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Skagit County Auditor

7/1/2010 Page 1 of 11 3:21PM

Deed Notice of Land Use Restrictions

Document Title: Notice to property – dangerous waste disposal unit.

Reference No: NA

Grantor: Owner – *Equilon Enterprises LLC dba Shell Oil Products US*

Grantee: Public

Abbreviated Legal Description: East and West Land Treatment Facilities, Equilon Enterprises LLC dba Shell Oil Products US, Anacortes Washington

X Full legal in Exhibit A and Exhibit B

33-35-02

Assessor Parcel/Tax ID Number: P33502

Notice: This notice restricts disturbance of the dangerous waste disposal unit in accordance with the applicable requirements of WAC 173-303-610(9).

SKAGIT COUNTY WASHINGTON
REAL ESTATE EXCISE TAX

JUL 01 2010

Amount Paid \$
Skagit Co. Treasurer
By *mm* Deputy

**DEED NOTICE
AND
LAND USE RESTRICTIONS**

Equilon Enterprises LLC dba Shell Oil Products US ("Shell") is the fee owner of certain real property located in Skagit County, Washington, as further described on Exhibit A hereto (the "East Land Treatment Facility") and certain real property located in Skagit County, Washington, as further described on Exhibit B hereto (the "West Land Treatment Facility").

Shell desires to give the notice pursuant to Section 173-303-610 of the Washington Administrative Code ("WAC"), to inform interested parties that:

1. The East Land Treatment Facility and the West Land Treatment Facility were once permitted RCRA Part B landfarms for managing petroleum wastes, which are considered "dangerous wastes" under WAC 173-303-040. A table of locations, types and amounts of dangerous wastes formerly handled in the bermed areas of the East Land Treatment Facility and the West Land Treatment Facility is attached as Exhibit C hereto.
2. A survey of the plat of both the East Land Treatment Farm and the West Land Treatment Farm and record of the type, location and quantity of wastes disposed of within the East Land Treatment Farm and the West Land Treatment Farm has been filed with the local zoning authority and with the Department of Ecology of the State of Washington, in accordance with WAC 173-303-610.
3. Use of the East Land Treatment Farm and the West Land Treatment Farm are hereby restricted under WAC 173-303-610 as follows: No redevelopment of the East Land Treatment Farm and the West Land Treatment Farm other than for access or industrial use shall be undertaken unless thirty days prior written notice has been given to the Department of Ecology (or any successor agency), and approval for such other use is given by the Department of Ecology (or any successor agency) in accordance with applicable laws. For purposes of this restrictive covenant, "industrial use" includes any industrial use allowed under the Model Toxic Control Act ("MTCA"), regulations promulgated under the MCTA and/or applicable zoning laws. Subject to the provisions of Section 4, the restrictive covenant in this Section shall run with the land, and shall bind current and future owners of any interest in the East Land Treatment Farm and the West Land Treatment Farm.
4. The current and future owners of the East Land Treatment Farm and the West Land Treatment Farm reserve the right, under WAC 173-303-610 (10), to remove the notation on the Deed Notice provided hereby with respect to the applicable property, and/or to add a notation to the applicable deed indicating the removal of



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dangerous waste from East Land Treatment Farm and/or the West Land Treatment Farm as applicable. The owners shall have said right on the finding, approved by the Department of Ecology (or any successor agency or court with jurisdiction), that (a) the East Land Treatment Farm and/or the West Land Treatment Farm (as applicable) does not exceed MTCA Method B cleanup levels or, where appropriate, Method A cleanup levels, pursuant to WAC 173-303-610(2)(b); or (b) the restrictive covenant contained herein otherwise is no longer necessary or required by applicable law.

Dated the 30th day of June, 2010

By: Susan G. Krienen
Printed Name: Susan G. Krienen
Title: General Manager, Puget Sound
Manufacturing Site

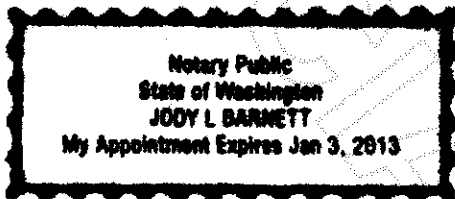


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On this 30 day of June, 2010, before me, undersigned, a Notary of Public in and for the State of Washington, duly commissioned and sworn personally appeared Susan G. Krienen, to me known to be the person who signed as General Manager, Shell Puget Sound Manufacturing Site, HSSE Manager of Equilon Enterprises LLC dba Shell Oil Products US, the corporation that executed the within and foregoing instrument, and acknowledge said instrument to be the free and voluntary act and deed said corporation for uses and purposes therein mentioned, and on oath stated, that he/she was authorized to execute said instrument and that the seal affixed, if any, is the seal of said corporation.

