

Bonneville Power Administration P.O. Box 3621 Portland, Oregon 97208-3621

FREEDOM OF INFORMATION ACT PROGRAM

July 24, 2023

In reply refer to: FOIA BPA-2023-00738-F

SENT VIA EMAIL ONLY TO: wlynn@gth-law.com

William Lynn Gordon Thomas Honeywell LLP P.O. Box 1157 Tacoma, WA 98401

Dear Mr. Lynn:

This communication is the Bonneville Power Administration's (BPA) final response to your request for agency records made under the Freedom of Information Act, 5 U.S.C. § 552 (FOIA). Your request was received on March 21, 2023, and formally acknowledged on April 6, 2023.

Request

"...BPA case number 20050080, including but not limited to any approvals for development within the BPA easement, any agreements and amendments for such development, and any communications regarding the easement or development."

Response

BPA searched for and gathered records responsive to your request. BPA collected 51 pages of responsive records from knowledgeable agency personnel in the Real Property Operations office. Those 51 pages accompany this communication, with 32 redactions applied under 5 U.S.C. § 552(b)(6) (Exemption 6). A more detailed explanation of the applied exemptions follows.

Explanation of Exemptions

The FOIA generally requires the release of all agency records upon request. However, the FOIA permits or requires withholding certain limited information that falls under one or more of nine statutory exemptions (5 U.S.C. §§ 552(b)(1-9)). Further, section (b) of the FOIA, which contains the FOIA's nine statutory exemptions, also directs agencies to publicly release any reasonably segregable, non-exempt information that is contained in those records.

Exemption 6

Exemption 6 serves to protect Personally Identifiable Information (PII) contained in agency records when no overriding public interest in the information exists. BPA does not find an overriding public interest in a release of the information redacted under Exemption 6—

specifically, signatures, mobile phone numbers, and one personal landowner name. This information sheds no light on the executive functions of the agency and BPA finds no overriding pubic interest in its release. BPA cannot waive these redactions, as the protections afforded by Exemption 6 belong to individuals and not to the agency.

Lastly, as required by 5 U.S.C. § 552(a)(8)(A), information has been withheld only in instances where (1) disclosure is prohibited by statute, or (2) BPA foresees that disclosure would harm an interest protected by the exemption cited for the record. When full disclosure of a record is not possible, the FOIA statute further requires that BPA take reasonable steps to segregate and release nonexempt information. The agency has determined that in certain instances partial disclosure is possible, and has accordingly segregated the records into exempt and non-exempt portions.

Fees

There are no fees associated with processing your FOIA request.

Certification

Pursuant to 10 C.F.R. § 1004.7, I am the individual responsible for the records search and information release described above. Your FOIA request BPA-2023-00738-F is now closed with the responsive agency information provided.

Appeal

Note that the records release certified above is final. Pursuant to 10 C.F.R. § 1004.8, you may appeal the adequacy of the records search, and the completeness of this final records release, within 90 calendar days from the date of this communication. Appeals should be addressed to:

Director, Office of Hearings and Appeals HG-1, L'Enfant Plaza U.S. Department of Energy 1000 Independence Avenue, S.W. Washington, D.C. 20585-1615

The written appeal, including the envelope, must clearly indicate that a FOIA appeal is being made. You may also submit your appeal by e-mail to OHA.filings@hq.doe.gov, including the phrase "Freedom of Information Appeal" in the subject line. (The Office of Hearings and Appeals prefers to receive appeals by email.) The appeal must contain all the elements required by 10 C.F.R. § 1004.8, including a copy of the determination letter. Thereafter, judicial review will be available to you in the Federal District Court either (1) in the district where you reside, (2) where you have your principal place of business, (3) where DOE's records are situated, or (4) in the District of Columbia.

Additionally, you may contact the Office of Government Information Services (OGIS) at the National Archives and Records Administration to inquire about the FOIA mediation services they offer. The contact information for OGIS is as follows:

Office of Government Information Services National Archives and Records Administration 8601 Adelphi Road-OGIS College Park, Maryland 20740-6001

E-mail: ogis@nara.gov Phone: 202-741-5770 Toll-free: 1-877-684-6448

Fax: 202-741-5769

Questions about this communication may be directed to the FOIA Public Liaison James King at jjking@bpa.gov or 503-230-7621. Questions may also be directed to Brian Roth, Case Coordinator, at bsroth@bpa.gov or 503-230-4383. Thank you for your interest in the Bonneville Power Administration.

Sincerely,

Candice D. Palen Freedom of Information/Privacy Act Officer

Responsive agency information accompanies this communication.



Bonneville Power Administration PO Box 61409 Vancouver, WA 98666 AUG 2 8 2008

CLOSING COVER SHEET

LIS TRACT IDs.: C-RE-47-A-378

LIS CASE No.: 20050080

LANDOWNER: Shotwell Holdings LLC APPLICANT: Larson & Associates Inc

To: Records Officer - TERS-3

This case has been closed by Real Property Services. Please verify data on the Land Information System and process the record for storage and retrieval. \Box Disposal action has been completed on the above tract(s). GIS MAPPING NECESSARY (if full disposal) - Send to TERG-TPP-4 Partial Disposal has been completed. Easement rights have been granted. No Rights Issued. Date Encroachment Removed: No Permit required as crossing is to be located within a public or county roadway. NO MAPPING NECESSARY. MAPPING NECESSARY - Send to TERM-TPP-4 冈 Cancellation. Instrument (i.e., LUAG, Service Line Agreement, Notice of Limited Consent, etc.) M 4 Suppl No. 1 & Suppl No. 2 Other. Peter Dietrichson, Realty Specialist Note:

cc:

Attachment



Bonneville Power Administration 28401 Covington Way SE Kent, WA 98042

September 22, 2006

In reply refer to: TRFN/Covington TRACT No. C-RE-378 (mile 48)

CASE No. 20050080

LINE: Chehalis-Covington Line (operated as Chehalis-Covington #1) and Olympia-Covington Mile 38 (operated as Tacoma-Cowlitz-Olympia

White River #1)

Permitee:

Mr. Richard Burrell Barclays North Inc. Canyon Clock Center 10515 20th St SE Su100 Everett, WA 98205

Applicant:
Ms. Barbara Rodgers
HOS Brothers

P.O. Box 1788 Woodinville, WA 98072 Ms. Jodie Inman, P.E, Alpha Engineering, Inc. 9600 SW Oak, Suite 230 Portland, OR 97223

LAND USE AGREEMENT

SUPPLEMENTAL No. 2

Bonneville Power Administration (BPA) hereby agrees to your use of BPA's easement area for construction/installation, use, and maintenance of a commercial development known as Canyon Clock Center..

3/12/08 N The location of your use is partially within the SW of Section 30, Township 19 North, Range X East, W.M. Meridian, Pierce County, State of WA, as shown on the attached segment of BPA Drawing No. 15848, marked as Exhibit A.

BPA'S AGREEMENT IS CONTINGENT ON THE FOLLOWING CONDITIONS:

1. A BPA approved safety watcher must be on site during any operation or work condition that will bring equipment within a close proximity

to the 15 foot conductor clearance. Please contact Teresa Street at 360-619-6431 for the approved list.

You shall not make any changes or additions to permitted your use of the right-of-way without BPA's review and written approval.

This Supplemental Land Use Agreement becomes effective upon the commencement of use as set forth in the Agreement. All of the terms in the original Land Use Agreement dated January 25, 2005 remain in effect. If you have any questions or concerns, please notify us. This Agreement is a permit, revocable at will by the U.S., and does not convey any easement, estate, or interest in the land.

IF WE DO NOT HEAR FROM YOU WITHIN 30 DAYS FROM THE RECEIPT OF THE AGREEMENT, THE TERMS OF THE AGREEMENT WILL BE ASSUMED TO BE ACCEPTABLE. THE AGREEMENT WILL THEN BECOME A PART OF OUR PERMANENT FILE AND MAPPING SYSTEM.

You may direct any communication to this office, Bonneville Power Administration, Real Estate Field Services (TRFN/Covington) 28401 Covington Way SE, Kent, WA 98042, or by telephoning Peter Dietrichson, at 253-631-9154.

