Aerial Chemical Forest Practices
Application/Notification
Office Checklist Page 1
Northwest Region

FPA/N #: 2818556
Received Date: 5/5/2022
Comments Due Date: 5/19/2022
Decision Due Date: 6/4/2022
FP Forster: SKY30
Shutdown Zone: 658

<table>
<thead>
<tr>
<th>FPA/N CLASSIFICATION</th>
<th>CHEMICAL TYPE:</th>
<th>SPI</th>
<th>Project Name:</th>
<th>Hatfield Spray</th>
</tr>
</thead>
<tbody>
<tr>
<td>☒ Class III</td>
<td>☒ Pesticides/Herbicides</td>
<td></td>
<td></td>
<td>WAU: Skykomish River</td>
</tr>
<tr>
<td>□ Class IV-S</td>
<td></td>
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<td>WAU:</td>
</tr>
<tr>
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<td></td>
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<td></td>
<td>WAU:</td>
</tr>
</tbody>
</table>

Legal: Snohomish (#7)
Legal: 10,15-27-BE

County: Snohomish
Acres to be Treated: 85

ALTERNATIVE PRESCRIPTIONS
□ Alternate Plan
□ Columbia River Gorge National Scenic Area
□ Watershed Analysis:

RESOURCE REVIEW
□ Hydric Soils
□ Wetland Type □ A □ B □ F □ X □ Forested
□ Wetland Buffers
□ Stream Type □ S □ F □ X □ N
□ Stream Buffers
□ Group A or B Spring Water System
□ Group A or B Surface Water System
□ Hatchery: ________________ □ ½ mile □ 1 mile
□ Habitat Conservation Plan □ HCP Crosswalk(s)
□ Landowner Option Plan for Northern Spotted Owl
□ Cooperative Habitat Enhancement Agreement
□ Groundwater Sensitive Area
□ Over 240 Contiguous Acres
□ Within 100' of Agricultural Land
□ Within 200' of Residence
□ WHNP Rare Species
□ Bull Trout Overlay
□ HCP Bull Trout Population
□ Water Verification

ASSOCIATED NON-SCANNED DOCUMENTS – On file with the FPA/N at the Region office.
□ SEPA Checklist/Documents

ASSOCIATED SCANNED DOCUMENTS
□ Qualified Expert Report | Type: ________________
□ Water Classification Worksheet
□ Watershed Analysis Worksheet

ADDITIONAL COMMENTS:
Ashley Kees - DFW

□ ICN □ SWO □ NTC # ____________ ☒ Previous FPA # 2817484

Form completed by as/bh

JULY 2019 VERSION
For DNR Region Office Use Only

<table>
<thead>
<tr>
<th>FPA/N #:</th>
<th>2818556</th>
</tr>
</thead>
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<tr>
<td>Region:</td>
<td>NW</td>
</tr>
<tr>
<td>Received Date:</td>
<td>5/5/2022</td>
</tr>
</tbody>
</table>

Project Name: Hatfield

Forest Practices Application/Notification
For Aerial Chemicals

PLEASE USE THE INSTRUCTIONS TO COMPLETE THIS APPLICATION.

1. **Landowner, Timber Owner and Operator**

<table>
<thead>
<tr>
<th>Legal Name of LANDOWNER</th>
<th>Legal Name of TIMBER OWNER</th>
<th>Legal Name of OPERATOR</th>
</tr>
</thead>
<tbody>
<tr>
<td>Sierra Pacific Industries</td>
<td>☒ Same as Landowner</td>
<td>☒ Same as Landowner</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Mailing Address:</th>
<th>Mailing Address:</th>
<th>Mailing Address:</th>
</tr>
</thead>
<tbody>
<tr>
<td>14353 McFarland Rd</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>City, State, Zip:</th>
<th>City, State, Zip:</th>
<th>City, State, Zip:</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mt. Vernon, WA 98273</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Phone:</th>
<th>Phone:</th>
<th>Phone:</th>
</tr>
</thead>
<tbody>
<tr>
<td>(360) 424-7619</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Email:</th>
<th>Email:</th>
<th>Email:</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

2. **Contact Person**

<table>
<thead>
<tr>
<th>Contact Person:</th>
<th>Phone:</th>
<th>Email:</th>
</tr>
</thead>
<tbody>
<tr>
<td>Greg Black</td>
<td>360-488-4960</td>
<td><a href="mailto:gblack@spi-id.com">gblack@spi-id.com</a></td>
</tr>
</tbody>
</table>

3. Are you substituting prescriptions from an approved state or federal conservation agreement or Watershed Analysis?

[ ] No  [ ] Yes  Write ‘HCP’ or ‘Using Prescriptions’ in tables that apply. Attach or reference prescriptions and/or crosswalks form on file at the Region office.

