

PART III – List of Documents, Exhibits and Other Attachments

Section J

Appendix K

**ADVANCE AGREEMENT ON ALLOWABLE COSTS ASSOCIATED WITH THE
TRANSFER OF REAL PROPERTY**

Section J – Appendix K

Advance Agreement on Allowable Costs Associated with the Transfer of Real Property

Battelle Memorial Institute (“Battelle”) is selling real property interests, consisting of both land and improvements, in Richland and Sequim Washington, as described on Exhibit A (the “Property”) to the United States of America, acting by and through the U.S. Department of Energy (the “DOE”), under separate agreements. The Parties agree that this Advance Agreement is only related to costs that may arise following the transfer of real property interests DOE purchases from Battelle as described in Exhibit A and associated with any potential liabilities arising out of or relating to those real property interests. The Parties agree that this Advance Agreement does not relate to costs associated with any potential liabilities arising out of or relating to real property interests that DOE does not purchase from Battelle, for whatever reason.

The Parties agree that any costs associated with claims or response actions that arise from any environmental contamination, including without limitation any release or disposal of a hazardous substance of any kind or nature, on any portion of the Property undiscovered as of the date of transfer of such portion of the Property shall be considered an allowable and reimbursable cost under DOE Contract Number DE-AC07-76RL01830 (“Contract”) unless it is shown by clear and convincing evidence that the release or disposal of the environmental contamination arose solely from Battelle’s activities performed outside the scope of work for the Contract.

The Parties further agree that the costs of such claims and response actions, if determined by the above standard to be allowable costs under the Contract, are reimbursable under the “Payments and Advances” clause, and in addition, separately cognizable for payment by the DOE to Battelle under the Contract’s “Insurance--Litigation and Claims” (“ILC”) clause as third party claims within the meaning of Subparagraph (d)(2) of that clause and without regard to (f)(1)(iii)(c) of the ILC clause. DOE's liability under this advance agreement is subject to the availability of appropriated funds. Nothing in this Advance Agreement shall be construed as implying that the Congress will, at a later date, appropriate funds sufficient to meet deficiencies. Nothing in this Advanced Agreement alters the respective rights and responsibilities of the Parties with respect to environmental contamination on the Battelle Property Interests discovered as of the date of this Advanced Agreement which shall be addressed under the current terms of the Contract.

The Parties specifically agree that the terms of this Advanced Agreement shall continue to be in force and shall survive the termination or expiration of the Contract, including any close out of obligations thereunder, unless specifically provided otherwise by express written agreement of the Parties.

BATTELLE MEMORIAL INSTITUTE

UNITED STATES OF AMERICA, acting by
and through the DEPARTMENT OF ENERGY

By: 

By: 

Name: Russell P. Austin
~~Battelle Memorial Institute~~
Senior Vice President,
General Counsel and Secretary

