

IMPORTANT INFORMATION ABOUT ZONE SCHEDULES

This zone schedule is being made available pursuant to 15 CFR 400.44(e), which states: “The Board shall make copies of zone schedules available on its Web site.”

Availability of this zone schedule on the FTZ Board’s website does not imply that the FTZ Board has approved any rate/charge, policy or other content of this zone schedule. In particular, while the FTZ Board staff intends to conduct spot checks over time, zone schedules are not reviewed for compliance with the public utility requirement (19 U.S.C. 81n, 15 CFR 400.42) prior to making the zone schedules available via the Board’s website.

Pursuant to 15 CFR 400.44(b)(4), a grantee may not assess any specific rate or charge for which the amount – or formula for calculating the amount – does not appear in the zone schedule that the grantee has submitted to the FTZ Board.

Complaints about a grantee’s compliance with statutory and regulatory requirements related to public utility and uniform treatment – including rate or charge amounts/formulas, a grantee assessing a rate or charge amount/formula that does not appear in its zone schedule, and a grantee not affording uniform treatment under like conditions – may be presented to the FTZ Board under 15 CFR 400.45 (which also allows for complaints to be made on a confidential basis, if necessary).

Questions or concerns may be addressed to the FTZ Board staff at (202) 482-2862 or ftz@trade.gov.



ZONE SCHEDULE

FOR

FOREIGN-TRADE ZONE #88 GREAT FALLS INTERNATIONAL AIRPORT

**Issue Date:
August 27, 2014**

Zone Grantee/Operator:
Great Falls International Airport Authority

Prepared and Issued By:
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Section 1

Administrative Information

1. ADMINISTRATIVE INFORMATION

1.1 Authority

Foreign-Trade Zone No. 88, located in Great Falls, Montana, was established under Foreign-Trade Zones Board Order No. 225, issued on November 2, 1983 to the Great Falls Economic Growth Council. The grant of authority for FTZ #88 was transferred from the Great Falls Economic Growth Council to the Great Falls International Airport Authority by Foreign-Trade Zones Board Order 538 on October 18, 1991. FTZ #88 was activated as approved by U.S. Customs (file: FOR-3-APD-GF-JT) on July 22, 1996 with the Great Falls International Airport Authority as the operator. The Great Falls International Airport Authority was notified on October 17, 1996 that the grant for FTZ #88 “is no longer affected by the lapse of authority provision (15 CFR 400.28(a)(5))”.

The Great Falls International Airport Authority is the grantee and operator of FTZ #88 and is responsible for submitting annual reports to the Foreign-Trade Zones Board and for ensuring that FTZ #88 complies with all applicable federal, state, and local laws and regulations. The Great Falls International Port Authority maintains an office located at 2800 Terminal Drive, Great Falls, MT 59404-5599 (406-727-3404). The Airport Director oversees and is responsible for the administration of the grant and the operation of the zone.

The Great Falls International Airport currently maintains 35,253 square feet of designated FTZ space. A 7,548 square foot building within the zone site has been deactivated in accordance with U.S. Customs letter (FOR-3-APD-GF-JT) of July 22, 1996.

1.2 SITE DESCRIPTION

The existing site for FTZ #88 is located on property owned by the Great Falls International Airport Authority. In accordance with the initial application filed with the Foreign-Trade Zones Board on January 11, 1982, the building and land parcel designated for the zone are as follows:

“One building designated as Building No. P77, consisting of approximately 7500 square feet, including any and all equipment and fixtures attached thereto, constructed of prefabricated metal, which has been used primarily as an aircraft maintenance facility and which is situated at Second Street on Avenue B, Great Falls International Airport, Great Falls, Montana. 35,253 square feet of land located at the corner of Second Street, Avenue B, Great Falls International Airport. The dimensions are 150 x 235 ft.”

Section 2

Procedures Manual

PROCEDURES MANUAL

Foreign-Trade Zone #88

**Great Falls International Airport Authority
2800 Terminal Drive
Great Falls, MT 59404-5599**

PROCEDURES MANUAL

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2.1 GENERAL PROVISIONS

2.1.1 Foreign Trade Zones Board Grant Authorization

Foreign-Trade Zone #88 operates under a grant from the Foreign-Trade Zones Board (Board) dated November 2, 1983 made to the Great Falls Economic Growth Council. The grant was transferred to the Great Falls International Airport Authority on October 18, 1991.

2.1.2 Compliance with Regulations

FTZ #88 will be operated in compliance with all applicable Customs Service and Foreign-Trade Zones Board regulations. The operator (or operators) will supervise all foreign-trade zone activity including admissions, transfers, removals, record keeping, manipulations, manufacturing, destruction, exhibitions, and will manage zone facilities in a responsible and prudent manner overall.

2.1.3 Foreign-Trade Zone Definitions

Activation

To obtain approval from U.S. Customs to begin operations.

Admit

To bring merchandise into a zone with zone status.

Audit-Inspection Procedures

These procedures provide the framework for Customs to eliminate the on-site supervision of zones, and for zone operators and users to increase zone operating flexibility.

Conditionally Admissible Merchandise

Merchandise which may be imported into the United States under certain conditions.

Merchandise which is subject to permits or licenses, or which must be reconditioned to bring it into compliance with the laws administered by various Federal agencies.

Constructive Transfer

A legal fiction which permits acceptance of a Customs entry for merchandise in a zone before its physical transfer to Customs territory. Constructive transfer is deemed to have occurred when Customs receives an entry in proper form. If the Entry is not accepted, it will be deemed constructively transferred back to the zone in its previous zone status.

Customs Territory

Territory of the U.S. in which general tariff laws apply.

Deactivation

The voluntary discontinuance of activation of a zone or subzone.

Default

An action or omission that will result in a claim for duties, taxes, charges, or liquidated damages under the FTZ Operator's bond.

Domestic Merchandise

Merchandise which has been produced in the United States and not exported therefrom; or merchandise imported into the United States and duty paid at the time of entry.

Domestic Status

Merchandise produced in the United States; and imported merchandise properly released from Customs custody on which all applicable duties and taxes have been paid.

Dutiable Value

The value of merchandise imported into the United States upon which duty is owed. For merchandise produced in a foreign-trade zone, the dutiable value is the sum of the value of the non-duty paid foreign material contained in the manufactured product. It does not include domestic value added in the zone.

Foreign Merchandise

Imported merchandise which has not been entered into Customs territory of the United States. It may have privileged, non-privileged or zone restricted status.

Foreign-Trade Zones Board

The Foreign-Trade Zones Board is responsible for the oversight of the Foreign-Trade Zones program, including the issuance of grants of authority. The Board consists of the Secretary of Commerce and the Secretary of the Treasury.

Fungible Merchandise

Merchandise which for commercial purposes is identical and interchangeable in all situations.

Grantee

A corporation to which the privilege of establishing, operating, and maintaining a Foreign-Trade Zone has been granted by the Foreign-Trade Zones Board.

Harmonized Tariff Schedule of the US (HTSUS)

The HTSUS is an international classification system of imported commodities that is used to determine the tariff that is assessed by the government for these commodities. A Harmonized Code is a specific classification for a specific type of commodity.

Merchandise

Merchandise includes goods, wares, and chattels of every description, except prohibited merchandise.

Mixed Status Merchandise

Foreign merchandise that has been combined with Domestic merchandise in the zone is sometimes referred to as Mixed Status merchandise.

Non-Privileged Foreign Status (NPF)

Foreign merchandise upon which the duty and applicable taxes will be determined at the time that the merchandise enters Customs territory of the United States from the zone for consumption.

Operator

A corporation, partnership, or person that operates a zone or subzone under the terms of an agreement with the grantee.

Privileged Foreign Status (PF)

Foreign merchandise upon which the duty and applicable taxes have been determined at the time that this status is approved. The determined duty rate and taxes are not subject to future fluctuation. Once established, privileged foreign status cannot be changed. If merchandise has already been admitted to a zone with a non-privileged foreign status, privileged foreign status may be obtained by filing a CF214 and related documents. Application for this status, however, must be filed prior to manipulation or manufacture in the zone.

Prohibited Merchandise/Operations

Merchandise, the importation of which is prohibited by law on grounds of public policy or morals, or any merchandise which is excluded from a zone by order of the Foreign-Trade Zones Board. Books urging treason or insurrection against the U.S., obscene pictures. Also, certain operations involving the following merchandise are prohibited in zones: Tobacco, cigars, cigarettes and cigarette papers and tubes, firearms, distilled spirits, alcohol, wine and beer, sugar, watch movements and retail sales in a zone.

