy
Page 2

- The service company test reports must be submitted to the Commission within seven working days of the test date and a copy retained by Border Ag & Energy.
- The service company test reports must include both the "as found" and "as left" readings.
- Except for the specific variance granted by Permit Numbers 524 and 525, each scale must be operated according to all applicable North Dakota Laws and Rules.
- Enclosed are Temporary Variance Permits that must be posted near each scale referenced by the Permit and in a place clearly visible to the public.
- Failure to comply with the variance permit conditions may result in revocation.
- At least thirty days prior to the expiration date, if the scale is still used in commerce, you must make written request for a permanent variance permit. The request must include the service company test reports for the installation and subsequent retests performed during the temporary variance permit period.

If you have any further questions, or require additional information, please feel free to contact me at (701) 328-4097.

Dated November 1, 2017



Konrad Crockford, Director
Compliance Division



Public Service Commission

TEMPORARY VARIANCE PERMIT

Issued To:

Border Ag & Energy
106 Main St.
Bottineau, ND 58318

Permit Number: 524

Expiration Date: November 30, 2019

Scale Location:

Border Ag & Energy
Russell Grain Terminal
8674 County Road 20
Russell, ND 58762

Scale Information:

RLWS Survivor OTR Model EZ11012-ST-100-OTR Truck Scale, 100,000 lb. CLC, 110' Deck Length

This temporary variance permit allows the above referenced truck scale to be operated in commerce with the following deviation from North Dakota Weights and Measures rules:

Less than four feet of clearance from the finished floorline of the scale pit to the bottom of the "I" beam of the scale bridge.

This Permit is conditioned upon Border Ag & Energy adhering to the terms of the November 1, 2017 Temporary Variance Permit Approval.

Dated November 1, 2017

A handwritten signature in black ink, appearing to read "Konrad Crockford", is written over a horizontal line.

Konrad Crockford, Director
Compliance Division



Public Service Commission

TEMPORARY VARIANCE PERMIT

Issued To:

Border Ag & Energy
106 Main St.
Bottineau, ND 58318

Permit Number: 525

Expiration Date: November 30, 2019

Scale Location:

Border Ag & Energy
Russell Grain Terminal
8674 County Road 20
Russell, ND 58762

Scale Information:

RLWS Survivor OTR Model EZ11012-ST-100-OTR Truck Scale, 100,000 lb. CLC, 110' Deck Length

This temporary variance permit allows the above referenced truck scale to be operated in commerce with the following deviation from North Dakota Weights and Measures rules:

Less than four feet of clearance from the finished floorline of the scale pit to the bottom of the "I" beam of the scale bridge.

This Permit is conditioned upon Border Ag & Energy adhering to the terms of the November 1, 2017 Temporary Variance Permit Approval.

Dated November 1, 2017

A handwritten signature in black ink, appearing to read "Konrad Crockford", is written over a horizontal line.

Konrad Crockford, Director
Compliance Division