Name: Ryan M. Kilbury

Title: _____

Title: Contracting Officer

EXHIBIT A

Richland Parcel Map

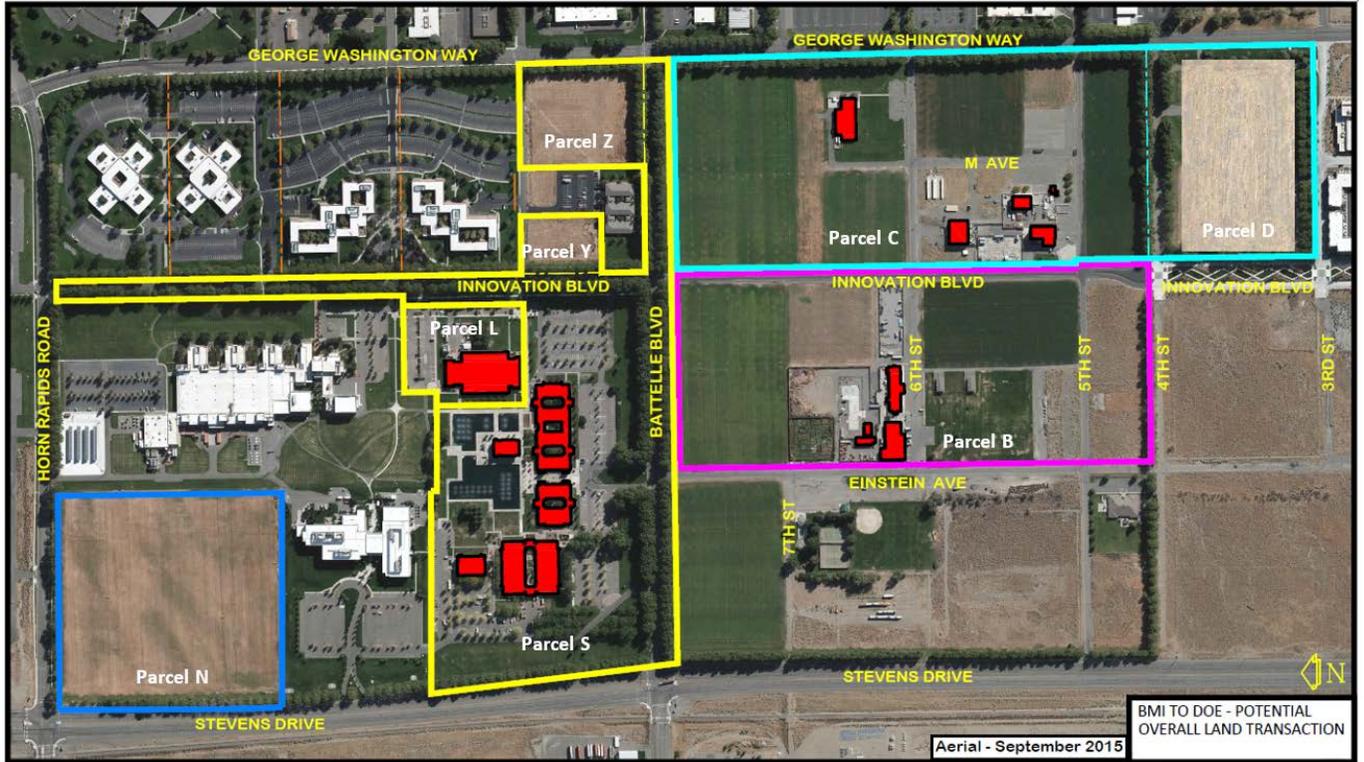


Figure 1- Richland, WA Parcels

Richland Legal Descriptions

Parcel B (39.35 Acres)

- Property ID# 308408
- Geographic ID# 123082000001014
- THAT PORTION OF THE NORTHWEST QUARTER OF SECTION 23, TOWNSHIP 10 NORTH, RANGE 28 EAST OF THE WILLAMETTE MERIDIAN, DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF THE NORTHWEST QUARTER OF SAID SECTION 23; THENCE S 89°38'43"W ALONG THE NORTH LINE THEREOF, 949.68 FEET; THENCE CONTINUING S 89°38' 43", 834.23 FEET; THENCE S 00°56'30"E, 70.00 FEET TO THE TRUE POINT OF BEGINNING; THENCE N 89°38'43"E, 834.04 FEET PARALLEL WITH THE NORTH LINE OF SAID NORTHWEST QUARTER; THENCE S 00°47'22"E, 1724.48 FEET; THENCE N 89°09'45"E, 21.53 FEET; THENCE S 00°51'14"E, 326.40 FEET ALONG THE NORTHERLY PROJECTION OF THE EAST LINE OF LOT 1, SHORT PLAT 3411 TO THE NORTHEAST CORNER OF SAID LOT 1; THENCE S 89°17'32"W, 850.91 FEET ALONG SAID NORTH LINE TO THE SOUTHEAST CORNER OF LOT 1,

SHORT PLAT NO. 2561; THENCE N 00°50'27"W, 264.22 FEET TO THE
NORTHEAST CORNER OF SAID LOT 1; THENCE N 00°56'30"W, 1791.76 FEET TO
THE TRUE POINT OF BEGINNING.

CONTAINING 39.35 ACRES

SUBJECT TO EASEMENTS, RESTRICTIONS AND RESERVATIONS OF RECORD.

