

STATEMENT OF DYED DIESEL FUEL USE

(To support vendor's tax-free sale under Internal Revenue Service Code Section 4082-1 and Section 28.5647 of the Arizona Revised Statutes.)



To: Western Refining Wholesale, Inc.
1250 W. Washington St., Ste. 101
Tempe, AZ 85281
FEIN: 86-0109486

DYED DIESEL FUEL, NON-TAXABLE USE ONLY, PENALTY FOR TAXABLE USE.

The undersigned purchaser ("Buyer") hereby certifies that the Red-dyed Diesel fuel to which this certificate relates will be used in a "non-taxable" manner as defined under § 6427(l)(2) of the Internal Revenue Code. Buyer further certifies that the Dyed Diesel fuel will be used in a non-taxable manner pursuant to § 28-5467 of the Arizona Revised Statutes.

If Buyer sells or uses the Dyed Diesel Fuel to which this certificate relates for a purpose other than stated in the certificate, Buyer will be liable for any tax along with any applicable penalty and interest.

This certificate applies to the following (complete as applicable):

_____ This is a single purchase certificate:

- 1. _____ Invoice or delivery ticket number
- 2. _____ Number of gallons

_____ This is a certificate covering all purchases under a specified amount or order number:

- 1. Effective Date _____
- 2. Expiration Date _____ (period not to exceed 1 year after the effective date)
- 3. Buyer's Account Number _____

Buyer will provide a new certificate to the seller if any information in this certificate changes.

This certificate covers Red-dyed Diesel fuel purchases on the above listed account. Buyer will be prepared to establish by satisfactory evidence the purpose for which the Buyer used the fuel purchased under this certificate.

Buyer does not hold Western Refining Wholesale, Inc. responsible for changes in Federal or State taxes and agrees to pay any applicable taxes, current or resulting from such change.

Buyer understands that the fraudulent use of this certificate may subject Buyer and all parties making such fraudulent use of this certificate to a fine or imprisonment, or both, together with the costs of prosecution.

Signature and date signed

Name of Buyer

Printed or Typed Name of Person Signing

Employer Identification Number

Title of person signing

Address
