

NOTICE

The property that is the subject of this notice has been the subject of an independent cleanup by Reynolds Metals Company to comply with WAC 173-340, the Model Toxics Control Act ("MTCA") cleanup regulation. Diesel contaminated soils exceeding the 200 ppm cleanup standard were removed from the plant's on-site Above Ground 200,000 Gallon Fuel Oil Storage Tank. Notice is made to inform interested parties that some of the contamination greater than 200 ppm extends under the fuel oil storage tank and cannot be removed without removing the tank.

The undersigned, Reynolds Metals Company, is the fee owner of real property in the County of Cowlitz, State of Washington, hereafter referred to as the "Above Ground 200,000 Gallon Fuel Oil Storage Tank Property", being a portion of the property described in Deed Volume 264, page 539 (Fee No. 209738), which portion is described as follows:

Beginning at the intersection of the North line of the Weyerhaeuser Timber Company property, as described in Volume 122, Page 358, Cowlitz County Deed Records, with the Southwesterly right-of-way line of the Northern Pacific Railway Company*, et al, as described in Volume 167, Page 426, said point of beginning being marked by a concrete monument inscribed "W. T. 4" and is located 1883.45 feet South and 1242.18 feet East of a concrete monument inscribed "LB 395", set to mark the Northwest corner of Section 31, Township 8 North, Range 2 West, W. M., Cowlitz County, Washington; thence along the North line of said Weyerhaeuser Timber Company property West 926.34 feet to a Northwesterly corner of said property marked by a concrete monument inscribed "W. T. 3"; thence along the Westerly property line of said Weyerhaeuser Timber Company property South 40 degrees 55 minutes West 1324 feet; thence North 49 degrees 5 minutes West 2607 feet to the center of the Above Ground 200,000 Gallon Fuel Oil Storage Tank with said tank being circular with a diameter of 36 feet.

* now owned by Burlington Northern Railway Company

Reynolds Metals Company will comply with the following limitations, restrictions, and uses listed in Sections 1-4 below:

Section 1: Diesel contaminated soil exceeding the 200 ppm cleanup standard that is present under the Above Ground 200,000 Gallon Fuel Oil Storage Tank Property will be remediated consistent with WAC 173-340 if the tank is removed.

Section 2: Any activity of the Above Ground 200,000 Gallon Fuel Oil Storage Tank Property that may interfere with future remediation is prohibited. The entire area around the Above Ground 200,000 Gallon Fuel Oil Storage Tank Property has been covered with concrete and surrounded by concrete containment walls to contain any future diesel spill.

Section 3: The owner of the Above Ground 200,000 Gallon Fuel Oil Storage Tank Property must give written notice to the Dept. of Ecology, or to a successor agency, of the owner's intent to convey any interest in the Above Ground 200,000 Gallon Fuel Oil Storage Tank Property. No conveyance of title, easement, lease, or other interest in the Above Ground 200,000 Gallon Fuel Oil Storage Tank Property shall be consummated by the owner without adequate and complete provision for future cleanup action.

Section 4: The owner must notify and obtain approval from the Dept. of Ecology, or from a successor agency, prior to any use of the Above Ground 200,000 Gallon Fuel Oil Storage Tank Property that is inconsistent with the terms of this Notice

REYNOLDS METALS COMPANY

By: 

Title: VICE PRESIDENT, TREASURER

Date: MARCH 31, 1993

COMMONWEALTH OF VIRGINIA)
) ss
COUNTY OF HENRICO)

On this 31ST day of MARCH, 1993, before me personally appeared JULIAN H. TAYLOR, to me known to be the VICE PRESIDENT, TREASURER of 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 he was authorized to execute said instrument and that the seal affixed 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.



Bonnie C. Wood
Notary Public in and for the
Commonwealth of Virginia,
residing at RICHMOND, VA

My Commission expires: April 23, 1993

DARLENE F. DENOSIER
COWLITZ CO. AUDITOR

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REQUEST OF Reynolds
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