Parcel C (43.48 Acres)

- Property ID# 308409
- Geographic ID# 123082000001015
- THAT PORTION OF THE NORTHWEST QUARTER OF SECTION 23, TOWNSHIP 10 NORTH, RANGE 28 EAST OF THE WILLAMETTE MERIDIAN, DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF THE NORTHWEST
QUARTER OF SAID SECTION 23; THENCE S 89°38'43"W ALONG THE NORTH
LINE THEREOF, 949.68 FEET; THENCE S 00°47'22"E, E, 70.00 FEET TO THE
TRUE POINT OF BEGINNING; THENCE N 89°38'43"E, 917.18 FEET PARALLEL
WITH THE NORTH LINE OF SAID NORTHWEST QUARTER TO THE WESTERLY
RIGHT-OF-WAY OF GEORGE WASHINGTON WAY; THENCE S 01°24'40"E,
2045.36 FEET ALONG SAID RIGHT-OF-WAY TO THE INTERSECTION OF SAID
RIGHT-OF-WAY WITH A LINE BEING THE EASTERLY PROJECTION OF THE
NORTH LINE OF LOT 1 SHORT PLAT NO. 3411; THENCE S 89°17'39"W, 917.45
FEET ALONG SAID LINE TO THE MOST NORTHERLY CORNER OF SAID LOT 1;
THENCE N 00°51'14"W, 326.40 FEET ALONG THE NORTHERLY PROJECTION
OF THE EAST LINE OF SAID LOT 1; THENCE S 89°09'45"W, 21.53 FEET;
THENCE N 00°47'22"W, 1724.48 FEET TO THE TRUE POINT OF BEGINNING.

CONTAINING 43.48 ACRES

SUBJECT TO EASEMENTS, RESTRICTIONS AND RESERVATIONS OF RECORD.

Parcel D (15.18 Acres)

- Property ID# 50999
- Geographic ID# 123082000003000
- THAT PORTION OF THE EAST HALF OF SECTION 23, TOWNSHIP 10 NORTH, RANGE 28 EAST OF THE WILLAMETTE MERIDIAN, DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF THE EAST HALF OF SAID SECTION 23; THENCE S 01°25'38"E, 2115.18 FEET ALONG THE EAST LINE OF SAID NORTHWEST QUARTER; THENCE S 89°17'39"W 33.85 FEET TO A POINT ON THE WESTERLY RIGHT OF WAY OF GEORGE WASHINGTON WAY AND THE TRUE POINT OF BEGINNING; (SAID POINT ALSO BEING THE EASTERLY PROJECTION OF THE NORTH LINE OF LOT 1, SHORT PLAT 3411, ACCORDING TO THE SURVEY THEREOF, RECORDED IN VOLUME 1 OF SHORT PLATS, PAGE 3411, RECORDS OF BENTON COUNTY, WASHINGTON) THENCE CONTINUING S 89°17'39"W, 917.45 FEET TO THE MOST NORTHERLY CORNER OF LOT 1 OF SAID SHORT PLAT NO. 3411; THENCE S 00°51'14"E, 719.47 FEET ALONG THE EASTERLY LINE OF SAID LOT 1 TO AN ANGLE POINT IN SAID LOT 1; THENCE CONTINUING ALONG SAID LOT 1, N 89°12'31"E, 924.43 FEET TO THE WESTERLY RIGHT-OF-WAY OF GEORGE WASHINGTON WAY; THENCE N 01°24'40"W, 718.14 FEET ALONG SAID RIGHT OF WAY TO THE TRUE POINT OF BEGINNING.

CONTAINING 15.18 ACRES

SUBJECT TO EASEMENTS, RESTRICTIONS AND RESERVATIONS OF RECORD.

Parcel L (5.02 Acres)