Restricted Merchandise/Operations

Merchandise which may not be authorized for delivery from Customs custody without a special permit, or a waiver thereof, by an agency of the U.S. government. Also the Foreign-Trade Zones Board has restricted certain operations involving the following products: steel, textiles, television tubes, sugar. The restrictions may vary on a case-by-case basis.

Subzone

A special purpose zone established as part of a zone project for a limited purpose, which cannot be accommodated within an existing zone facility. The term “zone” also applies to a subzone, unless otherwise specified.

Transfer

To take merchandise with zone status from a zone for consumption, transportation, exportation, warehousing, cartage, or lighterage, vessel supplies and equipment, admission to another zone and like purposes.

Unique Identifier Number

A number or identifier assigned to a specific type of material or merchandise admitted to the zone. FTZ Inventory is tracked by accumulating the admission and shipment quantities associated with this unique number over a range of shipments rather than by maintaining quantities of a variety of materials within a specific shipment. Inventory levels are adjusted on a First-In, First-Out (FIFO) or Foreign-First (FOFI) basis pursuant to generally accepted accounting principles. Merchandise associated with different admission shipments need not be physically segregated from other admissions.

User

A person or firm using a zone for storage, handling or processing of merchandise.

Zone Lot Number

A collection of merchandise maintained under an inventory control method based on specific identification of merchandise admitted to a zone by lot and lot number. Use of this method requires use of uniquely and sequentially numbered lot files and the physical segregation and marking of lots.

Zone Restricted Status

Merchandise admitted to the zone for the sole purpose of exportation or destruction.

Merchandise with zone restricted status may not enter U.S. Customs territory for consumption except when approved by the Foreign-Trade Zones Board.

Zone Site

The physical location of a zone or subzone.

Zone Status

The status of merchandise admitted to a Foreign-Trade Zone.

Zone Year

The zone year is the fiscal year used by the operator for inventory control.

2.2 RECORDKEEPING**2.2.1 General**

In general, all record maintenance within FTZ #88 must comply with U.S. Customs and foreign-trade zone requirements. The exact structure of the recordkeeping system may vary among different operators and users. Automated systems now exist and may be mandated in the future. Some systems may have to be altered for integration with existing company inventory management systems.

2.2.2 Data Elements

Generally, to be compliant, an inventory control system should contain:

- Unique Identification Number (sku or part number)
- Description
- Annual Balance Information by Status (Foreign, Domestic, Total)
- Foreign Trade Zone Status
- Customs Form 214 Number
- Internal Tracking Number
- Date Admitted
- Country of Origin
- Unit Value
- Harbor Maintenance Indicator
- Vessel Name
- Export Date
- Export Port
- Bill of Lading
- Import Date
- Unlading Port
- Customs Form 7512 Document Number
- Customs Form 7512 Date
- Customs Form 7512 Port
- Purchase Order Data

- Weight
- Customs Transaction Number and Date
- Entry Reference Number
- Entry Release Date

When Foreign-Trade Zone merchandise is removed, the system must be able to relate the merchandise removed back to Customs Form 214 on which it was admitted.

Accordingly, the following information should be in the system:

- Specific Customs Form 214 the merchandise was admitted on
- Overall Value
- Value of the foreign content in the merchandise
- Country of Origin of the foreign status parts/material in the merchandise
- Zone status of all parts/material in the merchandise
- Duty Rate of every part/material in the merchandise
- Harmonized Number of every part/material incorporated in the merchandise

In addition, there are two reports that must be produced annually: the Annual Reconciliation for U.S. Customs and the Annual Report to the Foreign-Trade Zones Board.

The Annual Reconciliation for U.S. Customs must contain the following:

- A description of the merchandise for each part number

- Quantity on hand at the beginning of the year
- Quantity on hand at the end of the year
- Cumulative receipts and transfers by part number
- Negative and positive adjustments during the year

The Annual Report for the Foreign-Trade Zones Board must contain the following:

- The value of merchandise forwarded into the U.S. market
- The value of merchandise forwarded to foreign countries
- The value of merchandise forwarded to other Foreign-Trade Zones
- The five main foreign status items received at the zone, classified by value

Typical forms required for day-to-day FTZ operations include:

- CF 214
- CF 3461
- CF 7501
- CF 7512
- SED (Shippers Export Declaration)

Copies of the relevant forms are included in the attachments (Section 5).

Instructions for completion are available on U.S. Customs or Foreign-Trade Zone Resource Center websites.

2.2.3 Recordkeeping Example

If a Lot System will be maintained manually for merchandise in the Zone, it should provide an audit trail for Customs Audit Inspection procedures. A unique Lot Number is assigned to merchandise at the time of entry into the Zone. Lot Numbers will be sequential, starting with number 100 for the first entry. The Lot Number should be marked on the merchandise so that it can be easily seen without moving or restacking. Lots will normally be segregated from each other, and all of the merchandise comprising one lot will normally be stored contiguously.

A file folder should be established for each Lot at the time of entry. This file should be maintained in the operator's office space, and the records should be kept in a locked metal filing cabinet.

When a folder is removed from its normal file location for processing, a memorandum should be left in its place indicating the location of the file and the date and time of its removal.

In this example, each Lot File Folder should contain:

1. A properly completed CF 214 accompanied by its supporting documents which consist of:
 - a) Two (2) copies of commercial invoice (examination invoice)
 - b) Evidence of right to make entry consisting of a properly completed CF 7512
2. A Tally In sheet sequentially numbered.
3. Lot Control Record showing lot activity and balances.
4. A Tally Out sheet sequentially numbered.
5. Appropriate zone exit documents consisting of one of the following:
 - a) CF 7512
 - b) CF 7501
 - c) CF 3461
6. Copy of CF 216, if manipulation has occurred.
7. Additional detailed documentation, if required by the nature of the packaging of the goods and the amount of manipulation.

2.2.4 Other Records

There will be records maintained of all individuals entering zone sites.

All records will be retained for five (5) years after the merchandise is removed from the Zone.

Proprietary information contained in Foreign-Trade Zone records will not be disclosed except to authorized Customs and Foreign-Trade Zone personnel. All records will be available and ready for Customs review at any time during normal Foreign-Trade Zone working hours.

3. SECURITY

3.1 Perimeter Security

The boundary of the activated portion of the zone will consist of a chain link metal fence. All doors or gates in the perimeter shall be metal and shall be secured with high security padlocks.

3.2 Individuals Entering and Leaving FTZ #88

All individuals upon entering the Zone shall sign a registry. The appropriate date and time entered/departed will be recorded by the operator. No individuals will be allowed in the Zone unsupervised. The Registry will be kept as a permanent record.

The operator will maintain at the Airport Authority office a copy of a list of persons who are employed by the operator and are normally involved in the receipt, handling, and transfer of merchandise in zone status.

4. STORAGE AND HANDLING (housekeeping)

Merchandise will be stored in a manner which will allow adequate access. Aisles will be maintained to permit inspections. Goods will not be stored near enough to fences to violate the perimeter security.

Floors will be maintained clean and free of refuse, oil and grease. All lighting will be maintained in an operating order. Interior walls, structure, and fixtures will be kept free of excessive dust and dirt.

5. ANNUAL RECONCILIATION AND PHYSICAL INVENTORY

An annual physical inventory will be completed by the last working day prior to September 30th. The actual date of the inventory will be submitted to Customs in writing thirty (30) days prior to taking inventory.

The operator will prepare a reconciliation report containing a description of merchandise for each zone lot, zone status, quantity on hand at the beginning of the year, cumulative receipts and transfers (by unit), quantity on hand at the end of the year, and cumulative positive and negative adjustments (by unit) made during the year. A letter shall be submitted to Customs

within ten (10) working days after the annual reconciliation report certifying that the annual reconciliation has been prepared, is available for Customs review, and is accurate. The certification letter will contain the street address of operator and state where the records of the reconciliation report are located and available for Customs review.

This letter will cite shortages of one (1) percent or more of the quantity of merchandise in a Lot, if the missing merchandise would have been subject to duties and taxes of \$100 or more upon entry into Customs territory.