IN WITNESS WHEREOF I have hereunto set hand and official seal the day and year



Jody L. Barnett
(Signature of the Notary)

Jody L. Barnett
(Print or stamp name of Notary)

NOTARY PUBLIC in and for the
State of Washington residing in
the county of Skagit.
My Appointment
Expires: 1/3/2013



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**Exhibit A
Legal Description
East Land Treatment Facility**

UNOFFICIAL DOCUMENT



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Leonard, Boudinot & Skodje Inc.
PROFESSIONAL ENGINEERS & LAND SURVEYORS

ROBERT C. BOUDINOT, JR., P.E.

JEFFREYA SKODJE, P.L.S.

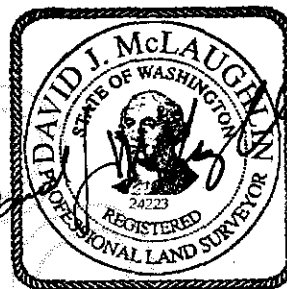
March 24, 2010

LEGAL DESCRIPTION: EAST LAND FARM, SHELL OIL PRODUCTS, PUGET SOUND REFINERY, ANACORTES WASHINGTON

Commencing at the southeast corner of the northeast quarter of Section 33, Township 35 North, Range 2 East, W.M.; thence N 02°03'45" E along the east line of said northeast quarter, a distance of 591.71 feet; thence N 87°56'15" W, a distance of 1355.90 feet to the point of beginning of this description; thence N 72°04'23" W, a distance of 47.80 feet; thence N 87°34'33" W, a distance of 399.94 feet; thence S 03°10'26" W, a distance of 1022.29 feet; thence S 87°45'06" E, a distance of 456.67 feet; thence N 02°34'45" E, a distance of 1008.07 feet to the point of beginning of this description.

Containing 10.58 Acres.

Situate in Skagit County, Washington



3/24/10

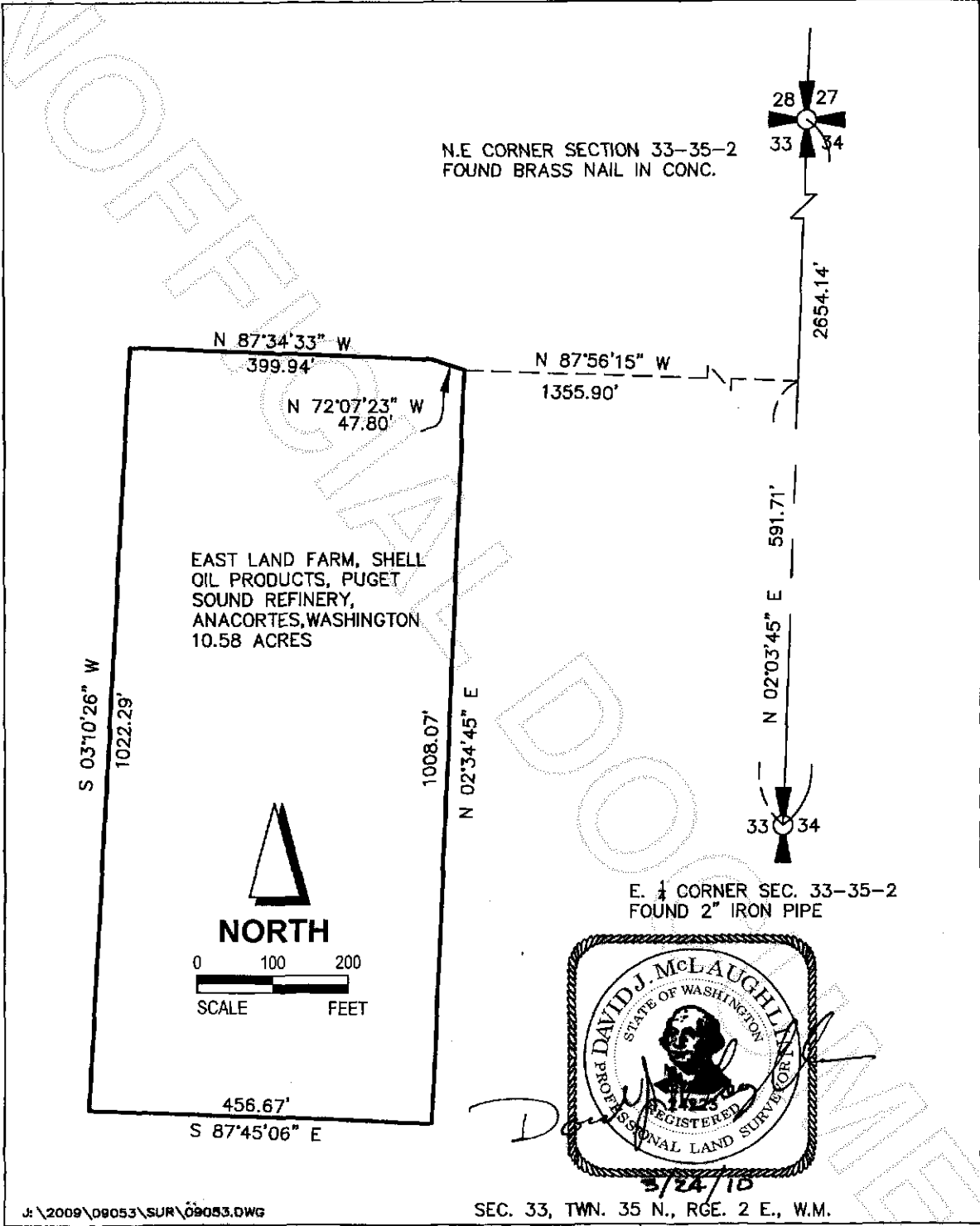
J:\2009\09053\Sur\LEGALS\REVISED LEGAL DESCRIPTION EAST LAND FARM 3-24-10.doc