- Property ID# 308404
- Geographic ID# 114083000001001
- THAT PORTION OF THE SOUTHWEST QUARTER OF SECTION 14 TOWNSHIP 10 NORTH, RANGE 28 EAST, WILLAMETTE MERIDIAN, BENTON COUNTY, WASHINGTON, DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF THE SOUTHWEST QUARTER OF SAID SECTION 14; THENCE S 89°38'43"W, 2626.42 FEET ALONG THE SOUTH LINE THEREOF TO A POINT ON CURVE CONCAVE TO THE WEST ON THE EASTERLY RIGHT OF WAY OF STEVENS DRIVE (THE RADIUS POINT OF SAID CURVE BEARS S 86°00'50"W, 5769.65 FEET); THENCE NORTHERLY, 206.68 FEET ALONG SAID RIGHT-OF-WAY ON THE ARC OF SAID CURVE THOUGH A CENTRAL ANGLE OF 2°03'09"; THENCE CONTINUING ALONG SAID RIGHT OF WAY, N 06°02'19"W, 793.42 FEET TO THE SOUTHWEST CORNER OF THAT PARCEL OF DESCRIBED IN QUIT CLAIM DEED RECORDED IN AUDITOR'S FILE NO. 2008-029628, RECORDS OF BENTON COUNTY, THENCE LEAVING SAID RIGHT-OF-WAY N 89°53'27"E, 870.25 FEET ALONG THE SOUTH LINE OF SAID DESCRIBED PARCEL TO THE WEST LINE OF THAT PARCEL OF LAND DESCRIBED IN STATUTORY WARRANTY DEED RECORDED IN AUDITOR'S FILE NO. 94-23027; THENCE S 0°44'59"E, 25.00 FEET ALONG SAID WEST LINE TO THE SOUTHWEST CORNER OF SAID PARCEL;

THENCE N 89°53'27"E, 343.82 FEET ALONG SAID SOUTH LINE TO THE TRUE POINT OF BEGINNING; THENCE S 0°44'59"E, 395.55 FEET; THENCE N 89°53'27"E 435.52 FEET; THENCE N 00°44'59"W, 523.41 FEET TO THE SOUTH LINE OF SAID PARCEL DESCRIBED IN AUDITOR'S FILE NO. 94-23027; THENCE S 89°14'37"W, 369.04 FEET ALONG SAID SOUTH LINE; THENCE S 00°43'36"E, 123.72 FEET ALONG SAID PARCEL; THENCE S 89°53'27"W, 66.41 FEET ALONG SAID PARCEL TO THE TRUE POINT OF BEGINNING. SUBJECT TO EASEMENTS, RESTRICTIONS AND RESERVATIONS OF RECORD.

CONTAINING 5.02 ACRES

TOGETHER WITH A STRIP OF LAND 50.00 FEET IN WIDTH FOR INGRESS AND EGRESS PURPOSES LYING NORTHERLY OF AND PARALLEL WITH THE FOLLOWING DESCRIBED LINE:
COMMENCING AT THE SOUTHEASTERLY CORNER OF THE ABOVE DESCRIBED PARCEL; THENCE N 89°53'27"E, 61.5 FEET MORE OR LESS TO THE WESTERLY LINE OF INNOVATION BOULEVARD (A NON-PLATTED PRIVATE STREET) AND THE TERMINUS OF SAID DESCRIBED LINE.

Parcel N (20.79 Acres)

- Property ID# 308406
- Geographic ID# 114083000002011
- THAT PORTION OF THE SOUTHWEST QUARTER OF SECTION 14, AND THAT PORTION OF THE SOUTHEAST QUARTER OF SECTION 15, TOWNSHIP 10 NORTH, RANGE 28 EAST, WILLAMETTE MERIDIAN, BENTON COUNTY, WASHINGTON, DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF THE SOUTHWEST QUARTER OF SAID SECTION 14; THENCE S 89°38'43"W, 2626.42 FEET ALONG THE SOUTH LINE THEREOF TO A POINT ON CURVE ON THE EASTERLY RIGHT OF WAY OF STEVENS DRIVE (THE RADIUS POINT OF SAID CURVE BEARS S 86°00'50"W, 5769.65 FEET); THENCE NORTHERLY, 206.68 FEET ALONG SAID RIGHT-OF-WAY ON THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 2°03'09" TO A POINT OF TANGENT; THENCE CONTINUING ALONG SAID RIGHT OF WAY, N 06°02'19"W, 1123.60 FEET TO A POINT OF CURVE CONCAVE TO THE EAST (THE RADIUS POINT OF SAID CURVE BEARS N 83°57'41"E, 5689.65 FEET); THENCE NORTHERLY, 288.50 FEET ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 2°54'19" TO THE NORTHWEST CORNER OF THAT PARCEL OF LAND DESCRIBED IN QUIT CLAIM DEED RECORDED IN AUDITOR'S FILE NO. 2008-029628, RECORDS OF BENTON COUNTY, AND TO THE TRUE POINT OF BEGINNING OF THIS DESCRIPTION; THENCE LEAVING SAID RIGHT-OF-WAY N 89°53'27"E, 919.99 FEET ALONG THE NORTH LINE OF SAID PARCEL TO THE

