#### DEPARTMENT OF ECOLOGY OLYMPIA. W. LINDSAY, HART, NEIL & WEIGLER LAWYERS

ABS BUILDING 2-4-16 KUDAN MINAMI Спічода-ки TOKYO 102 JAPAN

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FEB 24 10:41 SEE S.W. COLUMBIA PORTLAND, OREGON 97201-6618

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> 2011 EYE STREET, N.W. WASHINGTON, D. C. 20096 (202) 296-8006

1001 FOURTH AVENUE PLAZA (SEAPIRST BLDG.), SUITE B200 SEATTLE, WASHINGTON 98154 (206) 628-4711

February 22, 1988

Department of Ecology Mail Stop PV-11 Olympia, Washington 98504

ATTN.: Ted Mix

RE: Columbia Aluminum

Dear Ted:

Pursuant to our telephone conversation today, enclosed is a true copy of the Certification Pursuant to WAC 173-303-610(10)(b)(ii) and notice Pursuant to WAC 173-303-610(10)(b)(i).

Very truly yours,

Robert H. Thompson

RHT1mw2685

Enc.

### CERTIFICATION PURSUANT TO WAC 173-303-610(10)(b)(ii)

The undersigned hereby certifies to the Washington Department of Ecology that it recorded a notice, as specified in WAC 173-303-610(b)(i), in the office of the Klickitat County Auditor on December 4 , 1987, under Klickitat County Auditor's File No.Vol. 244, pp. 34-47A copy of such notice is enclosed.

This certification is submitted pursuant to WAC 173-303-610(10)(b)(ii).

DATED: December 4 , 1987.

COLUMBIA ALUMINUM CORPORATION,

a Delaware corporation

Ву

Title:

144/105

Pursuant to 173-303-610(10), COLUMBIA ALUMINUM CORPORATION, a Delaware corporation, owner of the land described in Exhibit A attached hereto (the "Property"), hereby gives notice that:

- (1) the Property has been used to manage dangerous wastes;
- (2) use of the Property is restricted under WAC 173-303-610; and
- (3) the survey plat and record of the type, location, and quantity of dangerous wastes disposed of within each cell or other dangerous waste disposal unit of the disposal facility required in WAC 173-303-610(9) have been filed with the Klickitat County Planning Department and the Washington Department of Ecology.

DATED: December	er 4 , 1987.
STATE OF WASH COUNTY OF KLICKITAT FILED OR RECORDED	
Vol. 244 of DEEDS Page 34-47	COLUMBIA ALUMINUM CORPORATION,
Request of R.H. THOMPSON, ATTY	a Delaware corporation
on DEGEMBER 7,10:144-M.1987	
Heper Deschargeson	By Mand
Mail to R.H. THOMSON, ATTY	Title: (lst Sentar
STATE OF OREGON	, T
COUNTY OF Multnomah	) 55. )

On this 4th day of December , 1987, before me personally appeared one form, to me known to be the Asst Secretary of COLUMBIA ALUMINUM CORPORATION, the corporation that executed the within and foregoing instrument, and acknowledged the said instrument to be the free and voluntary act and deed of said corporation, for the uses and purposes therein mentioned, and on oath stated that was authorized to execute said instrument and that the seal affixed, if any, is the corporate seal of said corporation.

In witness whereof, I have hereunto set my hand and affixed my official seal the day and year first above written.

NOTARY PUBLIC IN

142/105

Notary Public in and for the State of Oregon, residing at Portland.
My Commission Expires 7/2/2/91.

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10:14

#### EXHIBIT "A"

Description Page 1

e 11

PARCEL A: All of the following parcels 1 through 28, inclusive; Except those portions lying within the hereinafter described Parcels B and C.

ALL OF THE FOLLOWING PARCELS SITUATE IN KLICKITAT COUNTY, WASHINGTON

#### PARCEL 1:

All of the following described property situate in the vacated plat of <u>Cliffs</u>, as recorded in Volume 1 of Plats, page 45 and vacated in Volume 12 of Commissioners' Records, page 328; Together with those vacated streets and alleys accruing by operation of law:

Block 15: All, except lots 25 & 26.

