



2003 1099230 Clallam County

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AFTER RECORDING RETURN TO:

Donald L. Schwendiman
Rayonier Timberlands Operating Co.
3625 - 132nd Ave SE, Suite 200
Bellevue WA 98006-1323

RESTRICTIVE COVENANT

DOCUMENT TITLE(s):

1. Restrictive Covenant

REFERENCE NUMBER(s) OF DOCUMENTS ASSIGNED OR RELEASED

None

GRANTOR(s):

1. Rayonier Timberlands Operating Company L.P.

GRANTEE(s):

1. N/A

LEGAL DESCRIPTION:

PART OF THE SW ¼ OF THE SE ¼ OF SECTION 13, TOWNSHIP 31 NORTH, RANGE 14 WEST, W.M., CLALLAM COUNTY, WASHINGTON, MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTH ¼ CORNER OF SAID SECTION 13; THENCE N18°55'04"W A DISTANCE OF 410.32 FEET TO A ¾" IRON PIPE AS SHOWN ON SURVEY FILED IN VOLUME 37, PAGE 50 RECORDS OF CLALLAM COUNTY, WASHINGTON; THENCE N55°15'00"E A DISTANCE OF 257.03 FEET TO A ¾" IRON PIPE AS SHOWN ON SAID SURVEY; THENCE N27°42'00"E A DISTANCE OF 307.00 FEET TO A 1" PIPE AS SHOWN ON SAID SURVEY; THENCE N53°19'33"E A DISTANCE OF 538.49 FEET TO A ½" REBAR WITH PLASTIC CAP STAMPED LS 29269 AND THE TRUE POINT OF BEGINNING; THENCE N86°57'40"E A DISTANCE OF 57.31 FEET TO A ½" REBAR WITH PLASTIC CAP STAMPED LS 29269; THENCE N11°15'11"E A DISTANCE OF 77.20 FEET TO A ½" REBAR WITH PLASTIC CAP STAMPED LS 29269; THENCE S68°12'30"W A DISTANCE OF 96.80 FEET TO A ½" REBAR WITH PLASTIC CAP STAMPED LS 29269; THENCE S22°20'00"E A DISTANCE OF 46.29 FEET TO THE TRUE POINT OF BEGINNING.

ASSESSOR'S PROPERTY TAX PARCEL/ACCOUNT NUMBER(s):

143113-003000

Handwritten watermark: "COPY" and "143113-003000" diagonally across the page.

RESTRICTIVE COVENANT

RAYONIER TIMBERLANDS OPERATING COMPANY, L.P.

HOKO RIVER SITE

This Declaration of Restrictive Covenant is made pursuant to RCW 70.105D.030(1)(f) and (g) and WAC 173-340-440 by Rayonier Timberlands Operating Company, L.P., its successors and assigns (hereafter "RTOC"), and the State of Washington Department of Ecology, its successors and assigns (hereafter "Ecology").

An independent remedial action (hereafter "Remedial Action") occurred at the property that is the subject of this Restrictive Covenant. The Remedial Action conducted at the property is described in the following documents: Hoko Camp, Reconnaissance Sampling Results, January 4, 2001, by Landau Associates, and Independent Cleanup Action, Former Hoko Logging Camp, Sekiu, WA, by Landau Associates, October 22, 2001. These documents are on file at Ecology's SWRO.

This Restrictive Covenant is required because the Remedial Action resulted in residual concentrations of total petroleum hydrocarbons which exceed the Model Toxics Control Act Method A Residential Cleanup Level for soil established under WAC 173-340-704(1)(b).

RTOC is the fee owner of real property (hereafter "Property") in the County of Clallam, State of Washington, that is subject to this Restrictive Covenant. The Property is legally described in Attachment A of this Restrictive Covenant which is made a part hereof by reference.

RTOC makes the following declaration as to limitations, restrictions, and uses to which the Property may be put and specifies that such declarations shall constitute covenants to run with the land, as provided by law and shall be binding on all parties and all persons claiming under them, including all current and future owners of any portion of or interest in the Property (hereafter "Owner").

Section 1. Any activity on the Property that may result in the release or exposure to the environment of the contaminated soil that was contained as part of the Remedial Action, or create a new exposure pathway, is prohibited. Some examples of activities that are prohibited in the capped areas include: drilling, digging, placement of any objects or use of any equipment which deforms or stresses the surface beyond its load bearing capability, piercing the surface with a rod, spike or similar item, bulldozing or earthwork, cutting down or removal of fallen trees or other vegetative growth.

Section 2. Any activity on the Property that may interfere with the integrity of the Remedial Action and continued protection of human health and the environment is prohibited.

Section 3. Any activity on the Property that may result in the release or exposure to the environment of a hazardous substance that remains on the Property as part of the Remedial Action, or create a new exposure pathway, is prohibited without prior written approval from Ecology.

Section 4. The Owner of the property must give thirty (30) day advance written notice to Ecology of the Owner's intent to convey any interest in the Property. No conveyance of title, easement, lease, or other interest in the Property shall be consummated by the Owner without adequate and complete provision for continued monitoring, operation, and maintenance of the Remedial Action.

stated that he was authorized to execute this instrument and acknowledged it as the Assistant Secretary of Rayonier Timberlands Management Inc. to be the free and voluntary act of such party for the uses and purposes mentioned in the instrument.

Given under my hand and official seal this 21st day of January, 2002.



A handwritten signature in black ink, appearing to read "Michelle S. Verlander", written over a horizontal line.

Michelle S. Verlander
Notary Public in and for the
State of Washington
Residing at Kent
My appointment expires: 6/09/2004

"Unofficial Copy"

ATTACHMENT A

PART OF THE SW $\frac{1}{4}$ OF THE SE $\frac{1}{4}$ OF SECTION 13, TOWNSHIP 31 NORTH, RANGE 14 WEST, W.M., CLALLAM COUNTY, WASHINGTON, MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTH $\frac{1}{4}$ CORNER OF SAID SECTION 13; THENCE N18°55'04"W A DISTANCE OF 410.32 FEET TO A $\frac{3}{4}$ " IRON PIPE AS SHOWN ON SURVEY FILED IN VOLUME 37, PAGE 50 RECORDS OF CLALLAM COUNTY, WASHINGTON; THENCE N55°15'00"E A DISTANCE OF 257.03 FEET TO A $\frac{3}{4}$ " IRON PIPE AS SHOWN ON SAID SURVEY; THENCE N27°42'00"E A DISTANCE OF 307.00 FEET TO A 1" PIPE AS SHOWN ON SAID SURVEY; THENCE N53°19'33"E A DISTANCE OF 538.49 FEET TO A $\frac{1}{2}$ " REBAR WITH PLASTIC CAP STAMPED LS 29269 AND THE TRUE POINT OF BEGINNING; THENCE N86°57'40"E A DISTANCE OF 57.31 FEET TO A $\frac{1}{2}$ " REBAR WITH PLASTIC CAP STAMPED LS 29269; THENCE N11°15'11"E A DISTANCE OF 77.20 FEET TO A $\frac{1}{2}$ " REBAR WITH PLASTIC CAP STAMPED LS29269; THENCE S68°12'30"W A DISTANCE OF 96.80 FEET TO A $\frac{1}{2}$ " REBAR WITH PLASTIC CAP STAMPED LS 29269; THENCE S22°20'00"E A DISTANCE OF 46.29 FEET TO THE TRUE POINT OF BEGINNING.

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