WEST LINE OF THAT PARCEL OF LAND DESCRIBED IN STATUTORY WARRANTY DEED RECORDED IN AUDITOR'S FILE NO. 94-23027; THENCE N 0°44'59"W, 984.69 FEET ALONG SAID WEST LINE TO THE NORTHWEST CORNER THEREOF AND THE SOUTHERLY RIGHT OF WAY OF HORN RAPIDS ROAD; THENCE S 89°32'17"W, 919.44 FEET ALONG SAID RIGHT OF WAY TO THE EASTERLY RIGHT OF WAY OF STEVENS DRIVE; THENCE S 0°19'06"E, 699.57 FEET ALONG SAID RIGHT OF WAY TO A POINT OF CURVE CONCAVE TO THE EAST (THE RADIUS POINT OF SAID CURVE BEARS N 89°40'54"E, 5689.65 FEET); THENCE SOUTHERLY, 279.54 FEET ALONG SAID RIGHT OF WAY AND ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 2°48'54" TO THE POINT OF BEGINNING.

CONTAINING 20.79 ACRES.

SUBJECT TO EASEMENTS, RESTRICTIONS AND RESERVATIONS OF RECORD.

Parcel S (44.02 Acres)

- Property ID# 308405
- Geographic ID# 114083000001002
- THAT PORTION OF THE SOUTHWEST QUARTER OF SECTION 14 AND THAT PORTION OF THE SOUTHEAST QUARTER OF SECTION 15, TOWNSHIP 10 NORTH, RANGE 28 EAST, WILLAMETTE MERIDIAN, BENTON COUNTY, WASHINGTON, DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF THE SOUTHWEST QUARTER OF SAID SECTION 14; THENCE S 89°38'43"W, 2626.42 FEET ALONG THE SOUTH LINE THEREOF TO A POINT ON CURVE CONCAVE TO THE WEST ON THE EASTERLY RIGHT OF WAY OF STEVENS DRIVE (THE RADIUS POINT OF SAID CURVE BEARS S 86°00'50"W, 5769.65 FEET); THENCE NORTHERLY, 61.32 FEET ALONG SAID RIGHT-OF-WAY AND ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 00°36'32" TO THE TRUE POINT OF BEGINNING; (SAID POINT BEING HEREINAFTER REFERRED TO AS POINT "A" THENCE CONTINUING NORTHERLY 145.36 FEET ALONG SAID CURVE AND SAID RIGHT-OF-WAY THROUGH A CENTRAL ANGLE OF 01°26'37"; THENCE CONTINUING ALONG SAID RIGHT-OF-WAY N 06°02'19"W, 793.42 FEET TO THE SOUTHWEST CORNER OF THAT PARCEL OF DESCRIBED IN QUIT CLAIM DEED RECORDED IN AUDITOR'S FILE NO. 2008-029628, RECORDS OF BENTON COUNTY, THENCE LEAVING SAID RIGHT-OF-WAY N 89°53'27"E, 870.25 FEET ALONG THE SOUTH LINE OF SAID DESCRIBED PARCEL TO THE WEST LINE OF THAT PARCEL OF LAND DESCRIBED IN STATUTORY WARRANTY DEED RECORDED IN AUDITOR'S FILE NO. 94-23027; THENCE S 0°44'59"E, 25.00 FEET ALONG SAID WEST LINE TO THE