Block 16: All

Block 18: All, excepts lots 1 & 2.

Block 19: All, except lots 21 & 22.

Block 20: All, except that portion thereof conveyed to the United States of America by deed recorded under Auditor's No. 92362.

Block 21: Lots 3 through 12, inclusive.

Block 22: Lots 1 through 8, inclusive; and

Lots 10, 11 & 12.

Block 23: Lots 1 through 16, inclusive.

Except those portions of Blocks 15, 16, 19 & 21 lying S'ly of a line 62.5 feet S of and parallel to the centerline of the USA right of way for the McNary-Big Eddy Transmission Line.

# PARCEL 2:

All of the following described property situate in the vacated plat of Columbia Addition to the Town of Cliffs, as recorded in Volume 2 of Plats, page 17 and vacated in Volume 12 of Commissioners' Records page 328; Together with those vacated streets and alleys accruing by operation of law:

Block 1: Lots 1 through 17, inclusive.

2: Lots 1 through 21, inclusive; and Block

Lots 23 & 24.

Block 3: Lot 2; and Lots 4 through 20, inclusive.

4: Lots 1 through 4, inclusive; Block

Lots 10 through 13, inclusive; and Lots 19 through 22, inclusive.

5: Lots 1 through 6, inclusive; and Block Lots 12 & 13.

Block 6: All

Block 7: Lots 1 through 26, inclusive.

Block 8: All

Block 9: Lots 1 through 13, inclusive.

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#### PARCEL 3:

All of the following described property situate in the vacated plat of Inglenook Fruit Farm, as recorded in Volume 1 of Plats, page 36 and vacated in Volume 12 of Commissioners' Records, page 328; Together with those vacated streets and alleys accruing by operation of law:

That portion of Lots 1 through 7, inclusive, lying N'ly of the Spokane, Portland and Seattle (hereinafter SP&S) Railway (now Burlington Northern) right of way located in section 31, Township 3 PRange 17 EWM;

Except any portion or portions thereof conveyed to the United States of America by instruments recorded under Auditor's nos. 93553 and 93554.

That portion of Lots 4 through 7, inclusive, lying N'ly of the SP&S (now Burlington Northern) right of way located in section 30, Township 3 N., Range 17 EWM;

Except any portion or portions thereof conveyed to the United States of America by instruments recorded under Auditor's nos.

93553 and 93554.

Lots 8, 9 & 10;

Except right of way of the SP&S (now Burlington Northern) Railway;

Except any portion thereof included within the boundaries of the plat of Cliffs, as recorded in Volume 1 of Plats, page 45;

Except any portion thereof conveyed to the United States of America by instrument recorded under Auditor's no. 92925.

#### PARCEL 4:

All of the following described property situate in the vacated plat of Northbank Addition to Cliffs, as recorded in Volume 2 of Plats, page 23 and vacated in Volume 12 of Commissioners' Records, page 328; Together with those vacated streets and alleys accruing by operation of law;

Block	1:	All	Block	7:	All
Block	2:	All	Block	8:	All
Block	3:	All	Block	9:	All
Block	4:	All	Block	A:	All
Block	5:	All	Block	B:	All
Block	6:	All			

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#### PARCEL 5:

All of the following described property situate in the vacated plat of Portlawn Addition to Cliffs as recorded in Volume 2 of Plats, page 24 and vacated in Volume 12 of Commissioners' Records, page 328; Together with those vacated streets and alleys accruing by operation of law;

Block 1: All Block 2: All Block 3: All Block 4: All Block 5: All Block 6: All Block 7: All

#### PARCEL 6:

All of the following described property situate in the vacated plat of Portlawn Extended Addition to Cliffs, as recorded in Volume 2 of Plats, page 38 and vacated in Volume 2 of Commissioners' Records, page 328; Together with those vacated streets and alleys accruing by operation of law;

Block 1: All
Block 2: All
Block 3: All
Block 4: All
Block 5: All
Block 6: Lots 1 through 9, inclu

Block 6: Lots 1 through 9, inclusive; and Lots 11 through 15, inclusive.