4. **Complete the following property description:**

<table>
<thead>
<tr>
<th>Unit Number</th>
<th>Acres</th>
<th>Section</th>
<th>Township</th>
<th>Range</th>
<th>E/N</th>
<th>County</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>85</td>
<td>10,15</td>
<td>27</td>
<td>8</td>
<td>E</td>
<td>Snohomish</td>
</tr>
</tbody>
</table>

---

January 2020 - Aerial Chemical FPA
### 5. Chemical Information – Show all buffers on your Activity Map**

<table>
<thead>
<tr>
<th>Unit Number</th>
<th>Acres Treated</th>
<th>*Active Ingredient</th>
<th>*List associated EPA Number by Active Ingredient</th>
<th>Are you spraying within:</th>
<th>Site Prep (Anticipated year)</th>
<th>Spring Conifer Release (Anticipated year)</th>
<th>Fall Conifer Release (Anticipated year)</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>85</td>
<td>Glyphosate 5.4</td>
<td>81927-8</td>
<td>No, No, Yes</td>
<td>2022</td>
<td></td>
<td></td>
</tr>
<tr>
<td>1</td>
<td>85</td>
<td>Sulfometuron/Metsulfuron</td>
<td>432-1557</td>
<td>No, No, Yes</td>
<td>2022</td>
<td></td>
<td></td>
</tr>
<tr>
<td>1</td>
<td>85</td>
<td>Imazapyr</td>
<td>81927-24</td>
<td>No, No, Yes</td>
<td>2022</td>
<td></td>
<td></td>
</tr>
<tr>
<td>1</td>
<td>85</td>
<td>Drift Red/Depo Aid</td>
<td>2935-11001</td>
<td>No, No, Yes</td>
<td>2022</td>
<td></td>
<td></td>
</tr>
<tr>
<td>1</td>
<td>85</td>
<td>Methylated Seed Oil</td>
<td>2935-03001</td>
<td>No, No, Yes</td>
<td>2022</td>
<td></td>
<td></td>
</tr>
<tr>
<td>1</td>
<td>85</td>
<td>Glyphosate 5.4</td>
<td>228-365</td>
<td>No, No, Yes</td>
<td>2022</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

*Most active ingredients are sold under multiple brand names. Each brand has a different EPA number. One brand of each active ingredient is generally used at a time and brands may be substituted if listed above.

**Additional information may be added on separate pages as needed.
6. Is this proposal (answer every question):
   a. ☒ No ☐ Yes Within the city limits or an urban growth area? If yes, include SEPA Environmental Checklist, or SEPA Determination, or approved 10-year management plan.
   b. ☒ No ☐ Yes Within a public park? If yes, include SEPA Environmental Checklist or SEPA Determination. Park name: ________________________________
   c. ☒ No ☐ Yes Within 500 feet of a public park? Park name: ________________________________
   d. ☒ No ☐ Yes An Alternate Plan? If yes, include a copy of the Alternate Plan.
   e. ☒ No ☐ Yes Using a chemical that is not registered or for a use that is not allowed under the label? If yes, include a copy of your Experimental Use Permit and a SEPA Environmental Checklist.
   f. ☒ No ☐ Yes Applying a pesticide in a Type A or Type B Wetland? If yes, include a SEPA Environmental Checklist or SEPA Determination.

7. Are you spraying 240 or more contiguous acres?
   ☒ No ☐ Yes If yes, include a SEPA Environmental Checklist or SEPA Determination.

8. Have you reviewed this forest practices activity area to determine whether it may involve historic sites and/or Native American cultural resources? Read the instructions before answering this question.
   ☐ No ☒ Yes If you made any contacts, please provide information in Question 9.

9. Additional Information (attach additional pages if necessary):
10. We acknowledge the following:

- The information on this application/notification is true.
- We understand this proposed forest practice is subject to:
  - The Forest Practices Act and Rules AND
  - All other federal, state or local regulations.
- Compliance with the Forest Practices Act and Rules does not ensure compliance with the Endangered Species Act or other federal, state or local laws.
- We understand that applying chemicals is not an activity included as part of the DNR's Incidental Take Permit for aquatic species.
- Inadvertent Discovery – Chapters 27.44, 27.53, 68.50 and 68.60 RCW
  - If you find or suspect you have found an archaeological object or Native American cairn, grave, or glyptic record, immediately cease disturbance activity, protect the area and promptly contact the Department of Archaeology and Historic Preservation at 360-586-3077.
  - If you find or suspect you have found human skeletal remains, immediately cease disturbance activity, protect the area, and contact the County Coroner or Medical Examiner and local law enforcement as soon as possible. Failure to report human remains is a misdemeanor.