603 South First Street, Mount Vernon, WA 98273. (360) 336-5751/FAX (360) 336-3981
Mailing Address: P.O. Box 1228, Mount Vernon, WA 98273 • E-mail Address: office@lbsi.com



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SEC. 33, TWN. 35 N., RGE. 2 E., W.M.



Leonard, Boudinot & Skodje Inc.
 PROFESSIONAL ENGINEERS & LAND SURVEYORS
 603 South First Street; P.O. Box 1228
 Mount Vernon, WA 98273
 Tel: 360-336-5751 Fax: 360-336-3981

DATE:
03-24-10
SCALE
1"=200'

EAST LAND FARM
EXHIBIT MAP
SHELL REFINERY



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**Exhibit B
Legal Description
West Land Treatment Facility**

UNOFFICIAL DOCUMENT



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Leonard, Boudinot & Skodje Inc.
 PROFESSIONAL ENGINEERS & LAND SURVEYORS

ROBERT C. BOUDINOT, JR., P.E.

JEFFREY A. SKODJE, P.L.S.

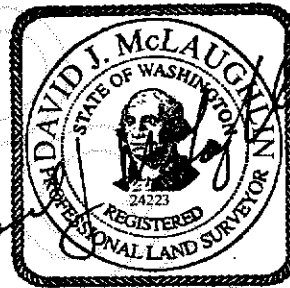
March 24, 2010

LEGAL DESCRIPTION: WEST LAND FARM, SHELL OIL PRODUCTS, PUGET SOUND REFINERY, ANACORTES WASHINGTON

Commencing at the southeast corner of the northeast quarter of Section 33, Township 35 North, Range 2 East, W.M.; thence N 02°03'45" E along the east line of said northeast quarter, a distance of 624.87 feet; thence N 87°56'15" W, a distance of 3571.30 feet to the point of beginning of this description; thence N 87°53'47" W, a distance of 672.18 feet; thence S 43°15'07" E, a distance of 31.74 feet; thence S 03°07'42" W, a distance of 468.88 feet; thence S 86°33'31" E, a distance of 769.00 feet; thence N 03°07'59" E, a distance of 448.19 feet; thence N 88°03'05" W, a distance of 74.91 feet; thence N 01°39'31" E, a distance of 62.75 feet to the point of beginning of this description.

Containing 8.74 Acres.