THIS AGREEMENT IS HEREBY AUTHORIZED

b) (6)

Peter Dietrichson Realty Specialist

Official File - TR/TPP4 (Case No. 20050080)

bcc: Alan Courts TNOPP

M. Wolcott TR-3 N. Meisner TRF-3

P.Woolson-TRFN/Covington M.Stolfus-TFNK/Covington ROW File-Covington Aircraft Services/TC/hangar

PWD:9154:2/15/06(w:tsr/20050080 LUASUP2)



Bonneville Power Administration 28401 Covington Way SE Kent, WA 98042

February 16, 2006

In reply refer to: TRFN/Covington TRACT No. C-RE-378 (mile 48)

CASE No. 20050080

LINE: Chehalis-Covington Line (operated as Chehalis-Covington #1) and

Olympia-Covington Mile 38 (operated as Tacoma-Cowlitz-Olympia

White River #1)

CERTIFIED - RETURN RECEIPT REQUESTED

Permitee:

Mr. Donald Egge Shotwell Holdings, LLC Canyon Clock Center P.O. Box 110910 Tacoma, WA 98411

Applicant:

Mr. James P. Schweickert Larson and Associates, Inc. 4401 S. 66th St. Tacoma, WA 98409 Ms. Jodie Inman, P.E, Alpha Engineering, Inc. 9600 SW Oak, Suite 230 Portland, OR 97223

LAND USE AGREEMENT

SUPPLEMENTAL No. 1 88 3/11/08

Bonneville Power Administration (BPA) hereby agrees to your use of BPA's easement area for construction/installation, use, and maintenance of a commercial development known as Canyon Clock Center including luminaries.

The location of your use is partially within the SW of Section 30, Township 19 North, Range 4 East, W.M. Meridian, Pierce County, State of WA, as shown on the attached segment of BPA Drawing No. 15848, marked as Exhibit A.

मायक जायक

PLEASE NOTE: BPA is not the owner of this property. If you are not the owner, you must obtain the owner(s) permission to use this property. There may also be other uses of the property which might be located within the same area as your project. This agreement is subject to those other rights.

This agreement is entered into with the express understanding that it is not assignable or transferable to other parties without the prior written consent of BPA.

NOTE: A separate application together with detailed drawings must be submitted for any additional use of BPA's easement area, including irrigation for landscaping or minor structures and grade changes.

BPA'S AGREEMENT IS CONTINGENT ON THE FOLLOWING CONDITIONS:

- 1. Luminaries on the right of way shall be restricted to an 18 foot height and maintain a minimum clearance to the conductors of the power lines, at maximum sag, of 25 feet.
- 2. Any utilities, wiring, or grounding containing metallic components, such as power cable or ductile iron water pipe, shall stay at least 50 feet from the closest tower leg of the BPA transmission structure.
- 3. Other uses and utilities on the right-of-way must be applied for separately.

You shall not make any changes or additions to permitted your use of the right-of-way without BPA's review and written approval.

This Supplemental Land Use Agreement becomes effective upon the commencement of use as set forth in the Agreement. All of the terms in the original Land Use Agreement dated January 25, 2005 remain in effect. If you have any questions or concerns, please notify us. This Agreement is a permit, revocable at will by the U.S., and does not convey any easement, estate, or interest in the land.

IF WE DO NOT HEAR FROM YOU WITHIN 30 DAYS FROM THE RECEIPT OF THE AGREEMENT, THE TERMS OF THE AGREEMENT WILL BE ASSUMED TO BE ACCEPTABLE. THE AGREEMENT WILL THEN BECOME A PART OF OUR PERMANENT FILE AND MAPPING SYSTEM.

You may direct any communication to this office, Bonneville Power Administration, Real Estate Field Services (TRFN/Covington) 28401 Covington Way SE, Kent, WA 98042, or by telephoning Peter Dietrichson, at 253-631-9154.

THIS AGREEMENT IS HEREBY AUTHORIZED

(b) (6)

Peter Dietrichson Realty Specialist

Official File - TR/TPP4 (Case No. 20050080)

bcc: Alan Courts TNOPP

M.Wolcott TR-3 N. Meisner TRF-3

C.Johnson-TRFN/Olympia M.Stolfus-TFNK/Covington C.Bostwick-TFN/Covington ROW File-Covington Aircraft Services/TC/hangar

PWD:9154:2/15/06(w:tsr/20050080 LUASUP)



Bonneville Power Administration 28401 Covington Way SE Kent, WA 98042

January 25, 2005

In reply refer to: TRFN/Covington TRACT No. C-RE-378 (mile 48)

CASE No. 20050080

LINE: Chehalis-Covington Line (operated as Chehalis-Covington #1) and

Olympia-Covington Mile 38 (operated as Tacoma-Cowlitz-Olympia

White River #1)

CERTIFIED - RETURN RECEIPT REQUESTED

Permitee:

Mr. Donald Egge Shotwell Holdings, LLC Canyon Clock Center P.O. Box 110910 Tacoma, WA 98411

Applicant:

Mr. James P. Schweickert Larson and Associates, Inc. 4401 S. 66th St. Tacoma, WA 98409 Ms. Jodie Inman, P.E, Alpha Engineering, Inc. 9600 SW Oak, Suite 230 Portland, OR 97223

Utility Companies: Puget Sound Energy P.O. Box 90868 Bellevue, WA 98009-0868

LAND USE AGREEMENT

Bonneville Power Administration (BPA) hereby agrees to your use of BPA's easement area for construction/installation, use, and maintenance of a commercial development known as Canyon Clock Center including incidental roadways, utilities, and storm drainage facilities.

B 3/12/08

The location of your use is partially within the SW of Section 30, Township 19 North, Range 4 East, W.M. Meridian, Pierce County, State of WA, as shown on the attached segment of BPA Drawing No. 15848, marked as Exhibit A.

PLEASE NOTE: BPA is not the owner of this property. If you are not the owner, you must obtain the owner(s) permission to use this property. There may also be other uses of the property which might be located within the same area as your project. This agreement is subject to those other rights.

This agreement is entered into with the express understanding that it is not assignable or transferable to other parties without the prior written consent of BPA.

NOTE: A separate application together with detailed drawings must be submitted for any additional use of BPA's easement area, including irrigation for landscaping or minor structures and grade changes.

BPA'S AGREEMENT IS CONTINGENT ON THE FOLLOWING CONDITIONS:

- 1. Maintain a minimum distance of 15 feet between construction equipment and transmission line conductors (wires).
- 2. Storage of flammable materials or refueling of vehicles/equipment is prohibited.
- 3. Maintain a minimum distance of at least 50 feet between your facilities and the point where the transmission line steel lattice structure enters the earth. If this clearance cannot be met, install guard devices such as barriers, guardrails, or posts, for the protection of BPA's structures. Specifications and installation plans for these protective structures must be submitted to and approved by BPA prior to construction.
- 4. Nuisance shocks may occur within the right-of-way. Grounding metal objects helps to reduce the level of shock.
- 5. Design the roadway, pipe and underground cables to withstand HS-20 loading from BPA's heavy vehicles.
- 6. Access to transmission line structures by BPA's maintenance crews shall not be interfered with or <u>obstructed</u>. Provisions for access directly to the right of way will be made from Canyon Road with an adequate allowance for safe approach and a minimum of a sixteen-foot gate. All other areas within the right of way for access to towers must be made directly accessible via the developments internal road system with curb cuts for vehicular access as necessary.
- 7. Bury the cable with a minimum cover of 30 inches. Burial depth of all pipelines will have a minimum cover of 36 inches, except gas and petroleum which need a minimum cover of 48 inches, unless adequate protection for movement of heavy vehicles is designed for the pipeline. Construct and maintain the cable and pipelines to comply with applicable national, state, or local standards.
- 8. Mark the location of the underground cable and pipeline locations with permanent signs, and maintain such markings, where they enter and leave BPA's right-of-way, and at any angle points within the right-of-way.

- 9. Restore BPA's right-of-way to its original condition, or better following construction. No grade changes to facilitate disposal of overburden shall be allowed. If the design of the project requires cutting or filling, the elevations of the proposed finished grade and original ground grade shall be submitted to this office for final approval.
- 10. Grade changes to existing ground elevations are not permitted. If grade changes are required, you must submit grading plans to this office for further approval by BPA. These plans should clearly indicate proposed finished elevations as well as existing ground elevations.
- 11. Trees (landscaping) shall not exceed 10 feet in height, obstruct access to structures, or be planted within 25 feet of any structure. Trees (landscaping) which violate this permit may be removed by BPA personnel at any time.
- 12. BPA shall not be liable for damage to your property, facilities, or injury to persons which might occur during maintenance, reconstruction, or future construction of BPA facilities as a result of your facilities being within the right-of-way.
- 13. Damage to BPA property, resulting from your use, shall be repaired or replaced by BPA at its option. The actual costs of such repair or replacement shall be charged to and paid by you.
- 14. Construction/installation, use, and maintenance of the development shall be at no cost to BPA.
- 15. Modification of your present use requires BPA's written approval prior to implementation.
- 16. ENVIRONMENTAL RESPONSIBILITY: You shall be responsible for and comply with all procedural and substantive environmental requirements imposed by local, state or federal laws or regulations applicable to the facility. You shall timely notify BPA of any reportable release of hazardous substances or breaches of environmental requirements and shall mitigate and abate adverse environmental impacts of its actions. You shall hold BPA harmless for any and all liability arising from the violation of such environmental requirements by you. Violations of such requirements by you shall make this agreement voidable at the election of BPA.
- 17. You should be aware that: (a) Immediate access may be required during power outages or other emergency situations resulting in the destruction or removal of fences or structures on the right-of-way; and (b) BPA will NOT be liable for ANY damage to your property which might occur as a result of maintenance activities.

