

After Recording Return
Original Signed Release to:
THOMAS MIDDLETON
WASHINGTON STATE DEPARTMENT OF ECOLOGY
SOUTHWEST REGIONAL OFFICE
PO BOX 47775
OLYMPIA, WA 98504-7775

TERMINATION AND RELEASE OF ENVIRONMENTAL COVENANT

Grantor: State of Washington, Department of Ecology
Grantee: GRAYS HARBOR HISTORICAL SEAPORT AUTHORITY
Brief Legal Description: AB TIDELANDS LOTS 1 & 2 TGW 1/2 VAC ST ADJ & LOTS 3 & 4 TR 11
Cleanup Site ID: 4987
Facility/Site ID: 1126
Tax Parcel Nos.: 029901100100
Cross-Reference: 980406028

Pursuant to the Model Toxics Control Act (MTCA), Chapter 70.105D RCW; the Uniform Environmental Covenants Act, RCW 64.70.100; and WAC 173-340-440, the Washington State Department of Ecology (Ecology) has determined, after public notice and comment, that the Environmental Covenant (hereafter "Covenant") filed of record in Grays Harbor County under Auditor File Number 980406028 on APRIL 3, 1998 between WEYERHAEUSER COMPANY as Grantor(s) and Ecology as Grantee or Holder of the Covenant over the property legally described below was not placed on the correct tax parcel and therefore, under MTCA and its implementing regulations, Chapter 173-340 WAC, not adequate 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 GRAYS HARBOR HISTORICAL SEAPORT AUTHORITY 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:

Tax Parcel Number 029901100100 - AB TIDELANDS LOTS 1 & 2 TGW 1/2 VAC ST ADJ & LOTS 3 & 4 TR 11

Dated this ____ day of _____, 20__.

STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

Rebecca S Lawson, P.E., LHG
Section Manager
Toxics Cleanup Program
Southwest Regional Office

STATE ACKNOWLEDGMENT

STATE OF _____

COUNTY OF _____

On this _____ day of _____, 20____, I certify that _____ personally appeared before me, acknowledged that **he/she** is the _____ 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.

Notary Public in and for the State of Washington

Residing at _____

My appointment expires _____

CONSENT TO TERMINATION AND RELEASE OF COVENANT

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



Brandi Bednarik
Executive Director
Grays Harbor Historical Seaport Authority

Dated: 1-7-19

INDIVIDUAL ACKNOWLEDGMENT

STATE OF Washington
COUNTY OF Grays Harbor

On this 7 day of January, 2019 I certify that Brandi Bednarik personally appeared before me, acknowledged that **he/she** is the individual described herein and who executed the within and foregoing instrument and signed the same at **his/her** free and voluntary act and deed for the uses and purposes therein mentioned.

NAOMI AVALOS
NOTARY PUBLIC
STATE OF WASHINGTON
My Commission Expires June 25, 2021

Naomi Avalos
Notary Public in and for the State of Washington ¹
Residing at Aberdeen
My appointment expires 6-25-21

¹ Where landowner is located out of state, replace with appropriate out-of-state title and location.