

**PORT ANGELES HARBOR TRUSTEE COUNCIL RESOLUTION
NO. 3**

ADOPTED July 11, 2013

WHEREAS the Trustees entered into a Natural Resource Damage Assessment Funding and Participation Agreement (FPA) with Rayonier Properties, LLC (Rayonier) on June 6, 2013, and

WHEREAS the FPA includes in Sec. 5.6 an agreement by Rayonier to pay \$110,000 to the Trustees, representing 54.4 percent of a total of \$202,138.11 in documented costs incurred by the Trustees related to the cooperative assessment process from January 25, 2012, through June 30, 2012 (Interim Transaction Costs), and

WHEREAS each Trustee provided the Trustee Council with documentation for its respective request for reimbursement of Interim Transaction Costs consistent with the Port Angeles Harbor Trustee Council Assessment Cost Guidelines (July 26, 2012, Resolution No. 1) and the Department of Ecology, as Lead Administrative Trustee, provided this documentation to Rayonier on September 7, 2012, and

WHEREAS the FPA requires Rayonier to remit the \$110,000 for Interim Transaction Costs, together with advance funding of the Trustee's phase one assessment costs, into the Department of Interior Natural Resource Damage Assessment and Restoration Fund within thirty calendar days of the effective date of the FPA, and

WHEREAS the Trustees have agreed that the \$110,000 agreed payment should be disbursed to the Trustees in shares representing 54.4 percent of each Trustee's Interim Transaction Costs as documented in the request submitted by Ecology to Rayonier on September 7, 2012,

IT IS HEREBY RESOLVED THAT: The Trustee Council authorizes disbursement of Rayonier's \$110,000 agreed partial payment for the Trustee's Interim Transaction Costs as follows:

	Documented Interim Transaction Costs	Amount for disbursement to Trustees (54.4 percent of documented costs)
National Oceanic and Atmospheric Administration	\$ 64,519.78	\$ 35,110.53
U.S. Fish and Wildlife Service	\$ 41,885.56	\$ 22,793.38
Washington Department of Ecology	\$ 41,524.70	\$ 22,597.01
Jamestown S'Klallam Tribe	\$ 30,819.25	\$ 16,771.29
Lower Elwha Klallam Tribe	\$ 17,114.00*	\$ 9,313.14
Port Gamble S'Klallam Tribe	\$ 6,274.82	\$ 3,414.65
total	\$ 202,138.11	\$ 110,000.00

* Under a separate agreement with Rayonier, LEKT submitted a request to Rayonier for reimbursement of additional NRDA costs (\$22,679) incurred by LEKT during the period from January 25, 2012, through June 30, 2012. This \$17,114.00 sum does not provide reimbursement for that separate request.

By their signatures below, representatives of the Trustees hereby certify that this Resolution was adopted in compliance with decision-making procedures adopted by the Trustee Council, and that the costs for which this reimbursement is provided were incurred for the purposes documented and consistent with applicable law.

THE WASHINGTON DEPARTMENT OF ECOLOGY

By: Rebecca S. Lawson

On: 7/24/2013

THE LOWER EL WHA KLALLAM TRIBE

By: _____

On: _____

THE PORT GAMBLE S'KLALLAM TRIBE

By: _____

On: _____

THE JAMESTOWN S'KLALLAM TRIBE

By: _____

On: _____

UNITED STATES FISH AND WILDLIFE SERVICE ON BEHALF OF THE DEPARTMENT OF THE INTERIOR

By: _____

On: _____

THE NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION

By: _____

On: _____

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THE WASHINGTON DEPARTMENT OF ECOLOGY

By: _____

On: _____

THE LOWER ELWHA KLALLAM TRIBE

By:  _____

On: 7-11-13

THE PORT GAMBLE S'KLALLAM TRIBE

By: _____

On: _____

THE JAMESTOWN S'KLALLAM TRIBE

By: _____

On: _____

UNITED STATES FISH AND WILDLIFE SERVICE ON BEHALF OF THE DEPARTMENT OF THE INTERIOR

By: _____

On: _____

THE NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION

By: _____

On: _____

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By: _____

On: _____

THE LOWER ELWHA KLALLAM TRIBE

By: _____

On: _____

THE PORT GAMBLE S'KLALLAM TRIBE

By:  _____

On: 7-19-13 _____

THE JAMESTOWN S'KLALLAM TRIBE

By: _____

On: _____

UNITED STATES FISH AND WILDLIFE SERVICE ON BEHALF OF THE DEPARTMENT OF THE INTERIOR

By: _____

On: _____

THE NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION

By: _____

On: _____

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THE WASHINGTON DEPARTMENT OF ECOLOGY

By: _____ On: _____

THE LOWER ELWHA KLALLAM TRIBE

By: _____ On: _____

THE PORT GAMBLE S'KLALLAM TRIBE

By: _____ On: _____

THE JAMESTOWN S'KLALLAM TRIBE

By: Douglas Selton On: 7/11/2013

UNITED STATES FISH AND WILDLIFE SERVICE ON BEHALF OF THE DEPARTMENT OF THE INTERIOR

By: _____ On: _____

THE NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION

By: _____ On: _____

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On: _____

THE LOWER ELWHA KLALLAM TRIBE

By: _____

On: _____

THE PORT GAMBLE S'KLALLAM TRIBE

By: _____

On: _____

THE JAMESTOWN S'KLALLAM TRIBE

By: _____

On: _____

UNITED STATES FISH AND WILDLIFE SERVICE ON BEHALF OF THE DEPARTMENT OF THE INTERIOR

By: 

On: 24 JUL 13

THE NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION

By: _____

On: _____

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THE WASHINGTON DEPARTMENT OF ECOLOGY

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On: _____

THE LOWER ELWHA KLALLAM TRIBE

By: _____

On: _____

THE PORT GAMBLE S'KLALLAM TRIBE

By: _____

On: _____

THE JAMESTOWN S'KLALLAM TRIBE

By: _____

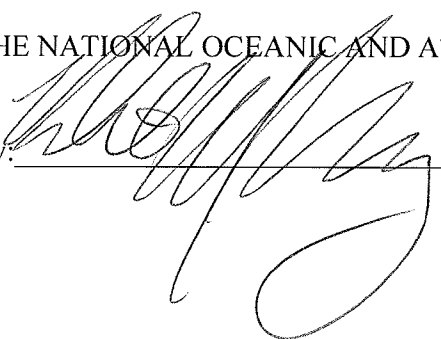
On: _____

UNITED STATES FISH AND WILDLIFE SERVICE ON BEHALF OF THE DEPARTMENT OF THE INTERIOR

By: _____

On: _____

THE NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION

By:  _____

On: 7/12/13 _____