Block 7: Lots 1 through 5, inclusive.

Block 8: All

Block 9: Lots 1 through 7, inclusive.

# PARCEL 7:

All of the following described property situate in the vacated plat of Woodlawn Addition to Cliffs, as recorded in Volume 2 of Plats, page 39 and vacated in Volume 2 of Commissioners' Records, page 328; Together with thos vacated streets and alleys accruing by operation of law;

All of Blocks, 1 through 5, inclusive. WL 242 PAGE 115

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## PARCEL 8:

In Section 13, Township 3 N., Range 16 EWM The  $S^1_{2}$  of said section 13.

#### PARCEL 9:

In Section 24, Township 3 N., Range 16 EWM The  $N_7^{\prime}$  of said section 24.

#### PARCEL 10:

In Section 36, Township 3 N., Range 16 EWM

The E3 of the E3 of said section 36, lying N'ly of the SP&S (now Burlington Northern) Railway right of way;

Except any portion or portions thereof conveyed to the United States of America by instruments recorded under Auditor's nos. 93553 and 93554.

\_\_\_\_\_

# PARCEL 11: .

In Section 8, Township 3 N., Range 17 EWM The  $S^{1}_{2}$  of said section 8.

# PARCEL 12:

In Section 9, Township 3 N., Range 17 EWM
The Si of said section 9.

# PARCEL 13:

In Section 10, Township 3 N., Range 17 EWM
The St of said section 10.

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#### PARCEL 14:

In Section 11, Township 3 N., Range 17 EWM

The S½ of the S½ of said section 11; Except right of way for State Highway No. 14 (formerly No. 8).

And specifically including that portion of said right of way reconveyed by instrument recorded November 7, 1978 under Auditor's no. 168832.

#### PARCEL 15:

In Section 12, Township 3 N., Range 17 EWM

The St of said section 12; Except right of way for State Highway No. 14; And except right of way for County Road No. 34070, Towal Road.

#### PARCEL 16:

In Section 13, Township 3 N., Range 17 EWM

That part of said section 13 lying N'ly of the Government Taking Line as conveyed to the United States of America for the John Day Lock and Dam by instrument recorded June 1, 1962 under Auditor's No. 104324.

# PARCEL 17:

In Section 14, Township 3 N., Range 17 EWM

The N'z of the NE'z;

The NW1:

Government Lot 4 (NW% of SW%);

Except those portions thereof conveyed to the United States of American for the John Day Lock and Dam by instrument recorded under Auditor's no. 103295.

And except right of way for State Highway No. 14.

#### PARCEL 18:

In Section 15, Township 3 N., Range 17 EWM

The N½;
The N½ of the SE½;
Government Lot 1 (SW½ of SE½);
The SW½;
Except those portions conveyed to the United States of America for the John Day Lock and Dam by instrument recorded under Auditor's No. 103295.
And except right of way for State Highway No. 14.

#### PARCEL 19:

In Section 16, Township 3 N., Range 17 EWM

The SE% of the SW%;
The NE% of the SE%;
The S% of the SE%;
Except right of way for State Highway No. 14.

#### PARCEL 20:

In Section 17, Township 3 N., Range 17 EWM All of said section 17.

#### PARCEL 21:

In Section 18, Township 3 N., Range 17 EWM All of said section 18.

#### PARCEL 22:

In Section 19, Township 3 No., Range 17 EWM

\_\_\_\_\_

All of said section 19; Except right of way for State Highway No. 14.

## PARCEL 23;

In Section 20, Township 3 N., Range 17 EWM

All of said section 20;

Except the SE½ of the SE½;

Except the S½ of the SE½ of the SW½ of the SE½;

Except right of way for State Highway No. 14;

Except right of way for North Shore Access Raod as conveyed to Klickitat County by deed recorded February 3, 1969 under Auditor's No. 132481 and as relocated and realigned under the terms and conditions of instrument recorded under Auditor's no. 142990;

Except those portions acquired by the United States of America for the Bonneville Transmission Line right of way;

And except all those portions acquired by the United States of America for the John Day Lock and Dam;

And except portions conveyed to Klickitat County for right of way by deed recorded April 1, 1981 under Auditor's no. 180975.