6. ADMISSIONS OF MERCHANDISE TO ZONE

Merchandise to be admitted to the Zone must arrive in a sealed container or vehicle with the seal unbroken. In the event that the seal is broken upon arrival, the container will be held and Customs will be notified. Entry will not be made from containers which arrive with broken or defective seals without specific instructions from Customs.

Provided that merchandise to be entered arrives in a properly sealed container, the operator will remove the seal and place the merchandise in the Zone for entry provided that the following documents are presented by the applicant or his agent:

1. Properly completed CF 214. The CF 214 must be completed and all information must be provided (as per "Instructions for Proper Completion of CF 214". A

statistical copy (CF 214-A, pink) will be forwarded to the Bureau of Census by Customs for all privileged foreign and non-privileged foreign merchandise.

Distribution of CF 214 copies:

- Two (2) Importer and/or the Importer's agent.
- Two (2) Foreign-Trade Zone #88 user.
- 2. Two (2) copies of a commercial invoice (examination invoice).
- 3. Properly completed and signed CF 7512 (as per "Instructions for Proper Completion of CF 7512").

The operator will at the time of entry assign a Lot Number to the merchandise and mark the merchandise with that number. The Lot Number will become the unique sequential number shown in block 6 of CF 214, and it will serve as the sequential numbering system for all CF 214s. No other numbering system will be employed for foreign goods.

Domestic merchandise entered into the Zone will be accompanied by two (2) copies of CF 214 completed by the owner of the merchandise or the operator. CF 214s used in conjunction with domestic merchandise will be sequentially numbered starting with D-100. No additional documentation will accompany domestic merchandise entries. All CF 214s used for entry of Domestic goods and numbered with the capital letter "D" preceding the sequential number will be kept in a separate file. When domestic merchandise so entered is removed, an

unnumbered Tally Out form record of the removal will be attached to the appropriate CF 214 entry.

After the goods have been placed in the Zone and the operator has determined that there are no discrepancies and that all accompanying documents are complete and properly signed, the operator will sign CF 214 agreeing to receive merchandise into the Zone, and the merchandise shall be considered to be entered. The entry will only have been made when all of the above have been correctly accomplished.

In the event that shortages or overages are found and Customs, after notification, has authorized entry of the merchandise into the Zone, such shortages or overages will be noted in block 46 of the CF 214 accompanying the entry.

No other documentation or information will be kept unless it is specifically required by Customs.

Completed and signed copies of CF 214 and other supporting documents will be provided to Customs at their request.

7. SUSPENSE ACCOUNT

Merchandise received without complete documentation may be temporarily recorded in a suspense account if proper documentation will be provided in a timely manner. Such

merchandise will be segregated from all other merchandise in the Zone. Normal admission procedures will be followed upon receipt of missing documentation.

8. TALLY IN AND LOT CONTROL RECORD

When merchandise is properly entered, the operator shall complete a numbered Tally In form and a Lot Control record.

CF 214, its accompanying documentation, and the Tally In shall be placed in a lot file folder.

9. MANIPULATION, MANUFACTURE, EXHIBITION OR DESTRUCTION

Any activity which in any way alters merchandise in the Zone will only be permitted after permission is received from Customs on a properly completed and signed CF 216 and a copy is placed in the appropriate lot folder.

After activity has been completed, the operator will inspect and certify the completion and note the results in space 20 of the previously received CF 216. The operator will delete the words "Customs Officer" in the signature block and sign in lieu of the Customs officer. The results of the activity in case blocks 21, 22, and 23 may be inspected and completed by Customs at their option.

If blanket authorization for activity has been made by Customs, evidence of such authorization will be filed in the appropriate lot folder.

All activity will be noted on the Lot Control Record when it occurs.

10. TRANSFER OF MERCHANDISE FROM ZONE

Merchandise (except domestic) will be removed from the zone upon presentation by the importer of record or his authorized agent of proper documentation.

The operator will accept for transfer of merchandise any of the following properly completed Customs forms:

1. CF 3461 (Immediate Delivery Application)

This form must be presented complete and signed by Customs.

2. CF 7501 (Entry Summary)

This form must be complete and be accompanied by evidence of authorization to transfer the merchandise listed on the entry summary, such evidence to be signed by Customs.

3. CF 7512 (Transportation Entry)

Properly completed and signed by Customs.

Except when permission to the contrary has been granted by Customs, merchandise for which a proper permit for transfer has been presented will be physically removed from the Zone within five (5) working days of the issuance of the permit; however, the merchandise will be considered to have been constructively transferred to the Customs Territory at the time the permit is presented irrespective of any delay in the physical removal of the merchandise from the Zone.

All transfers of merchandise will be accompanied by an invoice traceable to the invoice presented at the time of placement of merchandise into the zone and filed in the zone lot file folder covering the merchandise to be transferred. The copy shall be provided by the importer or his agent and shall be compared with the zone lot file copy to verify that it is correct.

Transfer may be made without the invoice only if prior permission to do so has been granted by Customs.

11. OTHER PROCEDURES

Textiles and textile products which have been subject to change through manipulation, manufacture, or other means while in the Zone will be transferred from the Zone only with the prior specific written authorization of Customs.

Retail trade will not be permitted in the Zone.

Samples of relevant forms are included in Section 5 (Attachments) of this manual.

Section 3

Foreign-Trade Zone Tariff #88 No. 1

(Additions, changes, or eliminations to this tariff will be issued in loose-leaf form)

**Great Falls International Airport Authority
Great Falls, MT**

Grantee

**Foreign-Trade Zone No. 88
Tariff No. 1**

**Rates, Charges, Rules and Regulations
Applying At
Foreign-Trade Zone No. 88
(Great Falls, MT)**

Operating under grant of authority of the
Government of the United States of America

Issued September 2, 2002

Effective September 2, 2002

Issued in compliance with instructions
of the Foreign-Trade Zones Board

Great Falls International Airport Authority

**FOREIGN-TRADE ZONE NO. 88
TARIFF NO. 1**

**Great Falls International Airport Authority
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Great Falls International Airport Authority

FOREIGN-TRADE ZONE NO. 88
Tariff No. 1

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Great Falls International Airport Authority

FOREIGN-TRADE ZONE NO. 88
 Tariff No. 1

Tariff Checking Sheet

This tariff is issued in loose-leaf form. All changes will be made by reprinting or retyping the entire page or adding other pages. The reprinted or retyped (revised) pages, will have the same page number as the original page, and in addition should show in the upper right-hand corner that it is a new page or a revised page together with the number of the page it cancels. For example, First Revised Page No. 1 – Cancels Original Page No.1, or Second Revised Page No. 1 – Cancels First Revised Page No. 1, and so on.

When revised or new pages are received, a check should be placed opposite the “Change” number (shown below) corresponding to the number shown in the lower left-hand corner of revised or new pages. If “Change” numbers are promptly checked as received, check marks should then appear in consecutive order, with no omissions. If check marks indicate that a “Change” sheet is missing, probably not having been received, request for same should at once be made to the Foreign-Trade Zone No. 88.

Change No.	Page No.	Change No.	Page No.	Change No.	Page No.	Change No.	Page No.

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Issued in compliance with instructions
 of the Foreign-Trade Zones Board

Great Falls International Airport Authority

FOREIGN-TRADE ZONE NO. 88
Tariff No. 1

Description of Foreign-Trade Zone No. 88
Great Falls, Montana

OWNERSHIP AND OPERATION: Foreign-Trade Zone No. 88 is owned and operated by the Great Falls International Airport Authority, pursuant to a grant issued by the Foreign-Trade Zones Board on November 2, 1983. This grant was issued under provisions of Foreign-Trade Zones Act, Public Law Numbered 397, 73rd Congress (48 Stat. 998), approved June 18, 1934. Said Law was subsequently amended by Public Law Numbered 566, 81st Congress (164 Stat. 246), approved June 17, 1950.

The Grantee and all persons and entities operating within the Zone or any sub-zone thereof, are governed by and must comply with (a) the provision of the Foreign-Trade Zones Act, as amended, (b) the rules, regulations and procedures established by the Foreign-Trade Zones Board, (c) all lawful regulations of other Federal, State and Municipal Agencies insofar as they are not in conflict with the Foreign-Trade Zones Act, as amended, and (d) the rules, regulations and procedures established by the Foreign-Trade Zone No. 88 insofar as they are not in conflict with the Foreign-Trade Zones Act, as amended, or with the lawful regulations of the Foreign-Trade Zones Board or those of other Federal, State and Municipal Agencies.

