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STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

In the Matter of Remedial Action by:)	
)	
The Boeing Company)	STIPULATED AMENDMENT
Boeing Commercial Airplane Group-Everett Plant)	TO AGREED ORDER
3003 West Casino Road)	No. DE 96HS-N274
Everett, Washington)	

WHEREAS, the Washington State Department of Ecology ("Ecology") and The Boeing Company - Everett Plant ("Boeing Everett") have entered into an Agreed Order No. DE 96HS-N274 ("Everett Agreed Order"); and

WHEREAS the Boeing Everett facility and Ecology now agree to revise Section II, Paragraph 3 and Section VII, Paragraph 12 of the Everett Agreed Order;

THE PARTIES HEREBY STIPULATE:

- Section II, Paragraph 3 is amended as follows:

Boeing Commercial Airplane Group - Everett Plant ("the BCAG - Everett Plant") means all contiguous property located at 3003 West Casino Road, Everett, Washington, which is owned, operated, or under the control of The Boeing Company as of the issuance of this Agreed Order, except as provided in Section VII.12 hereof regarding property transfers. The boundaries of the BCAG Everett Plant as of the date of this Agreed Order are depicted on Attachment 1 hereto.

- Section VII, paragraph 12 is amended as follows:

Transfer of Property: Prior to any voluntary conveyance or relinquishment of title, easement, leasehold, or other interest in any portion of the BCAG Everett Plant, The Boeing Company shall provide for continued implementation of all applicable requirements of this Order and implementation of any remedial actions found to be necessary as a result of this Order.

Prior to any involuntary conveyance or relinquishment of an interest in any portion of the BCAG Everett Plant, The Boeing Company shall use reasonable best efforts to provide for continued implementation of this Order and of necessary remedial actions, and shall notify Ecology if such efforts are unsuccessful. If Ecology utilizes its authority to provide for continued implementation of the Order or the remedy on the portion of the BCAG Everett Plant involuntarily conveyed or relinquished (e.g., if Ecology obtains access for The Boeing Company) Boeing shall be responsible for such continued implementation as directed by Ecology in writing.

Prior to transfer of any legal or equitable interest The Boeing Company may have in the BCAG Everett Plant or any portions thereof, The Boeing Company shall serve a copy of this Order upon any prospective purchaser, lessee, transferee, assignee, or other successor in such interest. At least ninety days prior to the finalization of any transfer, The Boeing Company shall notify Ecology of the contemplated transfer and of the available information, for the property to be transferred, concerning SWMUs and AOCs on the property, the likelihood of releases of hazardous constituents at

or from the property, the likelihood of releases of hazardous constituents from other portions of the BCAG Everett Plant onto the property to be transferred, and the remedial actions completed or underway. Ecology shall use best reasonable efforts to review the information submitted by The Boeing Company on the property to be transferred from the facility, and issue a written determination within 30 days after receiving same that either (a) no further action (NFA) is required regarding the property to be transferred, or (b) the property to be transferred must continue to be subject to this Order due to known or suspected releases of hazardous constituents at that portion of the BCAG Everett Plant. If Ecology issues a written determination that an NFA is appropriate for the portion of the BCAG Everett plant to be transferred, then that portion of the property shall cease to be considered a part of the BCAG Everett Plant as of the date Ecology's written determination is issued.

3. Effective date of this Stipulated Amendment: October 22, 1998

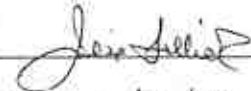
THE BOEING COMPANY, by, through and for its
BOEING COMMERCIAL AIRPLANE GROUP-
EVERETT PLANT

By: Mr. Edward J. Renouard
Vice-President/General Manager



Date: 10/16/98

STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY
By: Julie Sellick, Section Manager
Hazardous Waste and Toxics
Reduction
Northwest Regional Office



Date: 10/22/98