The landowner understands that by signing and submitting this FPA, he/she is authorizing the Department of Natural Resources to enter the property in order to review the proposal, inspect aerial chemical operations, and monitor compliance for up to three years after its expiration date. RCW 76.09.150

<table>
<thead>
<tr>
<th>Signature of Legal LANDOWNER</th>
<th>Signature of Legal TIMBER OWNER* (If different than landowner)</th>
<th>Signature of Legal OPERATOR (If different than landowner)</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Print Name:</td>
<td>Print Name:</td>
</tr>
<tr>
<td></td>
<td>Date:</td>
<td>Date:</td>
</tr>
</tbody>
</table>

5/5/2022

*NOTE: If you are a “Perpetual Timber Rights Owner,” and are submitting this without the Landowner’s Signature, provide written evidence the landowner has been notified.

Please make a copy of this FPA/N for your records.
Forest Practices Application/Notification

Notice of Decision

Decision

☐ Notification Accepted  Operations shall not begin before the effective date.

☒ Approved  This Forest Practices Application is subject to the conditions listed below.

☐ Disapproved  This Forest Practices Application is disapproved for the reasons listed below.

☐ Closed  Applicant has withdrawn the FPA/N.

FPA/N Classification

☐ Class II  ☒ Class III  ☐ Class IVG  ☐ Class IVS

Number of Years Granted on Multi-Year Request

☐ 4 years  ☐ 5 years

Conditions on Approval/Reasons for Disapproval

Notify the Department of Natural Resources at least 48 business hours before beginning operations of each unit to be sprayed. Call (360) 856-3500 for Forest Practices and the Skykomish Forest Practice Forester and provide the application number and legal description of your operation.

FOR YOUR INFORMATION:
Aerial chemical application areas need to be posted by the landowner by signing at significant points of regular access at least 5 days prior to treatment. Posting shall remain at least 15 days after the spraying is complete.

Issued By:  Steven Huang

Region:  Northwest

Title:  Skykomish Forest Practice Forester

Date:  5/25/2022

Copies to:  ☒ Landowner, Timber Owner and Operator

Issued in person:  ☐ Landowner ☐ Timber Owner ☐ Operator

By:  

April 2020 - Notice of Decision
**Appeal Information**

You have thirty (30) days to file (i.e., actually deliver) an appeal in writing of this Decision and any related State Environmental Policy Act (SEPA) determinations to the Pollution Control Hearings Board, the Attorney General's Office, and the Department of Natural Resources' region office. See RCW 76.09.205. The appeal period starts when the applicant receives this decision, which usually happens electronically on the date indicated below.

**You must file your appeal at all three addresses below:**

<table>
<thead>
<tr>
<th>Pollution Control Hearings Board</th>
<th>Office of the Attorney General Natural Resources Division</th>
<th>Department Of Natural Resources Northwest Region</th>
</tr>
</thead>
<tbody>
<tr>
<td>Physical Address</td>
<td>Physical Address</td>
<td>919 N Township Street</td>
</tr>
<tr>
<td>1111 Israel Road, SW</td>
<td>1125 Washington Street, SE</td>
<td>Sedro-Woolley, WA 98284</td>
</tr>
<tr>
<td>Suite 301, Tumwater, WA</td>
<td>Olympia, WA 98504</td>
<td></td>
</tr>
<tr>
<td>Mailing address</td>
<td>Mailing Address</td>
<td></td>
</tr>
<tr>
<td>Post Office Box 40903</td>
<td>Post Office Box 40100</td>
<td></td>
</tr>
<tr>
<td>Olympia, WA 98504-0903</td>
<td>Olympia, WA 98504-0100</td>
<td></td>
</tr>
</tbody>
</table>

Information regarding the Pollution Control Hearings Board can be found at: [http://www.eluho.wa.gov/](http://www.eluho.wa.gov/)

**Other Applicable Laws**

Operating as described in this application/notification does not ensure compliance with the Endangered Species Act, or other federal, state, or local laws.

**Transfer of Forest Practices Application/Notification (WAC 222-20-010)**

Use the “Notice of Transfer of Approved Forest Practices Application/Notification” form. This form is available at region offices and on the Forest Practices website: [http://www.dnr.wa.gov/businesspermits/forestpractices](http://www.dnr.wa.gov/businesspermits/forestpractices). Notify DNR of new Operators within 48 hours.