LOCATIONS: Foreign-Trade Zone No. 88 is located at Great Falls International Airport, Great Falls, Montana.

AIR AND HIGHWAY SERVICE: Foreign-Trade Zone No. 88 is located within the physical perimeters of Great Falls International Airport and cargo can be easily transferred over paved roads within the Airport to the Zone. This can be done with bonded carriers maintaining foreign identity of merchandise. Numerous truck lines serve the area and the Zone is connected to Interstate Highway system I-15 to the international border station at Sweetgrass, Montana.

ZONE FACILITIES: The Zone comprises approximately 35,000 square feet in the Foreign Trade Zone Land and Building, of which approximately 7,500 square feet within the building have been deactivated.

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Great Falls International Airport Authority

FOREIGN-TRADE ZONE NO. 88
Tariff No. 1

Description of Foreign-Trade Zone No. 88
Great Falls, Montana

The Zone has adequate Fire Protection, with hydrants connected to the Municipal Water Department water mains, which have adequate pressure and volume.

The Zone is surrounded by adequate paved passageways for trucks and outside storage. There is a truck apron adequate for the handling of all types of cargo.

The Zone is wired and equipped with adequate lighting and heating. Water, gas and electricity are available and can be supplied to users upon application to the operator and at the users expense.

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of the Foreign-Trade Zones Board

Great Falls International Airport Authority

FOREIGN-TRADE ZONE NO. 88
Tariff No. 1

SECTION ONE

Definitions – Abbreviations – Symbols

	<u>Item</u>
ACT: Means Public Law Numbered 397, 73 rd Congress (48 Stat. 998), approved June 18, 1934, properly referred to as Foreign-Trade Zones Act of 1934, as amended.	10
ZONE: Means Foreign-Trade Zone No. 88.	20
SUB-ZONE: Means an area contiguous or non-contiguous to Foreign-Trade Zone No. 88 authorized for establishment by Foreign-Trade Zones Board for general or specialized purposes.	25
BOARD: Means the Foreign-Trade Zones Board created by the Act to carry out the provisions thereof, and consists of the Secretary of Commerce, who is chairman and executive officer, and the Secretary of Treasury.	30
GRANTEE: Means the Great Falls International Airport to which the privilege of establishing, operating and maintaining Foreign-Trade Zone No. 88 and its Sub-Zones has been granted.	40
GREAT FALLS INTERNATIONAL PORT AUTHORITY: Grantee of the Foreign-Trade Zone.	45
MANAGER: Means Manager of Foreign-Trade Zone No. 88 or his/her designated representative or agent.	50

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of the Foreign-Trade Zones Board

Great Falls International Airport Authority

FOREIGN-TRADE ZONE NO. 88
Tariff No. 1

SECTION ONE

Definitions – Abbreviations – Symbols

	<u>Item</u>
EXPLANATION OF SYMBOLS, REFERENCE MARKS, AND ABBREVIATIONS USED IN THIS SECTION:	270

Symbols Denote

(W) New rate established	(#) Text added
(X) Prior rate deleted	(*) Text deleted
(Y) Rate increase	(+) Text modified, no rate increase or decrease
(Z) Rate decrease	

Abbreviations For

(bbl.) Barrel	(cwt.) One hundred weight
(bdle.) Bundle	(oz.) Ounces
(cu.ft.) Cubic feet or foot	(pkg.) Package
(doz.) Dozen	(q) Paragraph
(gal.) Gallon	(%) Percent
(KD) Knocked down	(lb.) Pound
(N.O.S.) Not otherwise specified	(SU) Set up
(no.) Number	(sq.ft.) Square feet or foot
(cl.) Coil	(pc.) Pieces

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Great Falls International Airport Authority

FOREIGN-TRADE ZONE NO. 88
Tariff No. 1

SECTION TWO

Rules and Regulations
Foreign-Trade Zones Board

	<u>Item</u>
JURISDICTION AND AUTHORITY: The jurisdiction and authority of the Board is derived from Public Law Numbered 397, 73 rd Congress (48 Stat. 998), approved June 18, 1934, as amended by Public Law Numbered 566, 81 st Congress (164 Stat. 246), approved June 17, 1950.	300
<p>Foreign-Trade Zone No. 88, Grantee, and all persons and entitles doing business within the Zone are governed by and must comply with provisions of aforementioned Law and with the Rules, Regulations and Procedures established by the Board.</p>	
AVAILABILITY OF INFORMATION: Copies of the Foreign-Trade Zones Board Regulations may be obtained from the Foreign-Trade Zones Board, Washington, D.C. 20230	310
<p>Bureau of Customs and Treasury Department Regulations (Title 19, Chapter 1, Part 46 which is related to Foreign-Trade Zones) may be obtained from the Foreign-Trade Zones Board.</p>	

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Great Falls International Airport Authority

FOREIGN-TRADE ZONE NO. 88
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SECTION THREE

Zone Rules and Regulations
General

	<u>Item</u>														
<p>ZONE REGULATIONS: The following rules governing procedure within Foreign-Trade Zone No. 88 are issued in conformity with and supplementary to the Foreign-Trade Zones Board's regulations and such of the United States laws and regulations relating to the Port of Entry as are applicable to Foreign-Trade Zone operations.</p>	400														
<p>GENERAL REGULATIONS: All persons and merchandise of every description entering or leaving Zone No. 88 for any purpose whatsoever shall be bound by the lawful regulations of the Foreign-Trade Zones Board and by the Zone regulations issued thereunder.</p>	410														
<p>GOVERNMENT AGENCIES: All lawful regulations regarding government agencies in or about ports of entry must be complied with.</p>	420														
<p>BUSINESS HOURS: The Zone is available to users twenty-four hours a day, every day in the week. Business to be transacted with the Grantee authorities or the Customs service is confined to the hours of 8:00 A.M. to 5:00 P.M., Monday through Friday, with the exceptions of Federal and State holidays as set forth in this tariff. Any deviation from the above hours will be subject to overtime charges.</p>	430														
<p>HOLIDAYS: Legal holidays at Zone are as follows:</p> <table style="margin-left: 40px; width: 80%; border: none;"> <tr> <td style="padding-right: 20px;">New Year's Day</td> <td>January 1</td> </tr> <tr> <td>Memorial Day</td> <td>Last Monday in May</td> </tr> <tr> <td>Independence Day</td> <td>July 4</td> </tr> <tr> <td>Labor Day</td> <td>First Monday in September</td> </tr> <tr> <td>Veterans' Day</td> <td>November 11</td> </tr> <tr> <td>Thanksgiving Day</td> <td></td> </tr> <tr> <td>Christmas Day</td> <td>December 25</td> </tr> </table>	New Year's Day	January 1	Memorial Day	Last Monday in May	Independence Day	July 4	Labor Day	First Monday in September	Veterans' Day	November 11	Thanksgiving Day		Christmas Day	December 25	440
New Year's Day	January 1														
Memorial Day	Last Monday in May														
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Labor Day	First Monday in September														
Veterans' Day	November 11														
Thanksgiving Day															
Christmas Day	December 25														

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SECTION THREE

Zone Rules and Regulations
General

	<u>Item</u>
RUBBISH DISPOSAL: Grantee will not pick up, incinerate, or otherwise dispose of rubbish or waste products resulting from occupant's operations. Occupants must contract with established firm rendering disposal services.	450
COMPENSATION INSURANCE: Every person employed by contractors or customers in the Zone shall be properly covered by Workmen's Compensation Insurance.	460
PUBLIC INTEREST, HEALTH, WELFARE AND SAFETY: No operation, or process, or treatment will be permitted in the Zone that, in the judgment of the Grantee, creates a nuisance or is detrimental to the public interest, health, welfare and safety.	470
OBSTRUCTIONS: Tools, appliances, equipment, vehicles, or any other material or object which is not part of the cargo, will not be permitted to remain in the Zone without approval of the Grantee. If such obstruction is not removed immediately upon notification by the Grantee, it will be removed, stored, or sold and the owner will be charged with the expense incurred.	480
The Grantee, in his/her discretion, is permitted to allow storage of such equipment in specified places, or space may be leased for such purposes from the Grantee.	
CLEANLINESS: The area assigned to the Applicant, Lessee or other user of Zone property shall be kept clean at all times and failure of Applicant, Lessee or other user to maintain a state of cleanliness in assigned area shall be cause for punitive action.	490