Together with the following described parcels formerly held in ownership by the United States of America:

A tract of land in Section 20 & 29 in Township 3 N., Range 17, being a portion of the Bonneville Power Administration John Day Substation Site and Corridor, described as follows:

That part of the N½ of the NW½ of said section 29; and That part of the SW% of the SW% of said section 20, described as follows: Beginning at a point on the W line of Section 29, a distance of 1.478.5 feet distant NW'ly from the survey line as surveyed on the ground for the BPA McNary-Big Eddy Transmission Line, when measured at right angles thereto, said point lying on the SE'ly line of a tract of land conveyed to Martin Marietta Aluminum, Inc. by instrument recorded July 10, 1975 under Auditor's no. 153137; Thence N 52°22'40" E along said SE'ly line to the E line of the SW4 of the SW4 of said section 20; Thence S along said E line to the line common to sections 20 & 29; Thence E along said common section line to a point which lies 928.5 feet distant NW'ly from said survey line for the McNary-Big Eddy Transmission Line, when measured at right angles thereto; Thence S 52°22'40" W, parallel with said survey line, to a point which is N, parallel with the W line of section 29, from the intersection of the N right of way of the McNary-Big Eddy Transmissi Line, and the S boundary of the NW of the NW of said section 29; Thence S to said S boundary of the NW% of the NW% of section 29; Thence W on said S boundary to the W line of section 29; Thence N along said section line to the point of beginning.

(continued)

#### (Parcel 23, continued)

That part of the SE¼ of the SW¼ of Section 20, Township 3 N., Range 17 EWM, being a portion of the Bonneville Power Administration John Day Substation Site and Corridors, described as follows:

Beginning at a point which is N 11°43'30" W 300.3 feet; and N 37°37'20" W 775.8 feet from the S quarter corner of said section 20 Thence S 74°34'25" W to the W right of way boundary of the U.S. Army Corps of Engineers North Shore Access Road, as it existed September 28, 1960, and The True Point of Beginning; Said Point lying on the S line of a tract conveyed to Martin Marietta Aluminum, Inc., in instrument recorded July 10, 1975 under Auditor's no. 153137;

Thence continuing S 74°34'25" W along said S line to a point which lies 1,277.5 feet distant NW'ly from the survey line, as surveyed on the ground for the Bonneville Power Administration McNary-Big Eddy Transmission Line, when measured at right angles thereto; Thence S 52°22'40" W, parallel with said survey line, to the W line of said SE½ of the SW½ of section 20; Thence S along said W line of the SE½ of the SW½ of section 20, to the S line of said Section; Thence E along the S line of section 20, to a point 928.5 feet distant NW'ly from said survey line for the McNary-Big Eddy Transmission Line, when measured at right angles thereto; Thence N 52°22'40" E, to the W right of way boundary of the afore-referenced Corps of Engineers North Shore Access Road; Thence N'ly along said W right of way to the True Point of Beginning.

#### Also,

That part of the SW¼ of the SW½ of section 20, Township 3 N., Range 17 EWM and the NW½ of the NW½ of section 29, Township 3 N., Range 17, EWM, being a part of the Bonneville Power Administration's John Day Substation Site, Parcel 1, described as follows:

Beginning at the most N'ly corner of said Parcel 1 (as described in instrument recorded in volume 128 of deeds, pages 459-461), which is a point on the E line of said SW4 of the SW4 of section 20; Thence S 02°11'10" W along said E line 76.8 feet; Thence S 52°22'40" W along a line parallel to the NW'ly line of said Parcel 1, a distance of 1,698.7 feet to the W line of said NW4 of the NW4 of said section 29; Thence N 00°05'10" W along said W line 74.5 feet to the NW corner of said Parcel 1; Thence N 52°22'40" E along the NW'ly of Parcel 1, a distance of 1,702.3 feet to the point of beginning.