**Continuing Forestland Obligations (RCW 76.09.060, RCW 76.09.070, RCW 76.09.390, and WAC 222-20-055)**

Obligations include reforestation, road maintenance and abandonment plans, conversions of forestland to non-forestry use and/or harvest strategies on perennial non-fish habitat (Type Np) waters in Eastern Washington.

Before the sale or transfer of land or perpetual timber rights subject to continuing forest and obligations, the seller must notify the buyer of such an obligation on a form titled "Notice of Continuing Forest Land Obligation". The seller and buyer must both sign the “Notice of Continuing Forest Land Obligation” form and send it to the DNR Region Office for retention. This form is available at DNR region offices.

If the seller fails to notify the buyer about the continuing forestland obligation, the seller must pay the buyer's costs related to continuing forestland obligations, including all legal costs and reasonable attorneys' fees incurred by the buyer in enforcing the continuing forestland obligation against the seller.

Failure by the seller to send the required notice to DNR at the time of sale will be prima facie evidence in an action by the buyer against the seller for costs related to the continuing forestland obligation prior to sale.

**DNR affidavit of mailing:**

On this day **5/26/2022**, I placed in the United States mail at **Sedro-Woolley**, WA, postage paid, a true and accurate copy of this document. Notice of Decision FPA #**2818556**

Ada Schmidt

(Printed Name)

(Signature)

April 2020 - Notice of Decision
Request to Amend
Forest Practices Application/Notification

DNR’s Decision

Decision
☑ Approved  This request for an amendment is approved and subject to the conditions listed below
☐ Disapproved  This request for an amendment is disapproved for the reasons listed below

Conditions on Approval/Reasons for Disapproval

NOTE-
• Alligare Rotary 2SL EPA #81927-6 is listed on the amendment to be used in place of Imazapyr 81927-24 found on the original FPA. 81927-24 is unavailable due to supply issues. 81927-6 is available in the quantity we prefer and uses the same active ingredients that are legal in Washington state for our uses.
• RNA Timber MSO WA Reg #994060-21001 is on the amendment list to be used in place of Methylated Seed Oil #2935-03001 because the latter is unavailable. They are registered for the same purposes, just by different companies.
• Crosshair WA Reg #2935-11001 is on the amendment list to be used in place of Drift Red/Depo Aid 2935-11001. They are the same chemical, listed under different names.

Appeal Information (RCW 76.09.090(3), WAC 222-46-030(4), and WAC 332-08-215(3))

The Landowner, Timber Owner, or Operator has 15 calendar days from the Date of Service to request a Brief Adjudicative Proceeding for this amendment which is a Notice to Comply for an authorized deviation. Appeal requests must:
• Be in writing
• Include signature(s)
• Include the factual basis for the appeal and the issue to be adjudicated
• Sent to the Region Office at 919 N Township Street, Sedro-Woolley, WA 98284
• With a copy sent to the Department of Natural Resources, Forest Practices Division, PO Box 47012, Olympia, WA 98504-7012

Megan Pike

Issued By: ___________________________  Title: FPF NK30

Copies Sent To: Landowner (via US Mail), Timber Owner (via US Mail), Operator (via US Mail), WDFW, ECY, Affected Indian Tribes, LGE, other FPARM, FPCOORD, FPDM, NK30, SKY30, SNOCO, DOR, Tulalip...
DNR affidavit of mailing:

On this day 07/27/2022, I placed in the United States mail at Sedro-Woolley, WA, (post office location)
postage paid, a true and accurate copy of this Amendment Request Notice of Decision for FPA # 2818556

Adriana Cappello (Printed name) (Signature)
Use this to request an amendment to an approved Western Washington, Eastern Washington, or Aerial Chemical Applications/Notifications.

**Type or Print in Ink:**

1. **Landowner, Timber Owner, and Operator information**

<table>
<thead>
<tr>
<th>Legal Name of LANDOWNER</th>
<th>Legal Name of TIMBER OWNER</th>
<th>Legal Name of OPERATOR</th>
</tr>
</thead>
<tbody>
<tr>
<td>Sierra Pacific Land &amp; Timber Co</td>
<td>Sierra Pacific Land &amp; Timber Co</td>
<td>Sierra Pacific Land &amp; Timber Co</td>
</tr>
<tr>
<td>Mailing Address: 14353 McFarland Rd</td>
<td>Mailing Address:</td>
<td>Mailing Address:</td>
</tr>
<tr>
<td>City, State, Zip</td>
<td>City, State, Zip</td>
<td>City, State, Zip</td>
</tr>
<tr>
<td>Mt. Vernon, WA 98273</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Phone (360) 424-7619</td>
<td>Phone ( )</td>
<td>Phone ( )</td>
</tr>
<tr>
<td>Email:</td>
<td>Email:</td>
<td>Email:</td>
</tr>
</tbody>
</table>