Other uses and utilities on the right-of-way must be applied for separately.

You shall not make any changes or additions to permitted your use of the right-of-way without BPA's review and written approval.

IN ADDITION, THE FOLLOWING IS BROUGHT TO YOUR ATTENTION AND MUST ALSO BE COMPLIED WITH:

Hazard or Interference: The subject use of this easement area has been determined not to be a hazard to, nor an interference with, BPA's present use of this easement for electric transmission line purposes. Accordingly, there is no present objection to such use. However, if such use should, at any time, become a hazard to the presently installed electrical facilities of BPA, or any facilities added or constructed in the future, or if such use should interfere with the inspection, maintenance, or repair of the same, or with the access along such easement, you will be required to remove such hazard or interference at no expense to BPA.

<u>Liability</u>: You will have to assume risk of loss, damage, or injury which may result from your use of the easement area, except for such loss, damage, or injury for which BPA may be responsible under the provisions of the Federal Tort Claims Act, 62 Stat. 982, as amended. It is understood that any damage to BPA's property caused by or resulting from your use of the easement area may be repaired by BPA, and the actual cost of such repair shall be charged against and be paid by you.

This Land Use Agreement becomes effective upon the commencement of use as set forth in the Agreement. If you have any questions or concerns, please notify us. This Agreement is a permit, revocable at will by the U.S., and does not convey any easement, estate, or interest in the land.

IF WE DO NOT HEAR FROM YOU WITHIN 30 DAYS FROM THE RECEIPT OF THE AGREEMENT, THE TERMS OF THE AGREEMENT WILL BE ASSUMED TO BE ACCEPTABLE. THE AGREEMENT WILL THEN BECOME A PART OF OUR PERMANENT FILE AND MAPPING SYSTEM.

You may direct any communication to this office, Bonneville Power Administration, Real Estate Field Services (TRFN/Covington) 28401 Covington Way SE, Kent, WA 98042, or by telephoning Peter Dietrichson, at 253-631-9154.

THIS AGREEMENT IS HEREBY AUTHORIZED



Peter Dietrichson Realty Specialist

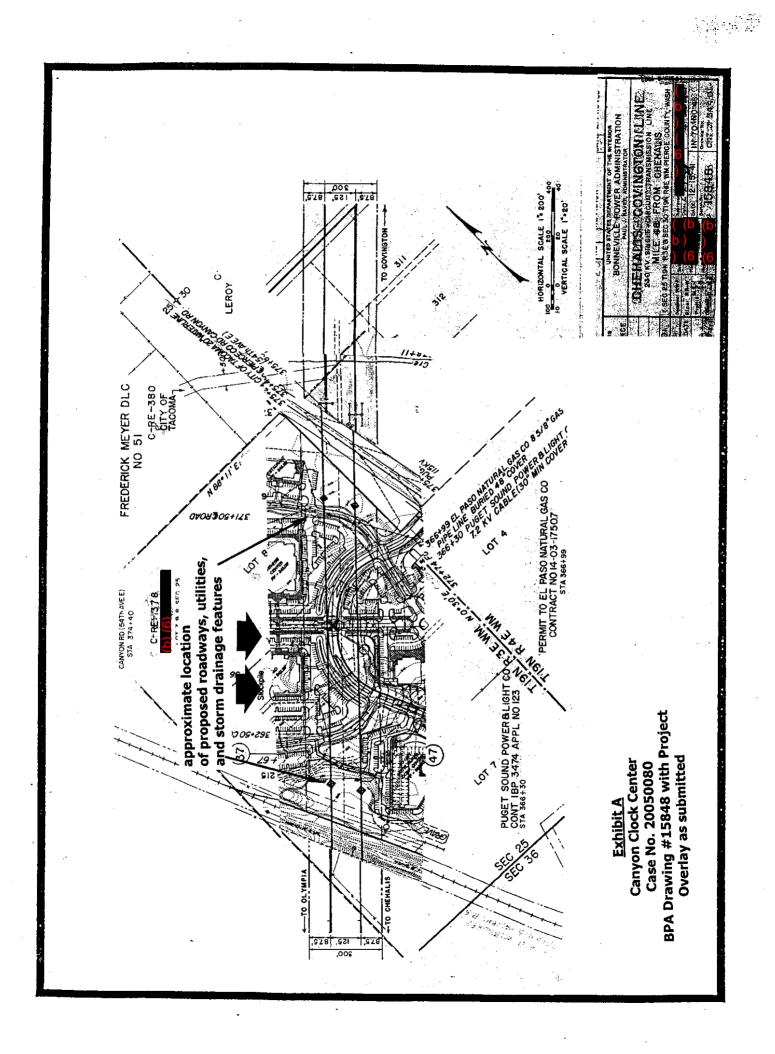
Official File - TR/TPP4 (Case No. 20050080)

bcc: C.Whitney T-DITT-2

J.Bryant TR-TPP-4
M.Wolcott TRF-TPP-4
C.Johnson-TRFN/Olympia
C.Pursiful-TFNK/Covington
C.Bostwick-TFN/Covington
ROW File-Covington

Aircraft Services/TC/hangar

PWD:9154:1/25/05(w:tsr/20050080 LUA)





Bonneville Power Administration 28401 Covington Way SE Kent, WA 98042

May 4, 2007

In reply refer to: TRFN/Covington TRACT No. C-RE-378 (mile 48)

CASE No. 20050080

LINE: Chehalis-Covington Line (operated as Chehalis-Covington #1) and

Olympia-Covington Mile 38 (operated as Tacoma-Cowlitz-Olympia

White River #1)

Mr. Richard Burrell Sr. Project Manager Barclays North Inc. Canyon Clock Center 10515 20th St SE Su100 Everett, WA 98205

Re: C19-1 Shotwell, LLC

Canyon Clock Center/Safety watcher questions

Dear Mr. Burrell:

I am in receipt of your letter (electronically received) of May 3, 2007 regarding Bonneville Power Administration (BPA) requirements of a safety watcher, clearance to conductor, and your question on liability.

The safety watcher requirement is to insure that equipment and personnel remain outside the Minimum Approach Distance (MAD) of the fifteen (15') foot envelope from any of the 230kV conductor. MAD is based upon maximum transient voltages that can be generated by automatic switching. These distances are the minimum required by the Occupational Safety and Health Administration (OSHA) and the National Electrical Safety Code (NESC). Whenever personnel and equipment are within close proximity to the MAD, the potential for a ground fault will exist. A ground fault could result in the death of personnel in the area, damage to equipment and property, as well as the interruption of the transmission of power. Work or activity within the boundary of BPA's right of way gives rise to a number of safety issues (aerial, ground level, and underground) that must be addressed and the presence of a qualified safety watcher will help to notify your crews of these issues.

Liability is covered in our original statement in the Land Use Agreement of January 5, 2005.

"Liability: You will have to assume risk of loss, damage, or injury which may result from your use of the easement area, except for such loss, damage, or injury for which BPA may be responsible under the provisions of the Federal Tort Claims Act, 62 Stat. 982, as amended."

If you have more specific questions on liability, you should contact your attorney.

The requirement for a BPA approved safety watcher being on site during any operation or work condition that will bring equipment within a close proximity to the 15 foot conductor clearance will not be waived and is a requirement of our agreement allowing your use of our right of way easement.

While I recognize your concern and understand your need for examining costs related to your project, I would remind you that the safety watcher is an independent contractor and BPA is not involved in the fees charged for their services. I would think the fee would have been addressed at the initial contract and that such fee would have been factored into the budget at that time. Any issue related to charges should be discussed by you with High Voltage Technical Services, Inc.

I hope this answers your questions. Should you have any further questions on these or other related BPA issues I can be reached at 253-631-9154.