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FOREIGN-TRADE ZONE NO. 88
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SECTION THREE

Zone Rules and Regulations
Freight – Cargo - Merchandise

	<u>Item</u>
MARKING AND LABELING: All merchandise handled in the Zone, before entry into Customs territory, must be truly marked in accordance with Customs regulations as to the country of origin and in accordance with all other government regulations, and no merchandise will be permitted to leave the Zone for any purpose that carries any false or misleading label or mark. When repacked or labeled in the Zone, the goods should, when possible, be marked to indicate that fact.	670
IMPROPER PACKING: Merchandise not suitably packed for ordinary handling, may, in the discretion of the Grantee, be rejected or repacked at the expense of the shipper, consignee, or their agent.	680
HAZARDOUS MERCHANDISE: Explosives, inflammable, and other hazardous merchandise will not be permitted in the Zone unless complying with all Federal, State, municipal and Grantee regulations.	690
CONFIDENTIAL RELATIONSHIP BETWEEN ZONE AND CUSTOMERS: The Grantee will take precaution to avoid the divulging of confidential information regarding merchandise and services thereon performed in the Zone. Any Zone employee violating this confidential relationship will be suitable disciplined or discharged	720
MAXIMUM FLOOR LOAD AND PILE HEIGHT: The Grantee operator reserves the right to specify the maximum load that may be placed on the warehouse floor or aprons, and the manner in which single heavy pieces shall be moved over said floors or aprons, and he/she also reserves the right to specify the maximum height to which any commodity may be stacked or piled.	730

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SECTION THREE

Zone Rules and Regulations
Carriers

	<u>Item</u>
TRUCKING: Transfer of foreign merchandise from Customs territory to the Zone must be made by Customs bonded trucks or other carriers subject to Customs regulations. Likewise, transfers of foreign merchandise (duty unpaid) to or through Customs territory must be made by Customs bonded trucks, or other carriers and subject to Customs regulations	800

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Great Falls International Airport Authority

FOREIGN-TRADE ZONE NO. 88
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SECTION THREE

Zone Rules and Regulations
Persons

	<u>Item</u>
<p>ADMITTANCE OF PERSONS: All persons having business in the Zone will enter and leave at the prescribed entrance. The gatekeeper will direct persons whose admittance has not previously been authorized to the Grantee for a pass against which the gatekeeper will issue a temporary badge which must be shown to watchmen and guards upon request and which must be surrendered to gatekeeper on departure. Permanent badges are issued to tenants and their employees on application to the Grantee. Their names and the names of other persons authorized admittance to the Zone are registered with the gatekeeper.</p> <p>Only registered persons are admitted to the Zone after regular working hours unless application for a pass shall have been granted during regular working hours, and has been filed with the gatekeeper or is presented to him.</p>	850
<p>FIRE-FIGHTING APPARATUS: No person shall obstruct or interfere with the free and easy access to, or remove, or in any manner disturb any fire extinguisher, fire hose, fire hydrant, or other fire fighting apparatus or watchmen's key station installed in or upon any property of the Zone.</p>	860
<p>SMOKING: Smoking in the Zone is prohibited.</p>	870

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FOREIGN-TRADE ZONE NO. 88
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SECTION FOUR

Zone Rules and Regulations
 Preferential Assignment of Space

	<u>Item</u>
BASIS FOR PREFERENTIAL ASSIGNMENTS: Grantee may assign space for preferential assignment on a month-to-month basis subject to rates, rules and regulations set forth in this Tariff.	900 (1)
APPLICATION FOR PREFERENTIAL ASSIGNMENT: Preferential assignment of compartments or other areas in the Zone may be granted to “Applicants” upon application, subject to availability and to all of the rates, rules and regulations provided in this Tariff.	900 (2)
PREFERENTIAL ASSIGNMENT RATES PER MONTH:	900 (3)
Warehouse, per square foot \$0.35	
APPLICANT NOT MAKING FULL USE OF AREAS: When the applicant for a preferential assignment is not making full use of same, the Grantee, when necessary, may assign other users to the space. Grantee will not refund any amount to Applicant of a preferential assignment for such temporary use by others.	900 (4)
REVOCAION OR TERMINATION BY GRANTEE: Grantee reserves the right to revoke any preferential assignment upon thirty (30) days’ notice. When Grantee/operator revokes a preferential assignment, the Applicant shall be entitled to be refunded a proportionate amount of any charges which it shall have paid in advance, such refund to be calculated as of the day such revocation becomes effective.	900 (5)
REVOCAION OR TERMINATION BY APPLICANT: When the Applicant of a preferential assignment releases same, Grantee will not refund any amount of the advanced charges unless said area shall be reassigned by Preferential Assignment.	900 (6)

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Zone Rules and Regulations
Preferential Assignment of Space

	<u>Item</u>
NOTICE OF RELEASE BY APPLICANT: Unless Grantee receives written notice thirty (30) days before the expiration of the charge period, Applicant will be charged for the succeeding period.	900 (7)
INSURANCE: Fire insurance is carried by Grantee on its own property only and does not include insurance on the contents stored therein. Applicant is obligated to put nothing within the Zone which will cause the cancellation or forfeiture of the fire insurance or affect the premium rate thereof on the building or buildings of which the preferential assignment forms a part. Insurance on commodities or other property stored on the assigned premises, if desired, must be carried by and at the expense of Applicant or owner of the commodities or other property.	900 (8)
ACCESS TO PREMISES: Applicant shall be allowed access to the premises assigned to Applicant over roadways and tracks leading to and serving the area preferentially assigned, and such reasonable use of such facilities as is compatible with their joint use by all parties requiring them, all under the control and subject to the administration of Grantee.	900 (9)
DAMAGES: In the event of damage to or abuse of the Zone or the equipment or other property of Grantee or others caused by Applicant or Applicant's agents, employees, licensees or invitees, Applicant shall be responsible, and shall pay for the repair and restoration of any property so damaged or destroyed.	900 (10)
ASSIGNMENT: Applicant shall not assign this Preferential Assignment in whole or in part, or sublet the premises or any portion thereof to anyone.	900 (11)

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Great Falls International Airport Authority

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SECTION FOUR

Zone Rules and Regulations
Preferential Assignment of Space

	<u>Item</u>
NON-LIABILITY: Applicant agrees that Grantee shall not be liable for any claims for damage or injury (including death) arising from acts or negligence of co-tenants in the Zone, or the occupants or users of adjacent or contiguous premises, nor for the breakdown of cranes or power services, nor for damage done or occasioned by or from plumbing, electrical wires, automatic fire or sprinkler apparatus, or any facilities above, upon, or about the Zone or other premises of Grantee, or for any damage occasioned by water being upon or coming through the roof, skylights, trap doors, or otherwise, or from accidents on tracks or roadways or elsewhere on Grantee's property, or from loss or damage from any cause whatsoever, including, but not limited to, the provisions of Item 1300 hereof.	900 (12)
MAINTENANCE: Grantee agrees to maintain the roof, skylights and trap doors in as good condition and as free from leakage as practicable under normal conditions	900 (13)
INDEMNITY: Applicant herein agrees to protect, indemnify and keep and save forever harmless Grantee from any and all loss, cost, claims, charges, expenses, penalties and damages imposed for the violation of any law of the United States, or of the State of Montana, or of the Ordinances of the City of Great Falls, or of Grantee, if occasioned by any act or omission of Applicant or of those holding or occupying under or employed by Applicant, or of any other person or persons, and not occasioned by any act, omission or negligence of Grantee or its agents; and Applicant shall protect, indemnify and keep and save forever harmless Grantee from any and all loss, cost, claims, charges, expenses, penalties and damages, arising out of any accident or other occurrence causing injury to any persons (fatal or otherwise) or damages to	900 (14)

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SECTION FOUR

Zone Rules and Regulations
Preferential Assignment of Space

Item

property directly or indirectly due to the use or occupancy of said premises or of the improvements, facilities or equipment placed on the assigned area by any person or persons holding or occupying under Applicant, or to any act of omission or commission of Applicant or of such other person or persons, or due to any failure on Applicant's part in any respect to comply with the requirements and provisions hereof, and not due to the negligence of Grantee or its agents.

Applicant, from the time of its occupancy, shall assume sole responsibility for the condition of these premises, and Grantee shall not be liable for injury or damage, whether to person or property, caused by any vice or defect therein either to Applicant or to anyone in or on the premises by license of Applicant.