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(Parcel 23, continued)

Also,

That part of the SE% of the SW% of Section 20, Township 3 N., Range 17 EWM, being a part of the Bonneville Power Administration's John Day Substation Site, Parcel 2 (which parcel 2 is described in instrument recorded in Volume 130 of deeds, pages 554-556) more particularly described as follows:

Beginning at the most N'ly corner of said Parcel 2, which is a point on the W'ly line of the right of way for the North Shore Access Road; Said point being located N 11°43'30" W 300.3 feet and N 37°37'20" W 840 feet from the quarter section corner on the S line of said section 20; Thence S 37°37'20" E 64.2 feet; Thence S 74°34'30" W 169.8 feet to the NW'ly line of said Parcel 2; Thence N 52°22'40" E along said NW'ly line 157.2 feet to the point of beginning;

Except right of way for North Shore Access Road.

#### PARCEL 24:

In Section 21, Township 3 N., Range 17 EWM

The NW½;
The N½ of the NE½,

Except the S½ of the S½ of the NE½ of the NE½;

And,
The SW½ of the NE½,

Except the SE½ of the SW½ of the NE½ of said section 21;

Except from the above:
The right of way for State Highway No. 14;
The right of way for North Shore Access Road;
Any portion or portions thereof acquired by the United States of America for John Day Lock and Dam under U.S. District Court Case No. 1353;
And except portions acquired by the United States of America and State of Washington for public roads and powerlines as reserved by instrument recorded under Auditor's no. 133342.

#### PARCEL 25:

In Section 22, Township 3 N., Range 17 EWM

Government Lot 1;

Except right of way for State Highway No. 14;

And except those portions acquired by the United States of America for John Day Lock and Dam by instrument recorded under Auditor's no. 103295.

#### PARCEL 26:

In Section 29, Township 3 N., Range 17 EWM

The NE's of the NE's of the NW's; The W's of the NE's of the NW's; The NW's of the NW's;

Except those portions acquired by the United States of America for John Day Lock and Dam by instruments recorded August 14, 1959 under Auditor's no. 92124 and July 17, 1958 under Auditor's no. 87034.

# PARCEL 27:

In Section 30, Township 3 N., Range 17 EWM

The NW½;
The N½ of the NE½;
The N½ of the SW½;
The NE½ of the SE½ of the NE½;
The NW½ of the NW¼ of the SE½;
That part of Government Lot 4 (SW½ of SW½) lying N'ly of the SP&S (now Burlington Northern) Railway right of way;

Except right of way for State Highway No. 14; Except portion acquired by the United States of America for John Day Lock and Dam by deed recorded August 14, 1959 under Auditor's no. 92124;

And except that portion of Government Lot 2 (SW% of NW%) described as follows:

Beginning at a point N 43°11" E 1,741.2 feet from the W quarter section corner of Section 30, Township 3 N., Range 17 EWM;

Thence N 21°58'15" E 50 feet;

(continued)

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#### (Parcel 27, continued)

Thence S 68°01'45" E 50 feet; Thence S 21°58'15" W 50 feet; Thence N 68°01'45" W 50 feet to the point of beginning; As conveyed to the United States of America for John Day Reflecto Station Site by instrument recorded under Auditor's no. 135957.

#### Also,

The SE½ of the SE½ of the NE½ of said section 30;

Except that portion thereof platted as Cliffs, according to the original plat thereof filed in Volume 1 of Plats, page 45, (now vacated);

And except that part of the SE½ of the SE½ of the NE½ of said section 30 which lies S and E of a line parallel with and S'ly

section 30 which lies S and E of a line parallel with and S'ly a distance of 62.5 feet from the following described centerline:

Beginning at a point lying on the E line of said section 30, which point lies N'ly a distance of 388.7 feet from the quarter section corner lying on the said E line of section 30;

Thence S 52°22'40" W along a straight line, a distance of 800 feet to a point lying S'ly of the S line of said SE½ of the NE½ of section 30 and the terminus of said line.