Sincerely yours,
(b) (6)

Peter W. Dietrichson Realty Specialist

cc: Ms. Barbara Rodgers
HOS Brothers
P.O. Box 1788
Woodinville, WA 98072

bcc: Alan Courts TNOPP

Paul Mautner LC-7 Julie Bates LC M.Wolcott TR-3 N. Meisner TRF-3

J.McGee NF- WHSE East P.Woolson-TRFN/Covington M.Stolfus-TFNK/Covington

ROW File-Covington

PWD:91545/3/2007(w:tsr/20050080LTR response.doc)

C19-1 Shotwell, LLC

10515 20TH Street SE, Suite 100 Everett, WA 98205 (425) 334-4040

May 3, 2007

Mr. Peter Dietrichson Realty Specialist BONNEVILE POWER ADMINISTRATION 28401 Covington Way S.E. Kent, WA 98042

Re: Canyon Clock Center/BPA lines/176th & Canyon Road E, Tacoma, WA

Dear Mr. Dietrichson:

In my conversation with you and with Teresa Street this week, I confirmed our understanding of the September 22, 2006 supplemental letter sent to me. It is fairly clear in your supplement letter that any and all work under the power lines that cause equipment to be in a close proximity of the 15 conductor clearance shall require a certified and approved safety watcher.

What isn't clear in your supplemental letter is this: if there is a safety watcher on site, does this allow the equipment to get closer than the 15 conductor clearance? If not, then why would we have a safety watcher? If we don't need one as long as we are away from the 15 foot conductor clearance, and we can't get closer than 15 feet even if we do have one, then why have one?

Secondly, if there is a safety watcher on site and someone is struck by an arching line, who is liable?

Lastly, I recently authorized payment of \$7,392 to High Voltage Technical Services Inc. for what I thought was limited surveillance while digging some trenches under the power lines. The total job lasted three to four weeks but I believe the workers were only working under the power lines for maybe two weeks of that time frame. It should be pointed out that there is only a 200 or 300 foot lineal area where the lines droop down low enough to cause an issue in the first place. This work was authorized by our contractor, and I wasn't directly involved in the work authorization. However, we were billed directly and paid it. I am appalled by the sum for this surveillance work. It doesn't make it very economical to complete our task if the rate and work hours of surveillance work are not more judiciously screened.

We appreciate the cooperative manner which BPA has worked with us in structuring our original agreement so both of us can benefit by the use of the land. Safety is always first with both of us. And, I want to make sure we are in full compliance with the BPA guidelines as they were established when the work was authorized by BPA. Furthermore, we accept the supplemental letter of September 22, 2006 as extra conditions to our agreement.

I would appreciate a response to my inquiry stated above.

Respectfully,

C19-1 SHOTWELL, LLC



Richard Burrell Sr. Project Manager

RB:lk

cc: Teresa Street, Bonneville Power Administration

Dietrichson, Peter - TRFN

From:

Vermeers, Danna J - TNLD

Sent:

Wednesday, January 18, 2006 2:25 PM

To:

Dietrichson, Peter - TRFN

Subject:

RE: Canyon Clock Center Light Poles / Grounding

Okay, I finally got to the top of my stack. To give a blanket answer the lights can be no taller than 18 feet in height. If they would like taller lights then I can look at specific locations to make sure that they meet clearances.

Thanks

Danna Vermeers
TNLD -TPP-3
djvermeers@bpa.gov
360-619-6333
fax (360)619-6983
----Original Message----

From: Dietrichson, Peter - TRFN

Sent: Friday, January 13, 2006 9:41 AM

To: Vermeers, Danna J - TNLD

Subject: RE: Canyon Clock Center Light Poles / Grounding

Thanks

----Original Message----From: Vermeers, Danna J - TNLD

Sent: Friday, January 13, 2006 9:31 AM

To: Dietrichson, Peter - TRFN

Subject: RE: Canyon Clock Center Light Poles / Grounding

I will put it on the top of my stack.

Danna Vermeers
TNLD -TPP-3
djvermeers@bpa.gov
360-619-6333
fax (360)619-6983
----Original Message----

From: Dietrichson, Peter - TRFN

Sent: Friday, January 13, 2006 8:34 AM

To: Vermeers, Danna J - TNLD

Subject: RE: Canyon Clock Center Light Poles / Grounding

Appears we are both operating on an overload schedule. I did look over the original LUA and there are no luminaires noted, so it looks like I will need to prepare an addendment to the document. Can you take a look as to the clearances and let me know.

Thanks

----Original Message----

From: Vermeers, Danna J - TNLD

Sent: Monday, January 09, 2006 3:41 PM

To: Dietrichson, Peter - TRFN

Subject: RE: Canyon Clock Center Light Poles / Grounding

Pete,

I am sorry about the delayed response.

We don't typically require light pole grounding. As long as they meet our specified

Dietrichson, Peter - TRFN

From:

Vermeers, Danna J - TNLD

Sent:

Monday, January 09, 2006 3:41 PM

To:

Dietrichson, Peter - TRFN

Subject:

RE: Canyon Clock Center Light Poles / Grounding

Pete,

I am sorry about the delayed response.

We don't typically require light pole grounding. As long as they meet our specified clearances then we allow the lights. I am having a hard time remembering if the light poles were on the application. If they were not I need to check the clearances to make sure we won't be in violation. Could you let me know if they were on the original application? I pulled the response and I see comments for underground electric service but I am not sure if that was in reference to the light poles or not. So, in response to the grounding of the light poles as long as they don't get closer than 50 feet from the structure the grounding they proposed is just fine.

Danna Vermeers
TNLD -TPP-3
djvermeers@bpa.gov
360-619-6333
fax (360)619-6983
----Original Message----

From: Dietrichson, Peter - TRFN

Sent: Monday, January 09, 2006 2:16 PM

To: Vermeers, Danna J - TNLD

Subject: FW: Canyon Clock Center Light Poles / Grounding

Danna

Did I forward these to you? A brief comment will suffice!

Thanks, Pete

----Original Message----

From: Dan Watkins [mailto:dhw@AlphaCommunity.com]

Sent: Monday, December 12, 2005 10:45 AM To: Dietrichson, Peter - TRFN; Jodie Inman

Cc: Phillip Johnson (E-mail); Richard Burrell (E-mail); Rob Taylor (E-mail); Jeff Gray (E-

mail)

Subject: Canyon Clock Center Light Poles / Grounding

Pete

Thanks you for reviewing our plans. As a last item we need to ground the light poles located within your easement. This is a drawing sent to us by the electrical people doing the light pole and electrical design. Please let me know if this is acceptable. Thanks Dan

----Original Message----

From: Phillip Johnson [mailto:pjohnson@barclaysnorth.com]

Sent: Tuesday, December 06, 2005 7:55 AM To: Richard Burrell; Dan Watkins; Jodie Inman Subject: FW: C19-1 Light Poles / Grounding

1

PHIL JOHNSON | BARCLAYS NORTH, INC.
COMMERCIAL PROJECT COORDINATOR
Corporate Phone 425.609.6903 | Fax 425.397.9162
Mobile Phone (b) (6)

www.barclaysnorth.com

----Original Message----

From: Robert Smith [mailto:ROBERTS@Hargis.biz]

Sent: Friday, December 02, 2005 6:37 PM

To: Phillip Johnson Cc: Mike Barrett

Subject: FW: C19-1 Light Poles / Grounding

The attached information explains and illustrates a means for grounding the light poles that are near the BPA lines. Please review (or have your contractor review) and call me to discuss.