RESTORATION UPON TERMINATION: Upon the termination of this assignment, whether by lapse of time, expiration, cancellation, or in any other manner whatsoever, Applicant shall yield up immediate possession of the premises to Grantee, and in case of failure or refusal to do so, shall pay as liquidated damages for the whole time such possession is withheld double the proportionate amount of rent herein specified. This provision shall not constitute a waiver by Grantee of any remedies now or hereafter given to Grantee by the laws of Montana. 900 (15)

Upon such termination, Applicant shall restore the premises to their original condition, and/or shall remove all facilities, buildings and structures constructed by Applicant or Applicant's agents, as well as all trash, stocks of materials, supplies, tools, etc., belonging to Applicant or Applicant's agents, and shall leave the site in as good condition as when leased.

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Zone Rules and Regulations
Preferential Assignment of Space

Item

If the premises shall not have been restored and/or in the event all facilities, buildings and structures, trash, stocks of materials, supplies, tools, etc., placed thereon by Applicant or Applicant's agents shall not have been removed by Applicant prior to the date of termination of this assignment, it will be optional with Grantee either to collect this double rent as liquidated damages until said premises shall be restored and/or the said facilities, buildings, structures, trash, stocks of materials, supplies, tools, etc. have been removed by Applicant; or to restore said premises and/or to remove said facilities, buildings, structures, trash, stocks of materials, supplies, tools, etc., at Applicant's cost, risk and expense, the double rental to continue until same shall have been accomplished; or to retain the premises in their existing condition, or any part thereof, with payment or reimbursement to Applicant, unless other arrangements have been made in writing between Grantee and Applicant with regard to the condition of the premises and/or the removal of any encumbrances

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Great Falls International Airport Authority

FOREIGN-TRADE ZONE NO. 88
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SECTION FIVE

Zone Rules and Regulations
 Leases

	<u>Item</u>
BASIS FOR LEASES: Grantee will lease space for storage of general commodities or for handling, processing, manipulating and manufacturing goods for a term of not less than one year or for extended periods which may be negotiated subject to rates, rules and regulations set out in this Tariff.	910 (1)
RATES OF ANNUAL LEASE RENTALS:	
Warehouse, per square foot	\$3.60 910 (2)
Outside Storage, per square foot	\$0.36 910 (2)
CREDIT AND LEGALITY: All leases shall have the approval as to legality and technicality by Grantee’s Attorney. Applicant for a lease must show credit arrangements that are satisfactory to Grantee.	910 (3)
CANCELLATION CLAUSE: In the event Lessee desires a cancellation clause to be written into a lease and such clause is acceptable to Grantee, then Grantee shall likewise have an identical clause included.	910 (4)
OPTION TO RENEW: In the absence of a provision to renew lease, the option to renew said lease shall be at the discretion of Grantee.	910 (5)
PAYMENT OF RENT: Rent shall be paid monthly, quarterly, semi-annually or annually (as agreed) in advance. The acceleration of the rental by Lessee in advance of its due date shall be for the convenience of Lessee, it being well understood that any and all subsequent changes, revisions, amendments, and/or supplements in the rate of rental shall automatically apply to the lease, regardless of said rental having been paid in advance.	910 (6)

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Zone Rules and Regulations
Leases

	<u>Item</u>
WATCHMEN: Watchmen service for the protection of all commodities or other property stored on the leased premises by Lessee shall be at Lessee's own cost, risk and expense. Watchmen employed by Grantee shall be responsible for only the protection of the property of Zone.	910 (7)
INSURANCE: Fire and explosion insurance is carried by Grantee on its own property only and does not include insurance on the contents stored therein. Lessee is obligated to put nothing within the Zone which will cause the cancellation or forfeiture of the fire or explosion insurance or affect the premium rate thereof on the building or buildings of which the leased premises forms a part. Insurance on commodities or other property stored on the leased premises, if desired, must be carried by and at the expense of Lessee or owner of the commodities or other properties.	910 (8)
UTILITIES: The Grantee may waive the requirements for the installation of electric metered service in Occupant's own name with consumption billed directly to Occupant only where all of the following three conditions prevail:	910 (9)
<ul style="list-style-type: none"> (a) there is an existing installation; (b) the consumption is exclusively for normal lighting purposes; and (c) estimated consumption is not in excess of \$20.00 per month. For electrical installations by Occupant, see Item 520. 	

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SECTION FIVE

Zone Rules and Regulations
Leases

	<u>Item</u>
NON-LIABILITY: The Great Falls International Airport Authority is not liable and cannot assume any responsibility for any loss or damage to freight, cargo or merchandise or other property upon the leased premises, or for any loss or damage arising from acts of commission or omission of co-tenants, or of the occupants, or users of adjacent or contiguous compartments or of other portions in or about the Zone, nor for the breakdown of cranes or power service, nor for loss or damage occasioned by plumbing, electric wires, automatic fire or sprinkler apparatus, nor for any loss or damage from any cause whatsoever, including but not limited to the provisions of Item 1300 hereof.	910 (10)
LEASES FOR OTHER THAN STORAGE: Leases, other than for storage of commodities or other property, on form approved by Grantee, shall be subject to negotiation between Grantee and Lessee as to area, term, usage, right of cancellation, option to renew, and such other terms and conditions which may have a bearing on Lessee's operations.	910 (11)
TERMINATION: Upon the termination of any lease, whether by lapse of time, expiration, cancellations, as provided in said lease, or in any other manner whatsoever, Lessee shall yield up immediate possession of the premises to Grantee, and in case of failure or refusal to do so shall pay as liquidated damages for the whole time such possession is withheld double the proportionate amount of rent as specified in said lease.	910 (12)
UNAUTHORIZED OCCUPANCY: In the event any person, firm or corporation shall occupy premises without authorization, or, in the event of a lease, such lessees shall occupy area in excess of the premises leased, then, in that event, such person, firm or corporation shall pay as liquidated damages for the area occupied, double the proportionate amount of monthly rental as specified in the tariff.	910 (13)

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Zone Rules and Regulations
Leases

	<u>Item</u>
The above provisions shall not constitute a waiver by Grantee of any remedies now or hereafter given to Grantee by the laws of Montana.	
ALTERATION OR MODIFICATION OF PREMISES: Any alteration or modification on or to Grantee's property must have prior written approval of Grantee's Engineering Department.	910 (14)
CONSTRUCTION: Lessee may make, or cause to be made, on the leased premises, such improvements as may be necessary or appropriate in connection with the construction thereon of buildings and other facilities for the carrying on of Lessee's business; provided, that no such construction or improvements on said leased premises not specifically authorized by Grantee, shall be undertaken without Lessee's first having submitted the plans and specifications therefore to, and securing the written approval of, Grantee.	910 (15)
INDEMNITY: Lessee herein agrees to protect, indemnify and keep and save forever harmless Grantee from any and all loss, cost claims, charges, expenses, penalties and damages imposed for the violation of any law of the United States, or of the State of Montana, or of the Ordinance of the City of Great Falls, or of Grantee, if occasioned by any act or omission of Lessee or of those holding or occupying under or employed by Lessee, or of any other person or persons, and not occasioned by any act, omission or negligence of Grantee or its agents; and Lessee shall protect, indemnify and keep and save forever harmless Grantee from any and all loss, cost claims, charges, expenses, penalties and damages, arising out of any accident or other occurrence causing injury to any persons (fatal or otherwise) or damages to property directly or indirectly due to the use or occupancy of said premises or of the improvements, facilities or equipment placed on the assigned area by	910 (16)

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Zone Rules and Regulations
Leases

Item

any person or persons holding or occupying under Lessee, or to any act of omission or commission of Lessee or of such other person or persons, or due to any failure on Lessee's part in any respect to comply with the requirements and provisions hereof, and not due to the negligence of Grantee or its agents.

Lessee, from the time of its occupancy, shall assume sole responsibility for the condition of these premises, and Grantee shall not be liable for injury or damage, whether to person or property, caused by any vice or defect therein either to Lessee or to anyone in or on the premises by license of Lessee.

RESTORATION UPON TERMINATION: Upon the termination of the lease, whether by lapse of time, expiration, cancellation, or any other manner whatsoever, Lessee shall yield upon immediate possession of the premises to Grantee, and in case of failure or refusal to do so, shall pay as liquidated damages for the whole time such possession is withheld double the proportionate amount of rent herein specified. This provision shall not constitute a waiver by Grantee of any remedies now or hereafter given to Grantee by the laws of Montana.

