



FILE COPY

STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

15 West Yakima, Suite 200 • Yakima, Washington 98902 • (509) 575-2490

March 8, 1999

Mr. Randall Hauff
Tonasket School District #404
PO Box 468
Tonasket, WA 98855

Dear Mr. Hauff:

Thank you for submitting the results of your independent remedial action(s) for review by the State of Washington Department of Ecology (Ecology). Ecology appreciates your initiative in pursuing this administrative option under the Model Toxics Control Act (MTCA).

Ecology's Toxics Cleanup Program has reviewed the following information regarding the Tonasket Public School District #404 located at Highway 20 in Tonasket, Washington:

1. UST Removal Report, Tonasket Public School #404, submitted February 22, 1999, by Bison Environmental Resources, Inc.
2. Leaking Underground Storage Tank Site Characterization Report, Tonasket Public School District #404, submitted February 22, 1999, by Bison Environmental Resource, Inc.

The above listed reports will be kept in the Central Files of Ecology's Central Regional Office (CRO) for review by appointment only. Appointments can be made by calling the CRO resource contact at (509) 454-7658.

Based upon the above listed information Ecology has determined that, at this time, the release of petroleum products into the soil no longer poses a threat to human health or the environment.

Therefore, Ecology is issuing this determination that no further remedial action is necessary at this site under MTCA, chapter 70.105D RCW. However, please note that because your actions were not conducted under a consent decree with Ecology, this letter is written pursuant to RCW 70.105D.030(1)(i) and does not constitute a settlement by the state under RCW 70.105D.040(4) and is not binding on Ecology.

Ecology's no further action determination is contingent upon filing the Restrictive Covenant, appended hereto as Appendix A, with the auditor's office in Okanogan County. No later than thirty (30) days from the date the Restrictive Covenant is recorded you must send a notarized

Mr. Randall Hauff
March 8, 1999
Page 2

copy of the recorded Restrictive Covenant to Ecology's CRO. Ecology's no further action determination automatically terminates and will have no force and effect if you fail to record this Restrictive Covenant or violate any portions of the Restrictive Covenant. WAC 173-340-440(6) requires you to notify and seek comment from a city or county department with land use planning authority for real property subject to the Restrictive Covenant.

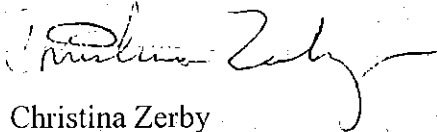
Ecology's no further action determination is made only with respect to the release identified in the independent remedial action reports dated June 1995. This no further action determination applies only to the area of the property affected by the release identified in the report at Tonasket High School, Highway 20. It does not apply to any other release or potential release at the property, any other areas on the property, nor any other properties owned or operated by Tonasket School District #404 High School.

Ecology will update its database to reflect this "No Further Action" determination. Your site will not appear in future publications of the Confirmed & Suspected Contaminated Sites Report (previously known as the Affected Media and Contaminants Report.)

The state, Ecology, and its officers and employees are immune from all liability and no cause of action of any nature may arise from any act or omission in providing this determination.

If you have any questions, please contact me at (509) 454-7833.

Sincerely,



Christina Zerby
Environmental Specialist
Toxic Cleanup Program

cc: Don Hurst, Fulcrum Environmental Consulting, Inc.
Mark Peterschmidt, Ecology