Thanks,

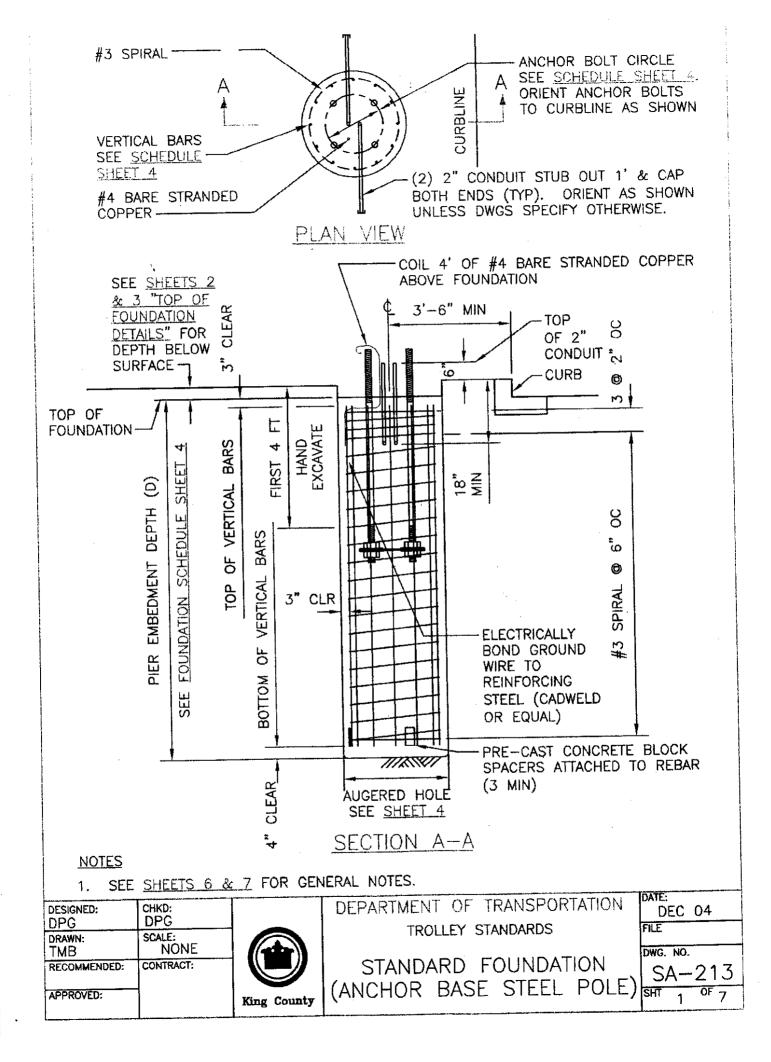
Robert Smith, PE Associate Principal, Electrical HARGIS ENGINEERS

600 Stewart Street

Suite 1000

Seattle, WA 98101

www.hargis.biz





Bonneville Power Administration 28401 Covington Way SE Kent, WA 98042

November 1, 2005

In reply refer to: TRFN/Covington TRACT No. C-RE-378 (mile 48)

CASE No. 20050080

LINE: Chehalis-Covington Line (operated as Chehalis-Covington #1) and

Olympia-Covington Mile 38 (operated as Tacoma-Cowlitz-Olympia

White River #1)

CERTIFIED - RETURN RECEIPT REQUESTED

Pierce County
Department of Planning and Land Services
2401 South 35th Street
Tacoma, WA 98409-7460
Attn: Mr. Ralph Lucero, Development Engineer

cc: Mr. Donald Egge

Shotwell Holdings, LLC Canyon Clock Center P.O. Box 110910 Tacoma, WA 98411

Ms. Jodie Inman, P.E, Alpha Engineering, Inc. 9600 SW Oak, Suite 230 Portland, OR 97223

Dear Mr. Lucero

Bonneville Power Administration has completed a review of the storm and sewer portion of the Canyon Clock Center project as requested by your department.

The plans appear to conform to our existing Land Use Agreement (Case #20050080) issued to Shotwell Holdings, LLC etal. This agreement contains conditions and clearances that are required to be met to insure a safe working environment for areas within our right of way. The required man-hole covers, as well as any street and utility improvements must conform to an HS-20 standard for passage of our heavy equipment. The access to any tower structure must remain open and readily accessible and all clearance requirements must be met. A copy of this agreement is attached for your review.

This project appears to be in conformance to the requirements of the above referenced permit.

Sincerely yours,



Peter Dietrichson Realty Specialist

Official File - TR/TPP4 (Case No. 20050080)

bcc: A.Courts TN

J.Bryant TR-TPP-4 M.Wolcott TRF-TPP-4 C.Johnson-TRFN/Olympia M.Stolfus-TFNK/Covington C.Bostwick-TFN/Covington ROW File-Covington Aircraft Services/TC/hangar

PWD:9154:1/25/05(w:tsr/20050080 LTR2)



Letter of Transmittal

Planstral file

For Approval

☐ For Your Use

☐ As Requested

For Review & Comment

	\bigcirc		
TO PETE	DIETR	ICHSON	
78401	Covi	NGTION W	MSE
		98041	

Re CANYON CLOCK CENTER 1767# & CANYON ROAD

We are sending you:	<u> </u>	Attached
Copies Date	Description	
	PUBLIC SANITMY	☐ Under Separate Cover Via
		☐ Fax
	PRIVATE SANIMAY	Messenger
3	SITE DEVELOPMENT	☐ First Class Mail
		☐ Overnight Delivery
T		☐ Pick-up
		— ☐ Electronic File
If enclosures are not a	as noted, please notify us at once: 503-452-8003	

Remarks WE ARE SENDING THISE PLANS PER REQUEST BY

PIÈRCE COUNTY FOR BAK REVIEW REGARDING OUR

PROPOSED EN PROVINCIATS WITHIN BAR RIGHT-OF-WAY,

PLÉASE CONTACT JODIE INNAV W/ QUESTIONS

WE KISU SENT COPIES TO THE SNO HOMES H

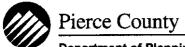
RÉGIONAL OFFICE

(b) (6)	
Signed		
CC		
Received b	V	

Date

Alpha Community Development 9600 SW Oak, Suite 230 Portland, Oregon 97223 TEL 503-452-8003 FAX 503-452-8043 www.alphacommunity.com

· Jaila alphacommunty.c.



Department of Planning and Land Services

2005.0080

CHUCK KLEEBERG
Director

2401 South 35th Street Tacoma, Washington 98409-7460 (253) 798-7210 • FAX (253) 798-7425

October 20, 2005

Jodie A. Inman, P.E. Alpha Community Development 9600 SW Oak, Suite 230 Portland, OR 97223



Subj: Canyon Clock Center, Permit No. 527526 (PWPR) and 527535 (PWEX), P.C.D.E. File

No. 20-364C, Located in Section 25, Township 19 North, Range 3 East, W.M., Pierce

County, Washington

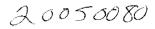
Dear Ms. Inman:

The private drainage and erosion control, emergency vehicle access, and grading plans submitted to the County on August 26, 2005 have been reviewed and are being returned for corrections and/or revisions.

Based on a review of the project proposal, it has been determined by the Development Engineering Section that the entire network of vehicular access proposed for this development is not required to adhere to the County private road standards or shared access facility standards. Per Chapters 17B.20 and 17B.30, Applicability, in both cases these standards would apply only to the subdivision of a property as defined by County code. At the time of application for the binding site plan associated with the Canyon Clock Center project, binding site plans were not considered a subdivision of property by code. The only portion of County code which would be applicable to the access construction would fall under Title 17C.60.230, Emergency Vehicle Access Requirements. The County is in no way opposed to construction over and beyond the emergency vehicle access standards as proposed for the Canyon Clock Center; however, only standards as listed under the EV access requirements shall be imposed on this project.

Prior to plan approval, the following items must be addressed:

- 1. All redlined comments on the plans must be addressed.
 - A. As previously stated, this project is not required to adhere to the road standards; however, it is apparent that the Canyon Parkway primary access shall consist of a three lane configuration with center turn lanes and pockets along its length. It will be the Development Engineering Section's recommendation that a channelization plan be prepared showing paint striping, stop bars, turn lane symbols, and street and stop signing locations. At a minimum, the channelization plan will be required at both entrances onto Canyon Road and 176th Street East to verify it is, in fact, coordinated with the County road project at those locations.



- B. The Traffic Division of Pierce County Public Works and Utilities is in the process of reviewing a traffic impact analysis associated with the environmental review of this project. Based on discussions with the Traffic Division, it may be necessary to modify the access onto Canyon Road East to provide for an eastbound to north double turn lane. This would require modifications to the intersection which is presently being constructed by the Public Works Division. It is recommended, prior to further submittal of the plans, it be determined whether or not it will be necessary to widen the proposed access onto Canyon Road to accommodate the additional lane width.
- 2. All redlined comments on the drainage, erosion, and maintenance reports must be addressed.
- 3. All circled items on the General Site Development Review Checklist must be addressed.
 - A. A review of Sheet 5 indicates that sedimentation basins will be constructed at at least three locations on this site. Per Section 8.10, specific criteria and design parameters are outlined for construction of sedimentation ponds. The Development Engineering Section will request the temporary erosion and sedimentation control report and plan be modified to show how the sizing of the sedimentation basins was determined, and appropriate dimensions and details provided on the plan set.
- 4. All circled items on the Retention Systems Drawings Review Checklist must be addressed.
- 5. A letter of certification is required from the project geotechnical engineer verifying that the plans meet the recommendations of the project geotechnical report.
- 6. The plans will not be approved until the applicant has provided verification that the Bonneville Power Administration has been contacted and has reviewed and found acceptable the site development plans associated with the development of this site. Please contact the Bonneville Power Administration, Snohomish Regional Office, 914 Avenue "D", Snohomish, WA 98290, (253) 831-9154 or toll free at 888-611-1746.
- 7. The plans will also not be approved until the applicant has provided verification that the Northwest Pipeline Company has been contacted, and has reviewed and found the site development plans acceptable. The Development Engineering Section does not have a direct contact for the Northwest Pipeline Company.
- 8. A construction guarantee is not required for the development of this site; however, the Development Engineering Section will require the 18-month guarantee be placed upon completion of construction of the improvements. The amount of the 18-month guarantee will be ten percent of the construction cost. Cost estimate forms are provided.
- 9. A set of the plans has been forwarded to Marcia Greeson, Associate Planner, Current Planning Section, Planning and Land Services, for her review for compliance with planning issues. Should you have questions regarding the status of that review, please contact Ms. Greeson at (253) 798-2788.