910 (17)

Upon such termination, Lessee shall restore the premises to their original condition, and/or shall remove all facilities, buildings and structures constructed by Lessee or Lessee's agents, as well as all trash, stocks of materials, supplies, tools, etc., belonging to Lessee or Lessee's agents, and shall leave the site in as good condition as when leased.

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SECTION FIVE

Zone Rules and Regulations
Leases

Item

If the premises shall not have been restored and/or in the event all facilities, buildings and structures, trash, stocks of materials, supplies, tools, etc., placed thereon by Lessee or Lessee's agents shall not have been removed by Lessee prior to the date of termination of this lease, it will be optional with Grantee either to collect this double rent as liquidated damages until said premises shall be restored and/or the said facilities, buildings, structures, trash, stock of materials, supplies, tools, etc., have been removed by Lessee; or to restore said premises and/or to remove said facilities, buildings, structures, trash, stocks of materials, supplies, tools, etc., at Lessee's cost, risk and expense, the double rental to continue until same shall have been accomplished; or to retain the premises in their existing condition, or any part thereof, with payment or reimbursement to Lessee, unless other arrangements have been made in writing between Grantee and Lessee with regard to the condition of the premises and/or the removal of any encumbrances.

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Great Falls International Airport Authority

FOREIGN-TRADE ZONE NO. 88
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SECTION SIX

Zone Rules and Regulations
Special Services, Charges and Special Rules and Regulations

	<u>Item</u>
EQUIPMENT RENTALS & LABOR: When special equipment or labor is furnished by the Grantee to handle merchandise, the person or persons who require such equipment will be billed at rates set forth below:	1010
(a) Fork-Lift with operator: (Up to 5,000 # capacity, two (2) hour minimum)	\$25.00/hour or any portion thereof (if available)
(b) Labor, two (2) hour minimum	\$18.00/hour or any portion thereof (if available)
(c) Checker, two (2) hour minimum	\$21.00/hour or any portion thereof (if available)
(d) Secretary/Clerical Services, two (2) hour minimum	\$13.00/hour or any portion thereof
(e) Pallet Boards:	
(f) Other material handling rates by quote.	
(g) A minimum charge of \$45.00 will be assessed for any material handling.	

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SECTION SIX

Zone Rules and Regulations
Special Services, Charges and Special Rules and Regulations

	<u>Item</u>
SPECIAL PHYSICAL WAREHOUSE CHECKING: Where special physical warehouse checking of storage stocks on hand is required by storer, the charge therefore will be on a man-hour basis as set forth under Item 1200.	1030
SPECIAL CLERICAL SERVICES: If extra or special clerical services are required during regular straight time hours and involve excessive or special correspondence, preparation of special reports or statements, or other special attention, the charge will be on a man-hour basis as set forth under Item 1200. However, if such service is regularly required on a monthly basis, a reasonable monthly charge may be arranged to cover same with the Grantee.	1040
CHARGES FOR ISSUANCE OF WAREHOUSE RECEIPTS: Unless special arrangements are made with the Grantee, a charge of \$2.50 will be made for each receipt requested by storer.	1050
ELECTRIC CURRENT: The Zone Manager may waive the requirement for the installation of electric metered service in Occupant's own name with consumption billed directly to Occupant only in those cases where the following conditions prevail: (a) there is an existing installation; (b) the consumption is exclusively for normal lighting purposes; and (c) estimated consumption is not in excess of \$20.00 per month. For electrical installations of Occupant, see Item 520.	1060
ELECTRICAL INSTALLATIONS: See Item 520.	1070

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SECTION SIX

Zone Rules and Regulations
Special Services, Charges and Special Rules and Regulations

	<u>Item</u>
GAS: Gas may be furnished for other than office heating purposes and when so furnished the user of gas shall be billed by the Grantee for all such gas on a monthly basis, in addition to any other charges, on an estimated basis of consumption as determined by the Grantee.	1080
GAS INSTALLATIONS: See Item 520.	1090
WATER: Water, when required in excessive amounts, will be metered separately and charged to the occupant at the discretion of the Grantee.	1100
WATER, DRAINAGE AND SEWERAGE INSTALLATIONS: See Item 520	1110
CHARGES FOR SPECIAL CUSTOMS OFFICER SERVICES: If the services of a Customs officer are required and a user charge is incurred, it will be charged to the user.	1125.1
Customs officers services rendered during legal holidays, Saturdays and Sundays or during overtime hours at the specific request of the user of Zone facilities, will be charged to user of such services.	
Occupants of leased or preferentially assigned open space areas on which occupants erect their own facilities and whose operations require the assignment of additionally assigned Customs personnel for their own exclusive use should arrange, in advance, with the Customs Service and the Grantee.	1125.4
The cost of Customs personnel for Customs services at special purpose sub-zones which may, from time to time, be authorized shall be subject to prior arrangement of cost between U.S. Customs, the Grantee and the user of special purpose sub-zone.	1125.5

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FOREIGN-TRADE ZONE NO. 88
Tariff No. 1

SECTION SIX

Zone Rules and Regulations
Special Services, Charges and Special Rules and Regulations

	<u>Item</u>
<p>CHARGES BY OTHER GOVERNMENT AGENCIES: Charges made by government agencies are not included in Grantee's schedules and should be arranged by the owner or his agent with the government agency concerned.</p>	1130

<p>CHARGES, RATES, RULES AND REGULATIONS APPLICABLE AT GRANTEE'S SUB-ZONES: The Grantee and all persons and entities doing business within a Sub-Zone established by the Grantee must comply with provisions of the Foreign-Trade Zone Act, as amended; with the lawful and effective Rules, Regulations and Procedures of Foreign-Trade Zones Board; with such of the laws and lawful regulations of the United States, the States, or the sub-divisions and agencies thereof as may be applicable to operators, occupants, their employees and invitees, and users of sub-zones; and with such of the provisions of this Tariff and subsequent issues and modifications thereof as may be applicable to the operations conducted in the sub-zone.</p>	1135
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All persons and entities who request the Grantee to apply for authority to establish a sub-zone whose site is located outside the areas in which the Grantee is authorized to function must first initiate and make arrangements for Grantee to obtain the necessary permit or consent of the local authorities having jurisdiction in the area in which site is to be located and (if necessary) must initiate and make arrangements for Grantee to apply for and obtain the necessary State legislation permitting Grantee to establish a sub-zone at said site.

Where applicant desires to have sub-zone located within Grantee's jurisdiction and Grantee has no site available, or where sites available are not suited for proposed operations, the applicant must arrange for the acquisition of a suitable and available site.

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Special Services, Charges and Special Rules and Regulations

Item

All persons and entities who request the Grantee to apply for authority to establish a sub-zone must first enter into an agreement with the Grantee governing proposed sub-zone operations. This agreement will contain provisions including, but not limited to, those relating to costs incident to the preparation of the application and any subsequent amendments or modification thereof; costs incident to public hearings and legal proceedings; charges for providing required Customs services; and charges for Grantee’s special services not provided in this tariff. Applications for the establishment of a sub-zone will bear application costs and charges of preparing and filing of application by Grantee whether or not the application is favorably acted upon by the Foreign-Trade Zones Board.

Grantee will apply the rates and charges set forth in this tariff and applicable to the sub-zone operation uniformly to all sub-zone occupants or users. Where such rates and charges are not applicable to the sub-zone operation, it is intended that the provisions of the agreement between the applicant and grantee will govern. Said agreement shall have to be filed by Grantee as an exhibit to its application for the sub-zone site and the provisions for rates, charges and costs shall thereafter be applied uniformly to all subsequent applicants under identical circumstances for identical services. Contingencies not covered by this tariff or by application agreements will be subject to agreements amending or supplementing the primary application agreement. Amending or supplementary agreements as well as all practices that may develop and be permitted in sub-zone operations will also be made uniformly extensive to subsequent applicants under identical circumstance for identical services.

