



Electronic Copy

STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY
PO Box 47775 • Olympia, Washington 98504-7775 • 360-407-6300
Call 711 for Washington Relay Service • Persons with a speech disability can call 877-833-6341

September 23, 2020

David Wells
535 Park Street
Woodland, WA 98674

Re: Environmental Covenant Termination/Release Document

- **Site Name** Former Unocal Bulk Plant 0855
- **Site Address:** 333 6th Street, Woodland, Washington
- **Facility Site ID No.:** 1111
- **Cleanup Site ID No.:** 3790

Dear David Wells,

The public comment period on the Environmental Covenant (EC) Termination/Release (T/R) document was ended on August 16, 2020. The Department of Ecology (Ecology) did not receive any public comments.

Enclosed is the signed original EC T/R document. Please record this original document in the Cowlitz County Assessor's Office and get a copy of the recorded original. Please scan the recorded document and e-mail me a copy. The Cowlitz County will mail the recorded original to Ecology later.

If you have any questions regarding this process, please call me at (360) 999-9603.

Sincerely,

A handwritten signature in blue ink that reads "Balaraju".

Panjini Balaraju, P.E.
Toxics Cleanup Program
Southwest Regional Office

Enclosure: Signed, Original EC-T/R Document

By certified mail: 9489 0090 0027 6086 8813 24

cc: Ecology Site File

After Recording Return to:

Panjini Balaraju
Washington State Department of Ecology
Toxics Cleanup Program
Southwest Regional Office
PO Box 47775
Olympia, WA 98504-7775

TERMINATION & RELEASE OF RESTRICTIVE COVENANT

Grantor: State of Washington Department of Ecology

Grantee: Union Oil Company of California, a California corporation

Legal Description: Northeast quarter of the Southwest quarter of Section 24, Township 5 North Range 1 West of Willamette Meridian. Detailed Legal Description is presented below.

Parcel Number: 5-0680-010

Cross-References: Former Unocal Bulk Plant 0855 (Facility Site ID# 1111), 333 6th Street, Woodland, Washington
No Further Action Letter: August 18, 2015 (Enclosure B).
Original Restrictive Covenant No. 3160136 recorded in Cowlitz County on 09/23/2002 (Enclosure A).

Pursuant to the Model Toxics Control Act, Chapter 70.105D RCW (MTCA), the Uniform Environmental Covenants Act, RCW 64.70.100, and WAC 173-340-440, the State of Washington, Department of Ecology (Ecology) has determined, after public notice and comment, that the Environmental Covenant (here after "Covenant") filed of record in Cowlitz County under Auditor File Number 3160136 on September 23, 2002 between Union Oil Company of California and Ecology as Grantee or Holder of the Covenant over the property legally described as below is no longer necessary under the Model Toxics Control Act (MTCA) and its implementing regulations, Chapter 173-340 WAC in order to protect human health and the environment and the integrity of the remedial action. Ecology hereby consents to termination and release of the Covenant and relinquishes and quitclaims to David L Wells, any and all rights it may have that were created by the Covenant.

This document is not a settlement under MTCA. Ecology's signature below does not constitute a covenant not to sue or a compromise of Ecology's authority or rights other than those rights created by the Covenant itself.

The legal description of the property subject to the Covenant is as follows:

That certain real property situated in the County of Cowlitz, State of Washington, as follows:

A track of land in the Hans K. Craft Donation Land Claim and in the Northeast quarter of the Southwest quarter of Section 24, Township 5 North, Range 1 West of Willamette Meridian lying South of Goerigs Second Addition to Woodland and East of the East right of way line of the Northern Pacific Rail Road, more particularly described as follows to-wit;

BEGINNING at an iron pipe in the center of Sixth Street on the South boundary of Goerigs Second Addition to Woodland 410.0 feet South of a monument set at the intersection of the center lines of 6th Streets and Division Ave in Woodland:

thence West on the South boundary of Goerigs Second Addition 260 feet;

thence South 3° 12' East 200 feet along the East line of the Northern Pacific Rail Road right of way;

thence East 260.0 feet;

thence North 3° 12' West 200 feet to the point of beginning.

Tax Parcel No. 5-0680-010

Situated in the City of Woodland, County of Cowlitz, State of Washington.

Dated this 11th day of June, 2020.

STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

by: Marian L. Abbett
Marian L. Abbett, P.E.

Title: Acting Section Manager
Toxics Cleanup Program
Southwest Regional Office

STATE ACKNOWLEDGMENT

STATE OF WASHINGTON

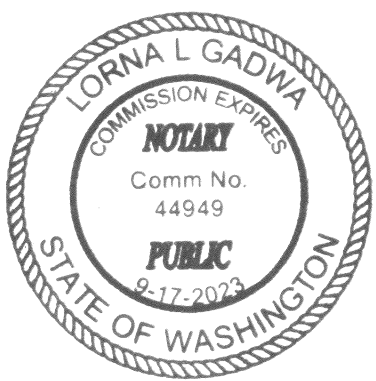
COUNTY OF Thurston

On this 17th day of September, 2020, I certify that Marian L. Abbett for Rebecca Lawson personally appeared before me, acknowledged that **he/she** is the Acting Section Manager of the state agency that executed the within and foregoing instrument, and signed said instrument by free and voluntary act and deed, for the uses and purposes therein mentioned, and on oath stated that **he/she** was authorized to execute said instrument for said corporation.

Lorna L. Gadwa
Notary Public in and for the State of

Washington, residing at Olympia WA

My appointment expires 9-17-2023



CONSENT TO TERMINATION & RELEASE OF COVENANT

The undersigned _____ hereby consents to the release and termination of the above-described Environmental Covenant.

David L Wells

(Signature)

By: _____
(Printed Name)

Title: _____

Dated: _____

REPRESENTATIVE ACKNOWLEDGEMENT

STATE OF WASHINGTON

COUNTY OF _____

On this _____ day of _____, 2020, I certify that _____ personally appeared before me, acknowledged that **he/she** signed this instrument, on oath stated that **he/she** was authorized to execute this instrument, and acknowledged it as the _____ [type of authority] of _____ [name of party being represented] to be the free and voluntary act and deed of such party for the uses and purposes mentioned in the instrument.

Notary Public in and for the State of

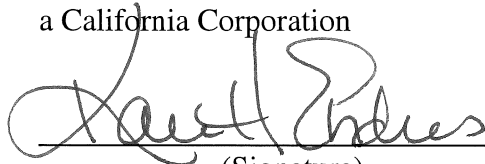
Washington, residing at _____

My appointment expires _____.

CONSENT TO TERMINATION & RELEASE OF COVENANT

The undersigned, **Kari H. Endries, Vice President and Secretary**, hereby consents to the release and termination of the above-described Environmental Covenant.

UNION OIL COMPANY OF CALIFORNIA
a California Corporation



(Signature)

By: Kari H. Endries
(Printed Name)

Title: Vice President and Secretary

Dated: June 11, 2020

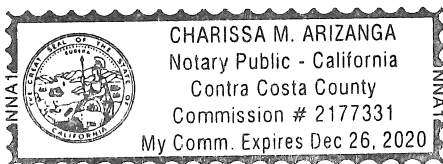
CALIFORNIA ACKNOWLEDGMENT

CIVIL CODE § 1189

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

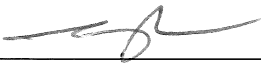
COUNTY OF CONTRA COSTA

On June 11, 2020 before me, Charissa M. Arizanga, Notary Public, personally appeared Kari H. Endries, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature 
Signature of Notary Public