Prior to beginning construction of the on-site emergency vehicle access and storm drainage system, the following items must be completed:

- 1. Plan approval must be obtained as identified above.
- 2. The site development permits, Application Nos. 527526 and 527535, must be approved.
- 3. Prior to commencing construction, the proponent must contact the Pierce County Site Development Inspector, Bill Peterson, (253) 798-3156, a minimum of two business days in advance to schedule a pre-construction conference.
- 4. This project is presently undergoing an environmental review under Permit No. 400096, conducted under the direction of Marcia Greeson, Associate Planner. For further information regarding the status of the environmental review of this project, please contact Ms. Greeson at (253) 798-2788.

Any documents to be recorded must be accompanied by a check to cover the cost of recording fees. The check should be made payable to Pierce County. The following is the current fee schedule:

RID Covenant: \$64 for the first page

\$1 for each additional page

Statutory Warranty Deed: \$32 for the first page

\$1 for each additional page

\$10 to record the Excise Tax Form

Quitclaim Deed: \$32 for the first page

\$1 for each additional page

\$10 to record the Excise Tax Form

All other legal documents: \$32 for the first page

\$1 for each additional page

Please note documents in need of recording must meet the Pierce County Auditor's recording standards. Please contact the Auditor if you are unfamiliar with their standards.

Enclosed are the redlined plans, redlined drainage report, redlined erosion control report, redlined maintenance report, Site Development Checklist, General Site Development Review Checklist, Retention System Plan Review Checklist, Design Guidelines and Specifications For Road and Bridge Construction Checklist, financial guarantee forms, and cost estimate form.

Please address all comments contained in this letter and the markups. Your resubmittal should include:

- 1. Completed "Resubmittal Data Form" (form enclosed).
- 2. "Site Development Complete Resubmittal Checklist" form (form enclosed).
- 3. All marked items on the "Complete Resubmittal Checklist."

Please note, if Item Nos. 1, 2, and 3 are not included in the resubmittal, the resubmittal will be deemed incomplete and will not be accepted.

Jodie A. Inman October 20, 2005 Page 4

To help expedite processing of your project, we recommend resubmittals be made in person at the Planning and Land Services Office, Room 175, Pierce County Annex, 2401 South 35th Street, Tacoma, WA 98409-7460.

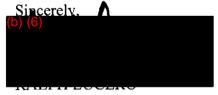
In an effort to expedite the review process and avoid interruptions, the Development Engineering Section has restructured our workweek. A portion of the week will be dedicated to meetings, returning/receiving phone calls/emails, and being available for customer service. The remainder of the week will focus on plan and application review.

The workweek will be structured as follows:

Monday: available from 3:00 p.m. to 4:30 p.m.
Tuesday: available all day (8:00 a.m. to 4:30 p.m.)
Wednesday: available from 8:00 a.m. to 9:30 a.m.
Thursday: available all day (8:00 a.m. to 4:30 p.m.)
available from 8:00 a.m. to 9:30 a.m.

Staff will be available to receive calls, return email, return calls, and meet only during the time periods listed above. This schedule will apply to Dawn Anderson, Paul Barber, Ron Bridgman, Deanna Cole, Damon DeRosa, Jeff Kidston, Joannes Lenana, Ralph Lucero, Dave Peterson, Jeff Sharp, and Daniel Whitcomb. The remainder of the Development Engineering Section will be available as they have been in the past.

Should you have any questions or comments regarding this matter, please contact the undersigned at (253) 798-3752.



Development Engineer

RL:kai

Enclosures

cc: File

Marcia Greeson, Associate Planner
Dawn Naylor, Traffic Division, Pierce County Public Works and Utilities
Shotwell Holdings, LLC, PO Box 110910, Tacoma, WA 98411-0910
Bonneville Power Administration, Snohomish Regional Office, 914 Avenue D,
Snohomish, WA 98290

Santary & H Sewer Utility Dist. E;³A F 4300.21e (03-2003) (Previously BPA 411) (Prior editions usable)

U.S. DEPARTMENT OF ENERGY BONNEVILLE POWER ADMINISTRATION

Electronic Form Approved by CfLR-04/16/2003

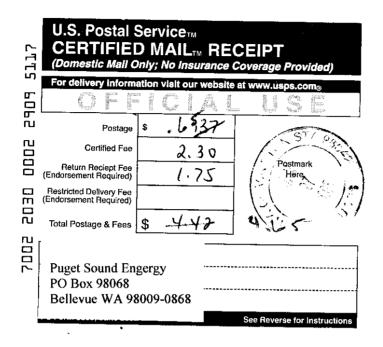
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1. CASE NO.	2. DATE	EC 02 2004	3. FROM:			
20050080		~ · · · · · · · · · · · · · · · · · · ·			nent TRF-TPP-4	
4. TO:		· · · · · · · · · · · · · · · · · · ·	5. APPLICATION	ON FOR/ENG	CROACHMENT OF	
A. Electrical Engin	eering and Analysis, Doug Lamb –	TNLD-TPP-3	ROADWA	Y, BURI	ED UTILITIES (gas, sewer,	
🕅 B. Lineman F	oreman III-TFNK/Covingto	n	water & electric)			
C. Pollution Prever	C. Pollution Prevention and Technical Service – KEP-4					
6. APPLICANT/ENCROAC	HER					
Larsen & Assoc. & Stockwell Holding, LLC						
THIS REQUEST IS REFE	RRED FOR EVALUATION AND COMM	ENTS, INCLUDING ADVERSE E	FFECTS ON FL	JTURË PLAN	NS (Return to TRF-TPP-4)	
7. LINES (S)						
Chehalis-Covingtor	n opr same & Olympia-Covin	igton op South Tacoma-	White Rive	r No. 1		
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C-RE-378						
9. LOCATION	A. SECTION	B. TOWNSHIP	C. R	ANGE	D. COUNTY/MERIDIAN/OTHER	
Lot 7 & 8	25	19N	3E		Pierce Co., WM	
10. ATTACHMENTS	A. BPA DRAWING NO.(S)	B. OTHER DRAWINGS		C. OTHER	ATTACHMENTS/COMMENTS	
	32638 & 15848	applicant plan				
D. LETTER OF APP	LICATION E. BPA F 4300.03, A	APPLICATION FOR PROPOSED	USE OF BPA	RIGHT-OF	F. BPA F 4300.22 ENCROACHMENT REPORT	
	PROPERTY MANAGEMENT (b)	(6)	MENT REPRE	SENTATIVE	/TELELPHONE NUMBER/PRELIM.	
REPRESENTATIVE	/ <i>IDP</i> (1	P. Dietrichson - 253-631	1-9154			
13. COMMENTS / RESER	VATIONS					
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ROUTING 15B. DATE

OZ-/L-C S

FILE CODE: LA-17

RETENTION: TRF= See disposition; others=A



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Article Addressed to: Puget Sound Engergy		If YES, enter delivery address below:	□ No
PO Box 98068 Bellevue WA 98009-0868		3. Service Type Certified Mail	t for Merchandise
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Article Number (Transfer from service label)	7002 20	30 0002 2909 5117	
PS Form 3811, August 2001	Domestic Re	itum Receipt	102595-02-M-1540



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9600 SW Oak Suite 230 Portland, OR 97223	3. Service Type Certified Mall Express Mail Registered Return Receipt for Merchandie
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U.S. Postal Service CERTIFIED MAIL (Domestic Mail Only; No Insurance Coverage Provided)
For delivery information visit our website at www.usps.com
Postage \$ 160,37
Certified Fee 2.30 Return Reciept Fee (Endorsement Required) 7.75 Postmark Here
Restricted Delivery Fee (Endorsement Required)
Total Postage & Fees \$
Mr. James Schweickert Larson and Associates Inc 4401 S. 66 th St
Tacoma, WA 98409

Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits.	B. C. Date of Deliver
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7002	Mr. Donald Egge Shotwell Holdin PO Box 110910 Tacoma WA 984	gs LLC				
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Tacoma WA 98411	3. Service Type Certified Mail Registered Return Receipt for Merchandies C.O.D.
20050080 -PWD	4. Restricted Delivery? (Extra Fee)
2. Article Number 7 0	2 2030 0002 2909 5124



Department of Energy

Bonneville Power Administration Covington Substation 28401 Covington Way SE Kent, WA 98042

January 25, 2005

In reply refer to: TRFN/Covington TRACT No. C-RE-378 (mile 48)

CASE No. 20050080

LINE: Chehalis-Covington Line (operated as Chehalis-Covington #1) and

Olympia-Covington Mile 38 (operated as Tacoma-Cowlitz-Olympia

White River #1)

Permitee:

Applicant:

Mr. Donald Egge

Mr. James P. Schweickert Shotwell Holdings, LLC Larson and Associates. Inc.