2. **Approved FPA/N Number** 2818556

3. **Describe the proposed amendment to the original FPA/N. You can attach revised pages of an FPA/N, or give specific details. Include a new Activity Map if you are proposing any changes to the original.**

Herbicides added to Aerial Spray FPA:
- Alligare 2SL EPA# 81927-6
- RNA Timber MSO WA Reg# 994060-21001
- Crosshair WA Reg# 2935-11001

Removed as per written request of proponent (see attached email dated July 18, 2022)

4. **I affirm that the information contained herein is true, and understand that this proposed forest practice is subject to the Forest Practices Act and Rules, as well as all other federal, state or local regulations. Compliance with the Forest Practices Act and Rules does not ensure compliance with the Endangered Species Act or other federal, state or local laws. I understand this amendment is a request for a Notice to Comply for an authorized deviation as described in WAC 222-20-060.**

5. **Signature**

   Landowner's Signature

   Date 7/13/22
Good afternoon,

I am reaching out regarding FPA Chemical Amendments that I have recently submitted for the following FPA #: 2818564, 2818563, 2818559, 2818557, 2818614, 2818613, 2818561, 2818560, 2818558, 2818562, 2818556.

Each of the FPAs above received the same amendments. As a result, each has the same listed original chemical list and amended list. Here are the reasons for the amendments, most being a result of supply issues.

- Alligare 2,4-D LV-6 EPA #81927-39 should not have been added to the amendment. It is not being used for our site-prep purposes and can be removed from the list.
- Alligare Rotary 2S EPA #81927-6 is listed on the amendment to be used in place of Imazapyr 81927-24 found on the original FPA. 81927-24 is unavailable due to supply issues. 81927-6 is available in the quantity we prefer and uses the same active ingredients that are legal in Washington state for our uses.
- RNA Timber MSO WA Reg #994060-21001 is on the amendment list to be used in place of Methylated Seed Oil #2935-03001 because the latter is unavailable. They are registered for the same purposes, just by different companies.
- Crosshair WA Reg #2935-11001 is on the amendment list to be used in place of Drift Red/Depo Aid 2935-11001. They are the same chemical, listed under different names.

Thank you for all your help and let me know if you have any questions,

Jordan K. Williams
Sierra Pacific Ind.
# Forest Practices Application/Notification

**NOTICE OF TRANSFER**

I/we transfer my/our rights, privileges, and obligations under this approved Forest Practices Application or Notification. I/we affirm that the information contained below is true and agree to comply with the rules authorized by the Forest Practices Act and be bound by all conditions on the approved application or notification.

**FPA/N Number:** 2818556  
**Section(s):** 10, 15  
**Township:** 27  
**Range:** 8

**Original Landowner (Signature):**

**Original Landowner (Printed):** Sierra Pacific Land & Timber

**Date:** 7/24/22

**New Operator** – Complete this section only if you are:

- [ ] Changing an operator for:  
  - Road construction
  - Timber harvest
  - Aerial spray

**Legal Name of New Operator:** (Print)  
**Mailing Address:**  
3300 South Parker Road,  
Suite 500  
Aurora, CO 80014 U.S.A.

**Phone:** (720) 306-6340  
**Email:** LArmstrong@wilburellis.com

**New Operator Signature:**  
**Date:** 7/26/22

**New Landowner** – Complete this section only if you are transferring your FPA to a new landowner

- [ ] No  
- [ ] Yes  
  Are you a small forest landowner per RCW 76.09.450 (if yes, continue to question below)

- [ ] No  
- [ ] Yes  
  Is your entire proposed harvest area on a single contiguous ownership consisting of one or more parcel(s)?

**Legal Name of New Landowner:** (Print)  
**Mailing Address:**

**Phone:**

**Email:**

**New Landowner Signature:**  
**Date:**

**New Timber Owner** – Complete this section only if you are transferring your timber rights

**Legal Name of Timber Owner:** (Print)  
**Mailing Address:**

**Phone:**

**Email:**

**Forest Tax Reporting Account Number:** (Contact Dept. of Revenue at: 1-800-548-8829)

**New Timber Owner Signature:**  
**Date:**

☐ Received by:  
(DNR Forest Practices Staff Signature) 11/01/2017

**Date:** 2/24/22