Situate in Skagit County, Washington



3/24/10

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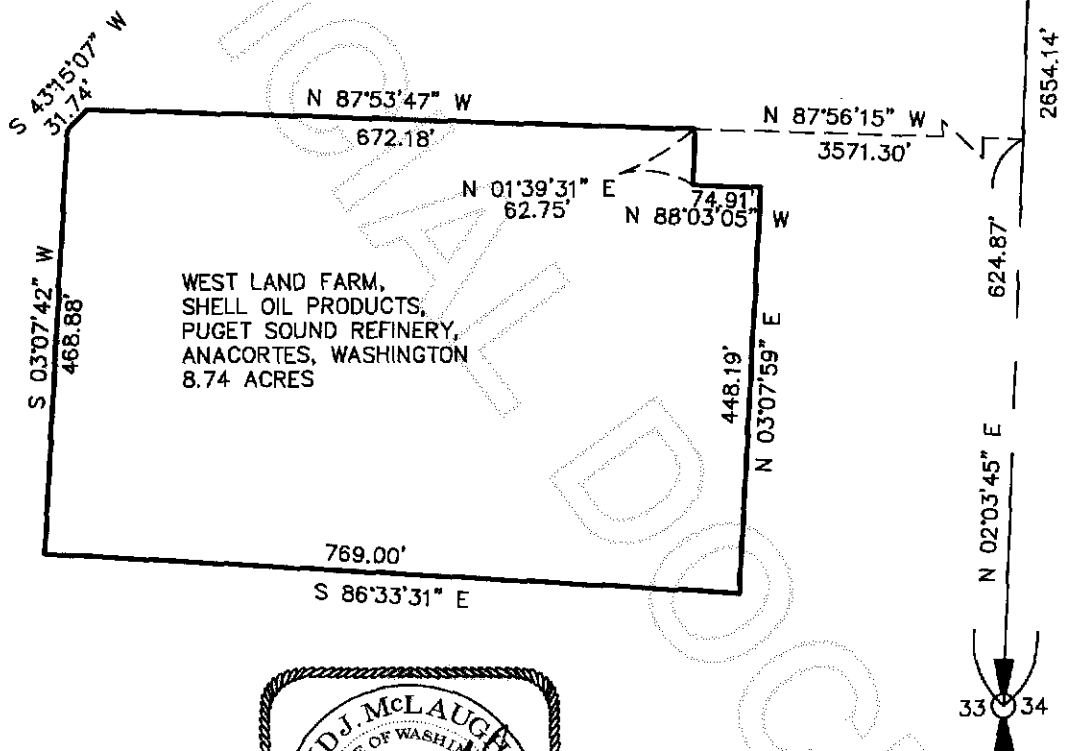


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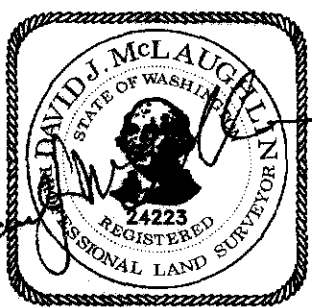


0 100 200
SCALE FEET

N.E. CORNER SECTION 33-35-2
FOUND BRASS NAIL IN CONC.
28 27
33 34



E. 1/4 CORNER SEC. 33-35-2
FOUND 2" IRON PIPE WITH NAIL
33 34



3/24/10

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SEC. 33, TWN. 35 N., RGE. 2 E., W.M.



Leonard, Boudinot & Skodje Inc.
PROFESSIONAL ENGINEERS & LAND SURVEYORS
603 South First Street, P.O. Box 1228
Mount Vernon, WA 98273
Tel: 360-336-5751 Fax: 360-336-3981

DATE:
03-24-10
SCALE
1"=200'

**WEST LAND FARM
EXHIBIT MAP
SHELL REFINERY**



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Exhibit C
Summary of Waste Types and Amounts Applied to West and East Land Treatment Facilities

Waste Type	Waste Code	Amounts
API Separator Sludge	K051	1,458 tons
Heat Exchanger Bundle Cleaning Sludge	K050	20 tons
Slop Oil Emulsion Solids	K049	594 tons
DAF Float	K048	26 tons
Tank Bottoms	D001, K052	580 tons
Refinery Scale	D001	59 tons
Miscellaneous Sludge/Soils	D001	8,164 tons



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