Ms. Jodie Inman, P.E. Alpha Engineering, Inc.

P.O. Box 110910

4401 S. 66th St.

9600 SW Oak, Suite 230

Tacoma, WA 98411

Tacoma, WA 98409

Portland, OR 97223

To whom it may concern:

Bonneville Power Administration has reviewed your proposal regarding the development of the parcel encumbered by our right of way easement. Enclosed please find our Land Use Agreement for the project known as the Canyon Clock Center in Pierce County, WA.

This permit covers only the activities proposed in your original application and any additional changes will require your prompt submission for BPA review. We look forward to working with you and appreciate your concerns regarding the right of way and helping us maintain and providing safe and reliable power to the Northwest.

You may direct any communication or questions to this office, Bonneville Power Administration, Real Estate Field Services (TRFN/Covington) 28401 Covington Way SE, Kent, WA 98042, or by telephoning Peter Dietrichson, at 253-631-9154.

Sincerely yours,



Realty Specialist

Official File - TR/TPP4 (Case No. 20050080)

bcc:

C.Whitney T-DITT-2 J.Bryant TR-TPP-4 M.Wolcott TRF-TPP-4 C.Johnson-TRFN/Olympia C.Pursiful-TFNK/Covington C.Bostwick-TFN/Covington

ROW File-Covington Aircraft Services/TC/hangar

PWD:9154:1/25/05(w:tsr/20050080LTR)

U.S. DEPARTMENT OF ENERGY BONNEVILLE POWER ADMINISTRATION

Electronic Form Approved by CILR-04/16/2003

			SE REVIEW RE		
1. CASE NO,		2. DATE DEC	-	3. FROM:	
20050080				Real Property Manag	
4. TO:				5. APPLICATION FOR/E	
A. Electrical Engin				,	RIED UTILITIES (gas, sewer,
B. Lineman F	oreman III-TFNK	Covington		water & electric)	
	ntion and Technical Se	rvice – KEP-4			,
D. 6. APPLICANT/ENCROAC	NICO				
		110			
Larsen & Assoc. &	-				
	RRED FOR EVALUATION	AND COMMENTS,	NCLUDING ADVERSE EF	FECTS ON FUTURE PL	ANS (Return to TRF-TPP-4)
7. LINES (S) Chehalis-Covingtor	n opr same & Olvn	pia-Covington	op South Tacoma-V	Vhite River No. 1	
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BA. TRACTS - EASEMEN	T		8B. TRACTS - FEE		
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9. LOCATION	,	A. SECTION	B. TOWNSHIP	C. RANGE	D. COUNTY/MERIDIAN/OTHER
Lot 7 & 8		25	19N	3E	Pierce Co., WM
10. ATTACHMENTS	A. BPA DRAWING NO.	` '	HER DRAWINGS	C. OTHE	R ATTACHMENTS/COMMENTS
	32638 & 15848	app	licant plan ATION FOR PROPOSED (ICE OF PDA DICHT OF	F. BPA F 4300.22
D. LETTER OF APP	LICATION ME. BP. WAY	A F 4300.03, APPLIC			ENCROACHMENT REPORT
11. SIGNATURE OF REAL REPRESENTATIVE	PROPERTY MANAGEM	ENT(b) (6)	IAGE	MENT REPRESENTATI	VE/TELELPHONE NUMBER/PRELIM.
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DATE:

January 3, 2005

To:

Technical Services, Real Property Section - TSR

FROM:

Douglas J. Lamb - Technical Services, Electrical Engineering - TNL

SUBJECT:

Engineering Review of R/W Use Permit

APPLICATION FOR:

Roadway, Buried Utilities (gas, sewer, water & electric)

APPLICANT:

Larsen & Assoc. & Stockwell Holding, LLC

CASE NO.:

20050080

TNF Log No.:

4-329

COMMENTS:

A separate application together with detailed drawings must be submitted for any additional use of BPA's easement area, including irrigation for landscaping or minor structures.

Structure 1/7 (FJ189) of South Tacoma-White River No 1, and structure 47/7 (AJ 217) of Chehalis – Covington No 1 both need to be replaced to satisfy an engineering reliability standard for the proposed ROW use.

Structure 2/1 (FJ190) of South Tacoma-White River No 1, and structure 48/1 (AJ 218) of Chehalis – Covington No 1 both need to have a second string of insulators added per each phase to satisfy an engineering reliability standard for the proposed ROW use.

Currently there is not enough clearance to ground for the road to be underneath the conductor. This can be adjusted when the new structures are installed.

UPDATE January 24, 2005: The italicized text above referring to the need to alter structures, and increase clearances are no longer applicable. All other comments on this Memo apply.

RESERVATIONS:

\square The road shall remain a minimum of $\underline{50}$ feet from the point where steel lattice
tower legs or concrete foundations enter the earth.
The road should be designed to withstand HS-20 loading from BPA's heavy
/vehicles.
Landscaping within the right-of-way shall not exceed 10 feet in height.
Roads may not hinder BPA's ability to access the towers and transmission lines
The underground utility cable and underground pipelines must have <u>50</u> feet of
clearance to the point where the steel lattice tower legs or concrete foundations
enter the earth.

	The underground cable and underground pipeline locations shall be marked with
	permanent signs where it enters and leaves the BPA Right-Of-Way, and at angle
/	points within the Right-Of-Way.
Ø	Burial depth of all underground cables will be that required by national, state and
/	local standards. All underground cables will have a minimum cover of 30 inches.
\square	Burial depth of all pipelines will be that required by national, state and local
	standards. All pipelines will have a minimum cover of 36 inches, except gas and
	petroleum which need a minimum cover of 48 inches unless adequate protection
/	for movement of heavy vehicles is designed for the pipeline.
$\overline{\mathbf{v}}$	The pipe and underground cables are to be designed to withstand an HS-20 type
_/	loading caused by BPA heavy maintenance vehicles.
	No grade changes to existing ground elevations are permitted. If grade changes
	are required, submit grading plans for further approval. These plans should
	clearly indicate proposed finished elevations as well as existing ground
-	elevations.
Ľ	Access to transmission line structures by BPA maintenance vehicles shall not be
	obstructed. Access roads or driveways must be available.
	Access to BPA structures must remain open and unobstructed at all times.
	The BPA will not be liable for damage to fence, sidewalk, landscaping, or any
	other improvements, on its Right-Of-Way. BPA personnel and heavy vehicles
г и	will use the Right-Of-Way for maintenance activities.
ш	Construction equipment must maintain a minimum distance of 15 feet between
$\boldsymbol{\Xi}$	equipment and transmission line conductors.
	No storage of flammable materials is allowed on the Right-Of-Way.
M	No refueling of vehicles or equipment is allowed on the Right-Of-Way.

Please call me at extension 6341, if you have any questions.