MERCHANDISE ARRIVING AFTER HOURS: Merchandise arriving after working hours, may, by special arrangement, be placed in a designated location and received subject to special charges. 1140

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SECTION SIX

Zone Rules and Regulations
Special Services, Charges and Special Rules and Regulations

	<u>Item</u>
PARKING: The Grantee shall furnish overnight accommodation for bonded truck with load for Customs supervision. Grantee will not be responsible for truck or merchandise. When space is available, Grantee will permit parking of a limited number of private vehicles of occupants and their employees at sole discretion of Grantee who may refuse to permit such parking by occupants or their employees when requirements are considered excessive or where there are space limitations at or near occupants premises or where such parking hampers normal Zone operations or inconveniences other occupants.	1150
DRAYAGE: The Grantee does not engage in the drayage business. Such services are performed and charges made by private drayage companies for owners of goods.	1160
CONTINGENCIES NOT COVERED BY RULES: Contingencies not covered by these rules will be subject to arrangements or agreements approved by Grantee.	1190

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SECTION SEVEN

Zone Rules and Regulations
Warehouse Regulations

	<u>Item</u>
<p>TENDER FOR STORAGE AND MANIPULATION: (a) The owner or agent shall furnish at or prior to delivery to the Zone, information concerning marks, brands, quantity, weights, measurements, and value of the merchandise to be kept and accounted for separately, otherwise merchandise may be stored in bulk or assorted lots. (b) When an agent of the owner is the applicant for admittance or merchandise, he shall clearly indicate the name and address of the party or office to be billed either on the Zone Form 214 which is required for each Lot of merchandise admitted or shall refer on Zone Form 214 to the separate letter giving the billing instructions. In absence of special billing instructions, Agent's office will be invoice.</p>	1250
<p>RATES FOR STORAGE AND HANDLING IN AND OUT: All merchandise admitted into the Zone, except as otherwise provided in this tariff or by special arrangement with the Grantee, shall be placed in storage at rates quoted in the tariff.</p>	1260

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SECTION EIGHT

Zone Rules and Regulations
Restricted and Prohibited Merchandise

	<u>Item</u>
<p>MERCHANDISE WHICH IS PROHIBITED BY LAW: Merchandise which is prohibited by law shall not be admitted into a Zone. The admission into a Zone of merchandise, the importation of which into the United States is restricted, but not absolutely prohibited, such as certain classes of merchandise as set forth in Chapter X Customs Regulations of 1937, shall be under such provisions as may be prescribed by the Department of Agriculture or other Government Agency having jurisdiction in the particular case. No narcotic drug as defined in the Act of May 26, 1922, known as the "Narcotic Drug Import and Export Act", as amended, shall be permitted to be introduced into a Zone, except that such quantities of narcotic drugs as are required for direct emergency medical needs within a Zone may be admitted into said Zone from customs territory of the United States subject to the requirements of the Act of December 17, 1914, known as the "Harrison Narcotic Law", as amended, and regulations thereunder. Any prohibited merchandise, including narcotic drugs not admissible into a Zone as herein provided, found within a Zone shall be seized and disposed of according to law. Merchandise in a Zone may be examined by appropriate officers at any time to enforce the provisions of this paragraph.</p>	1400
<p>GOLD: (Except fabricated) Is prohibited by Special Order of the FOREIGN-TRADE ZONES BOARD.</p>	1410

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SECTION NINE

Major Charges Applicable to Cargo, Its Owners, Shippers or Consignees
Subject to Minimum Charges (See Item 2000) and the Grantee's
Restrictions and Prohibitions (See Item 2010)

	<u>Item</u>
MINIMUM CHARGES: (a) There will be a minimum charge of \$35.00 per month for storage.	2000
GRANTEE'S RESTRICTIONS AND PROHIBITIONS: (a) The Grantee reserves the right in its sole discretion to restrict or prohibit the entry or handling of any commodity in the Zone due to its hazardous, obnoxious, or unsanitary condition or nature. (b) No operation will be permitted in the Zone which, in the judgment of the Grantee, would tend to be a nuisance or to be detrimental to Zone personnel and/or the public interest, health, welfare and safety. (c) Where rates are quoted for classes of commodities which are designated as N.O.S., the Grantee reserves the right to establish rates based on the specific commodity's characteristics and to reject its handling in any container that, in the sole judgment of the Grantee, makes such handling hazardous, obnoxious, or detrimental to the health, welfare or safety of Zone Personnel or the public.	2010

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SECTION TEN

Rates and Charges for Subzones

	<u>Item</u>
FTZ No. 88 currently assesses its active subzones fees pursuant to the Fee Schedule incorporated as part of this Zone Schedule. It is the policy of FTZ No. 88 to impose upon all zone users and active subzones rates and charges which are (1) reasonable based on other like operations in the port of entry area; and (2) uniform under like circumstances among zone users.	3000

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SECTION TEN

FTZ #88 Fee Schedule for FTZ Board Applications/Requests
And Customs Activation Requests
One-Time Fees Charged by the Grantee

		<u>Item</u>
I.	Fee for expansion of general purpose FTZ to include additional property: Application to be prepared by the applicant with Port Sponsorship	3020
	\$500.00	
II.	Fee for subzone designation: Application to be prepared by the applicant with Port Sponsorship	3030
	\$500.00	
III.	Fee for FTZ manufacturing/processing request at existing FTZ site (general purpose and/or subzone): Request to be prepared by the applicant with Port Sponsorship	3040
	\$500.00	
IV.	Fee for minor modification of existing FTZ site (general purpose and/or subzone): Request to be prepared by the applicant with Port Sponsorship	3050
	\$500.00	

The above non-refundable fees are payable by the applicant to the Port prior to the submission of the application or request to the Foreign-Trade Zones Board.

V.	Fee for activation of GPFTZ/subzones: Application to be prepared by the applicant with Port Sponsorship	3060
	\$500.00	

The above non-refundable fees are payable by the applicant to the Port prior to the submission of the application to the United States Customs Service. Applicant must pay all fees due FTZB.

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SECTION TEN

FTZ #88 Fee Schedule for General Purpose Foreign-Trade Zone Sites
Annual Fees Charged by the FTZ Administrator

		<u>Item</u>
I.	Annual fee for owners of non-activated general purpose FTZ (GPFTZ) sites: \$ <u>0.00</u>	3070

The above non-refundable Annual Fee is payable by the Property Owner of a GPFTZ Site to the Grantee within 90 days of the designation of the property by the Foreign-Trade Zones Board as part of FTZ #88, unless any part of the site is activated during the 90 day time period. The Annual Fee will be paid on the anniversary date of the zone designation every year thereafter that the site remains non-activated. This Annual Fee is suspended should any part of the site be activated and remains suspended until the entire site is non-activated, at which time the Property Owner will commence payment of the Annual Fee on a yearly basis. This fee would apply only if general purpose zone sites were established on property not owned by the Grantee.

II.	Annual fee for general purpose FTZ (GPFTZ) operator conducting activities within activated portion of GPFTZ #88 (not applicable to Grantee/Operator) \$1,000.00	3080
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The above non-refundable Annual Fee is payable by the Operator to the Grantee upon the activation of the foreign-trade zone site and on the anniversary date of said activation every year thereafter that the site remains activated.

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SECTION TEN

FTZ #88 Fee Schedule for Subzone Sites
Annual Fees Charged by the FTZ Administrator

		<u>Item</u>
I.	Annual fee for operator of non-activated subzone site: \$1,000.00	3090
	<p>The above non-refundable Annual Fee is payable by the Operator of the Subzone to the Port within 90 days of the subzone designation by the Foreign-Trade Zones Board, unless the subzone is activated during the 90 day time period. The Annual Fee will be paid on the anniversary date of the subzone designation every year thereafter that the subzone remains non-activated. This Annual Fee is suspended should the subzone be activated and remains suspended until the subzone is non-activated, at which time the Operator of the Subzone will commence payment of the Annual Fee on a yearly basis.</p>	
	If the site is located more than 50 miles from Great Falls International Airport, the fee is increased. \$1,500.00	3100
II.	Annual fee for subzone operator conducting activities within its activated subzone at FTZ #88 \$2,500.00	3110
	<p>The above non-refundable Annual Fee is payable by the Subzone Operator to the Port upon the activation of the subzone site and on the anniversary date of said activation every year thereafter that the subzone remains activated.</p>	
	If the site is located more than 50 miles from Great Falls International Airport, the fee is increased. \$3,500.00	3120

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Great Falls International Airport Authority

Section 4

Amendments

AMENDMENTS

Amendment #	Date	Subject	Page	Name and Initial of Person Entering

Section 5

Attachments Forms