SOUTHWEST CORNER OF SAID PARCEL; THENCE N 89°53'27"E, 343.82 FEET ALONG SAID SOUTH LINE; THENCE S 0°44'59"E, 395.55 FEET; THENCE N 89°53'27"E 435.52 FEET; THENCE N 00°44'59"W, 523.41 FEET TO THE SOUTH LINE OF SAID PARCEL DESCRIBED IN AUDITOR'S FILE NO. 94-23027; THENCE N 89°14'37"E, 61.53 FEET TO THE SOUTHEASTERLY CORNER OF SAID PARCEL; THENCE N 00°44'59"W, 1502.33 FEET ALONG THE EAST LINE OF SAID PARCEL TO THE SOUTHERLY RIGHT OF WAY OF HORN RAPIDS ROAD; THENCE N 89°32'17"E, 80.00 FEET ALONG SAID RIGHT OF WAY TO THE EAST LINE OF SAID INNOVATION BOULEVARD (SAID LINE ALSO BEING THE WEST LINE THAT TRACT OF LAND SHOWN ON RECORD SURVEY NO. 1332, 1443 AND 1591); THENCE S 00°49'49"E 2553.10 FEET ALONG THE EASTERLY LINE OF SAID INNOVATION BOULEVARD TO THE SOUTHWEST CORNER OF LOT 2, SHORT PLAT 2561, ACCORDING TO THE SURVEY THEREOF RECORDED UNDER AUDITOR'S FILE NO. 2001-008018, RECORDS OF BENTON COUNTY (SAID CORNER ALSO BEING ON THE NORTH LINE OF BATTELLE BOULEVARD, AN UNPLATTED PRIVATE STREET) THENCE S 89°38'43"W, 1709.81 FEET PARALLEL WITH THE SOUTH LINE OF SAID SOUTHWEST QUARTER TO THE TRUE POINT OF BEGINNING.

CONTAINING 36.13 ACRES

TOGETHER WITH A STRIP OF LAND FOR PRIVATE STREET PURPOSES FOR BATTELLE BOULEVARD DESCRIBED AS FOLLOWS;

BEGINNING AT POINT "A" AFOREMENTIONED; THENCE N 89°38'43"E, 1709.81 FEET PARALLEL WITH THE SOUTH LINE OF SAID SOUTHWEST QUARTER TO THE SOUTHWEST CORNER OF LOT 2 SHORT PLAT NO 2561 AFOREMENTIONED; THENCE N 89°08'21"E, 886.07 FEET ALONG THE SOUTH LINE OF SAID SHORT PLAT TO THE WESTERLY RIGHT-OF-WAY OF GEORGE WASHINGTON WAY; THENCE S 01°40'26"E, 54.35 FEET ALONG SAID RIGHT-OF-WAY; THENCE S 01°24'40"E, 84.59 FEET ALONG SAID RIGHT-OF-WAY; THENCE S 89°38'43"W, 2590.44 FEET TO A POINT ON CURVE ON THE EASTERLY RIGHT-OF-WAY OF STEVENS DRIVE (THE RADIUS POINT OF SAID CURVE BEARS S 86°42'36"W, 5769.65 FEET); THENCE NORTHERLY 131.44 FEET ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 01°18'19" TO THE POINT OF BEGINNING.

CONTAINING 7.89 ACRES.

SUBJECT TO EASEMENTS, RESTRICTIONS AND RESERVATIONS OF RECORD.

Parcel Y (1.79 Acres)

- Property ID# 275995
- Geographic ID# 114083012561001

- SECTION 14 TOWNSHIP 10 RANGE 28 SHORT PLAT #2561 LOT 1 AF#01-008018
CONTAINING 1.79 ACRES.

Parcel Z (5.52 Acres)

- Property ID# 275997
- Geographic ID# 114083012561003

- SECTION 14 TOWNSHIP 10 RANGE 28 SHORT PLAT #2561 LOT 3 AF#01-008018
CONTAINING 5.52 ACRES.

Sequim Parcel Map



Figure 2- Sequim, WA Parcels

Sequim Legal Descriptions

Parcel A (16.84 Acres Land, 5.59 Acres Tideland)

- Property ID# 23783
- Geographic ID# 0330222301500000

- GOVERNMENT LOT 3 OF SECTION 22, TOWNSHIP 30 NORTH, RANGE 3 WEST W.M., CLALLAM COUNTY, WASHINGTON;

EXCEPT THAT PORTION THEREOF DESCRIBED AS FOLLOWS:

BEGINNING AT A CORNER COMMON TO LOTS 2 AND 3 OF SECTION 22, TOWNSHIP 30 NORTH, RANGE 3 WEST, W.M., AND THE SOUTHEAST CORNER OF THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 22, AND THE NORTHEAST CORNER OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 22, AND RUNNING THENCE SOUTH ALONG THE BOUNDARY LINE COMMON TO SAID LOT 3 AND THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 22, A DISTANCE OF 942 FEET, MORE OR LESS, TO THE NORTHERLY BOUNDARY OF THE WASHINGTON HARBOR ROAD, THENCE ALONG THE NORTHERLY BOUNDARY OF SAID WASHINGTON HARBOR ROAD, A DISTANCE OF 600 FEET, AND IN AN EASTERLY DIRECTION, THENCE NORTHERLY ON A COURSE LAID OUT 44°20' EAST, A DISTANCE OF 98.6 FEET TO THE GOVERNMENT MEANDER LINE BETWEEN UPLAND AND TIDELAND; THENCE GENERALLY IN A NORTHWESTERLY DIRECTION ALONG THE DIVIDING LINE BETWEEN THE UPLAND AND THE TIDELAND TO A POINT WHERE THE GOVERNMENT MEANDER LINE INTERSECTS THE NORTH LINE OF SAID LOT 3; THENCE WEST ALONG THE NORTH LINE OF SAID LOT 3 TO THE POINT OF BEGINNING.

TOGETHER WITH SECOND CLASS TIDELANDS SITUATED IN FRONT OF ADJACENT TO OR UPON THAT PORTION OF GOVERNMENT MEANDER LINE DESCRIBED AS FOLLOWS:

COMMENCING ON MEANDER LINE AT THE SOUTHEAST CORNER OF GOVERNMENT LOT 3, SECTION 22, TOWNSHIP 30 NORTH RANGE 3 WEST, W.M., WHICH SAID POINT IS 46.30 CHAINS EAST OF QUARTER POST BETWEEN SECTION 21 AND 22, SAID TOWNSHIP AND RANGE; THENCE FOLLOWING MEANDER LINE ALONG EAST SIDE OF GOVERNMENT LOT 3 IN A NORTHERLY DIRECTION, COURSES AND DISTANCES AS FOLLOWS: NORTH 15° WEST 3.95 CHAINS, THENCE NORTH 4-1/2° EAST 14 CHAINS, BEING A TOTAL OF 17.95 CHAINS.

SUBJECT TO EASEMENTS, RESTRICTIONS AND RESERVATIONS OF RECORD.

Parcel B (19.32 Acres Land, 1.60 Acres Tideland)

- Property ID# 23879
- Geographic ID# 0330224200000000
- GOVERNMENT LOT 4 OF SECTION 22, TOWNSHIP 30 NORTH, RANGE 3 WEST, W.M., CLALLAM COUNTY, WASHINGTON.

TOGETHER WITH ALL TIDELANDS OF THE SECOND CLASS, AS DEFINED BY CHAPTER 255 OF THE SESSION LAWS OF 1927 IN FRONT OF, ADJACENT TO OR ABUTTING UPON THE NORTH HALF IN WIDTH OF SAID GOVERNMENT LOT 4.

SUBJECT TO EASEMENTS, RESTRICTIONS AND RESERVATIONS OF RECORD.

Parcel C (5.15 Acres Land)

- Property ID# 23912
- Geographic ID# 0330232400000000

- GOVERNMENT LOT 3 IN SECTION 23, TOWNSHIP 30 NORTH, RANGE 3 WEST, W.M., CLALLAM COUNTY, WASHINGTON.

SUBJECT TO EASEMENTS, RESTRICTIONS AND RESERVATIONS OF RECORD.

Parcel D (10.35 Acres Land)

- Property ID# 23910
- Geographic ID# 0330232300000000

- GOVERNMENT LOT 4 IN SECTION 23, TOWNSHIP 30 NORTH, RANGE 3 WEST, W.M., CLALLAM COUNTY, WASHINGTON.

SUBJECT TO EASEMENTS, RESTRICTIONS AND RESERVATIONS OF RECORD.

Parcel E (13.20 Acres Land)

- Property ID# 23760
- Geographic ID# 0330221406000000

- GOVERNMENT LOT 6 IN SECTION 22, TOWNSHIP 30 NORTH, RANGE 3 WEST, W.M., CLALLAM COUNTY, WASHINGTON.

SUBJECT TO EASEMENTS, RESTRICTIONS AND RESERVATIONS OF RECORD.