#### PARCEL 28:

In Section 7, Township 3 N., Range 18 EWM

The SW\u00e4 of said section.7, lying N'ly of the N line of that portion conveyed to the United States of America for John Day Lock and Dam by instrument recorded June 1, 1962 under Auditor's no. 104324. Except right of way for State Highway No. 14.

(end)

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Surveyed Parcel Description Page 12

# PARCEL B:

# IN KLICKITAT COUNTY, WASHINGTON

In Sections 20 & 29, Township 3 N., Range 17 EWM.

A parcel of land situate in said sections 20 and 29 lying S'ly of the S'ly margin of State Route No. 14 and being more particularly described as follows:

Beginning at the SW corner of said section 20; Thence S 0°05'20" W 392.61 feet along the W line of said section 29; Thence N 52°22'40" E 1,703.02 feet to the W line of the SE% of the SW% of said section 20; Thence S 2°30'14" W 262.74 feet along said W line; Thence N 52°22'40" E 762.92 feet; Thence N 74°35'34" E to the E margin of "old county road No. 31660 (now vacated): Thence S'ly along said E margin to the S line of said section 20; Thence S 89°42'52" E along said S line to the S quarter corner of said section 20; Thence N 89°25'11" E along said S line 681.95 feet to the SW corner of the Sk of the SEk of the SWk of the SEk of said section 20; Thence N 2°09'26" E 331.73 feet along the E line thereof; Thence N 89°30'29" E 677.95 feet along the N line thereof to the W line of the SE% of the SE% of said section 20; Thence N 1°28'20" E 991.57 feet along the W line thereof; Thence N 89°46'48" E 1,331.89 feet along the N line thereof to the E line of said section 20; Thence N 0°05'17" E 1,312.95 feet along said E line to the E quarter corner of said section 20; Thence N 4°22'26" E along the E line of said section 20 to the S margin of State Route No. 14; Thence W'ly along said S margin to the W line of said section 20; Thence S 2°10'10" E along said W line to the SW corner of said said section 20 and the point of beginning.

ALSO,

All that part of the N's of Section 21, Township 3 N., Range 17 EWM. lying S'ly of the S'ly margin of State Route No. 14.

Except the following described portions thereof:
The SE% of the SW% of the NE%;
The SE% of the NE%; and
The S% of the S% of the NE% of the NE%.

Except from the above described parcels the right of way for County Road No. 31660 as relocated.

#### PARCEL C

#### IN KLICKITAT COUNTY, WASHINGTON

In Section 36, Township 3 N., Range 16 EWM

The E½ of the E½ of said section 36, lying N'ly of the SP&S (now Burlington Northern) Railway right of way as shown on John Day Dam Real Estate Drawing No. WW-RE-193 (as Rev. 14, Mar. 1962).

Also,

In Section 30 and 31, Township 3 N., Range 17 EWM

All those portions of said sections 30 and 31 lying N'ly of the Government Taking Line as shown on the above referenced Drawing No. WW-RE-193, and more particularly described as follows:

Beginning at the intersection of the N line of said SP&S right of way and the W line of said section 31;
Thence NE'ly along said N line to the intersection with the S margin of the Bonneville Power Administration (hereinafter BPA) McNary-Big Eddy Transmission line easement as shown on BPA Drawing No. 57076;
Thence E'ly along said S margin to the E line of said section 30, and the terminus of said Taking Line.

#### Except the following:

In the vacated plat of Cliffs, recorded in Volume 1 of Plats, page 45; Lots 25 and 26, Block 15; Lots 1 and 2, Block 18; Lots 1 and 2, Block 19; Lot 9, Block 22;

In the vacated plat of Columbia Addition to Cliffs, recorded in Volume 2 of \*Plats, page 17;
Lot 22, Block 2;
Lots 1 and 3, Block 3;
Lots 5,6,7,8 and 9, Block 4;
Lots 14,15,16,17 and 18, Block 4;
Lots 7,8,9,10 and 11, Block 5;

In the vacated plat of Portlawn Extended Addition to Cliffs, recorded in Volume 2 of Plats, page 38; Lot 10, Block 6; Lots 6 and 7, Block 7; Lots 8 and 59, Block 9.

Also except right of way for State Route No. 14.

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