Parcel F (44.50 Acres Tideland)

- Property ID# 23911
- Geographic ID# 0330232302500000

- TIDELANDS OF THE SECOND CLASS, SUITABLE FOR THE CULTIVATION OF OYSTERS AS CONVEYED BY THE STATE OF WASHINGTON BY DEED RECORDED UNDER AUDITOR'S FILE NO. 149362, DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTH MEANDER CORNER COMMON TO SECTIONS 22 AND 23, TOWNSHIP 30 NORTH, RANGE 3 WEST, W.M., THENCE ALONG THE BALANCED GOVERNMENT MEANDER LINE IN FRONT OF SAID SECTION 22, SOUTH 65°11'07" WEST 15.96 CHAINS AND NORTH 14°51'36" WEST 3.77 CHAINS; THENCE WEST 1.69 CHAINS, SOUTH 8°46'10" WEST 5.34 CHAINS, SOUTH 36°45'33" EAST 8.33 CHAINS, SOUTH 69°30'15" EAST 2.23 CHAINS, EAST 2.72 CHAINS, NORTH 65°02'57" EAST 9.00 CHAINS, NORTH 55°26'08" EAST 11.72 CHAINS, NORTH 78°20'38" EAST 2.85 CHAINS, NORTH 47°41'50" EAST 15.04 CHAINS, NORTH 66°04' EAST 10.52 CHAINS, NORTH 74° EAST 9.00 CHAINS, NORTH 85°01' EAST 7.03 CHAINS AND NORTH 55°54'54" EAST 3.61 CHAINS TO AN ANGLE POINT IN THE GOVERNMENT MEANDER LINE IN FRONT OF SAID SECTION 23; THENCE ALONG SAID MEANDER LINE, WEST 10.00 CHAINS, SOUTH 74° WEST 19.00 CHAINS AND SOUTH 68° WEST 25.41 CHAINS TO SAID POINT OF BEGINNING.

EXCEPT THAT PORTION CONVEYED TO LANGDON S. SIMONS, JR., AND ANN M. SIMONS, HIS WIFE, BY DEED RECORDED UNDER AUDITOR'S FILE NO. 331425, DESCRIBED AS FOLLOWS:

THAT PORTION OF A TRACT OF TIDELANDS CONVEYED FOR THE CULTIVATION OF OYSTERS UNDER THE PROVISIONS OF CHAPTER 24, LAWS OF 1895, TO A.A. BUGGE THROUGH DEED ISSUED SEPTEMBER 21, 1932, UNDER APPLICATION NO. 9573, DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTH MEANDER CORNER OF THE WEST LINE OF SECTION 23, TOWNSHIP 30 NORTH, RANGE 3 WEST, W.M.; THENCE ALONG THE GOVERNMENT MEANDER LINE NORTH 68° EAST 25.41 CHAINS; THENCE NORTH 74° EAST 19.00 CHAINS TO THE TRUE POINT OF BEGINNING, THENCE EAST 10.00 CHAINS; THENCE SOUTH 55°54' WEST 3.61 CHAINS; THENCE SOUTH 85°01' WEST 7.03 CHAINS; THENCE IN A NORTHERLY DIRECTION TO THE TRUE POINT OF BEGINNING.

SUBJECT TO EASEMENTS, RESTRICTIONS AND RESERVATIONS OF RECORD.

Parcel G (0.46 Acres Land)

- Property ID# 23883
- Geographic ID# 0330224400000000
- TIDE AND SHORELAND OF THE SECOND CLASS DESCRIBED AS FOLLOWS: COMMENCING AT A POINT 58.57 CHAINS EAST AND 12.12 CHAINS NORTH FROM THE SECTION CORNER COMMON TO SECTIONS 21, 22, 27 AND 28, TOWNSHIP 30 NORTH, RANGE 3 WEST, W.M., THENCE EAST 17.27 CHAINS, THENCE NORTH 46°30' WEST 20.98 CHAINS; THENCE SOUTH 8°05' WEST 14.60 CHAINS TO THE PLACE OF BEGINNING, BEING A LOW TIDE ISLAND AND

Contract Number: DE-AC05-76RL01830
Modification M1182

TIDE LAND OF THE SECOND CLASS LOCATED IN SEQUIM BAY OPPOSITE
SECTION 22 IN SAID TOWNSHIP AND RANGE.

SUBJECT TO EASEMENTS, RESTRICTIONS AND RESERVATIONS OF RECORD.