D. COUNTY/MERIDIAN/OTHER

Pierce Co., WM

BPA F 4300.21e (03-20C3) (Previously BPA 411) (Prior editions usable)

8A. TRACTS - EASEMENT

C-RE-378

9. LOCATION

Lot 7 & 8

U.S. DEPARTMENT OF ENERGY

BONNEVILLE POWER ADMINISTRATION LAND USE REVIEW REQUEST

2. DATE DEC 0 2 2004 | 3. FROM: 1. CASE NO. Real Property Management - TRF-TPP-4 20050080 5. APPLICATION FOR/ENCROACHMENT OF 4. TO: ROADWAY, BURIED UTILITIES (gas, sewer, A. Electrical Engineering and Analysis, Doug Lamb – TNLD-TPP-3 water & electric) RECEIVED **□** B. Lineman Foreman III-TFNK/Covington C. Pollution Prevention and Technical Service - KEP-4 □ D. 6. APPLICANT/ENCROACHER DEC 0 2 2004 Larsen & Assoc. & Stockwell Holding, LLC THIS REQUEST IS REFERRED FOR EVALUATION AND COMMENTS, INCLUDING ADVERSE EFFECTS ON PLICE FRACE ANGINE MING 7. LINES (S) AND ANALYSIS Chehalis-Covington opr same & Olympia-Covington op South Tacoma-White River No. 1

10. ATTACHMENTS	A. BPA DRAWING NO.(S)	B. OTHER DRAWINGS	C. OTHER ATTA	ACHMENTS/COMMENTS
	32638 & 15848	applicant plan	·	
D. LETTER OF APP	LICATION E. BPA F 4300.0	3, APPLICATION FOR PROPOSED US		F. BPA F 4300.22 ENCROACHMENT REPORT
11. SIGNATURE OF REAL REPRESENTATIVE	PROPERTY MANAGEMENT	(6) GEME PADIETRICISON - 253-631-9	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	ELPHONE NUMBER/PRELIM.
13. COMMENTS / RESER		,		
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8B. TRACTS - FEE

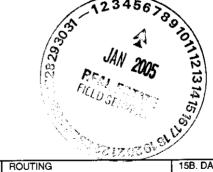
B. TOWNSHIP

19N

A. SECTION

25

1/7/05



TOURD, TOO

C. RANGE

3E

15A. SIGNA Return Or

15B. DATE

FILE CODE: LA-17 RETENTION: TRF= See disposition; others=A DATE:

January 3, 2005

To:

Technical Services, Real Property Section - TSR

FROM:

Douglas J. Lamb - Technical Services, Electrical Engineering - TNL

SUBJECT:

Engineering Review of R/W Use Permit

APPLICATION FOR:

Roadway, Buried Utilities (gas, sewer, water & electric)

APPLICANT:

Larsen & Assoc. & Stockwell Holding, LLC

CASE No.:

20050080

TNF Log No.:

4-329

COMMENTS:

A separate application together with detailed drawings must be submitted for any additional use of BPA's easement area, including irrigation for landscaping or minor structures.

Structure 1/7 (FJ189) of South Tacoma-White River No 1, and structure 47/7 (AJ 217) of Chehalis – Covington No 1 both need to be replaced to satisfy an engineering reliability standard for the proposed ROW use.

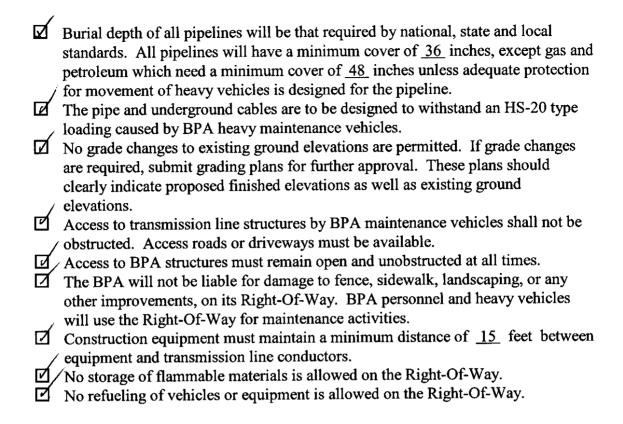
Structure 2/1 (FJ190) of South Tacoma- White River No 1, and structure 48/1 (AJ 218) of Chehalis – Covington No 1 both need to have a second string of insulators added per each phase to satisfy an engineering reliability standard for the proposed ROW use.

Currently there is not enough clearance to ground for the road to be underneath the conductor. This can be adjusted when the new structures are installed.

RESERYATIONS:

	111101101
囨	The road shall remain a minimum of <u>50</u> feet from the point where steel lattice
/	tower legs or concrete foundations enter the earth.
Ø	The road should be designed to withstand HS-20 loading from BPA's heavy
/	vehicles.
\square	Landscaping within the right-of-way shall not exceed 10 feet in height.
\square	Roads may not hinder BPA's ability to access the towers and transmission lines.
	The underground utility cable and underground pipelines must have <u>50</u> feet of
	clearance to the point where the steel lattice tower legs or concrete foundations
,	enter the earth.
Ø	The underground cable and underground pipeline locations shall be marked with
	permanent signs where it enters and leaves the BPA Right-Of-Way, and at angle
,	points within the Right-Of-Way.
回	Burial depth of all underground cables will be that required by national, state and

local standards. All underground cables will have a minimum cover of 30 inches.



Please call me at extension 6341, if you have any questions.



INVUICE

Invoice Date: Page:

MSC-04608 December 2, 2004 1 of 1

Please Remit To:
BONNEVILLE POWER ADMIN
FILE NO. 74038
P.O. BOX 60000
SAN FRANCISCO CA 94160-4038

Customer No: Payment Terms: 11547 NET 30 January 3, 2005

Due Date:

PS PROPERTIES LLC SUITE # 100 10515 20TH STREET SE EVERETT WA 98205 **AMOUNT DUE:**

250.00 USD

To ensure that your account is credited properly, please include the invoice number on your check and/or enclose a copy of the invoice with your payment. Thank You.

For billing questions, please call:

KAREN SHERRILL 360-619-6465

Original

Line	Description	Quantity	UOM	Unit Amt	Net Amount
1		1.00	 '	250.00	250.00

Subtotal:

250.00

AMOUNT DUE:

250.00 USD

Amount due Bonneville Power Administration for use of BPA Right of Way Case #20050080.

Unpaid balance after the due date will accrue interest at a rate of 1 percent per month, unless otherwise stated in the contract or agreement. You have the right to inspect the records and obtain a review, within BPA, of the determination of this indebtedness. All debts are subject to collection under applicable Federal Laws.

For Internal Use	 	 	

Electronic Form Approved by Cl 0/X/03

U.S. DEPARTMENT OF ENERGY BONNEVILLE POWER ADMINISTRATION APPLICATION FOR PROPOSED USE OF BPA RIGHT- OF - WAY

\$250 NON-R WILL	EFUNDABLI	E APPLICATION DCESSED WITH			JLTIPLE MIL	ES OF BPA RIGI NONREFUNDA	ANCIES THAT R HT-OF-WAY, PLI ABLE APPLICATI	EASE ENCLOS	
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7. LOCATION OF		704			255 8	48 2402	125822	5 6998	
(PROVIDE A	COUNTY AS		SHOWING THE OW			S AND THE LO	CATION OF USE	.)	•
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<u>3P 9702</u>	11024	3 PIER							
FURMER !			-29-0-029	~ NO	W クラ RANGE	-1 9-25 -(B-027 UNTY	STATE	
QUARTER SECTION		SECTION(S)	HENWOT	1	4E.	PIER		AIHEAW	
	WHICH BP	RIGHT-OF-WAY	(PROPERTY IS TO E	R	clude a map, 3E ANTIMA	plan or sketch if i		(C)	12/1/04
Width 60	-70	Type:	Gas	Sewe	=	W Water	Voltage	3 PH	SE_
Material ASE	HALT	Diameter	4."	8-1	<u>8"-24</u> "	12"	Underground	<u>X</u>	
(ii Orading, allaan	promy	Material	pe/pvc	PVC	N12	D.1	Overhead		
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Other:	MICAS	6 & FILL	ing. Gra	ss Li	VED B	10 FILTE	R SWALE	ES. UN	DEIZ-
•			- INFILTRA						AN .
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9. RIGHT-OF-WAY Arrow.) If a BPA P	Y Draw in s lan and Profil	pace provided be e drawing is avail	low the proposed use able, you may draw yo	. (Identify str our plans on	uctures and s it and attach	how distances ar to this application	nd angles, if appro	opriate indicate	North
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10. APPLICANT N		vert (b)	(6)				ICANT TITLE	LIE TO	
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4-6. Complete of	-		1 1	9.	Diamonds right-of-wa	y. Indicate which	resent towers or th direction is "N ht-of-way width:	lorth" in relati	
7. Legal descri title, insurar	nce policy, c	ourthouse deed	, or your tax statem	ent.)	conductors	s (wires) are not	t always located to contact the	I in the center	r of the
Check all bo following the		ply and complet	te the information		Office for h	nelp. Copy the s	series of letters or pole (i.e., MCi	and numbers	from the

enter in "BPA Structure Identification" block.

1	Details on be	⊕ ™	Security Features include	an Marine 188 and Tarin a Render W
3754	AMOUNT	\$*****250.00		da.
BANK VG OFFICE V 98201 251	DATE	11/08/04		
PS PROPERTIES LLC 10515 20TH STREET SE, SUITE 100 EVERETT, WA 98205 (425) 334-4040 98-762-1;	PA** Two Hundred Fifty & 00/100 Dollars		BONNEVILLE POWER ADMINSTRATION 4401 S. 66TH STREET TACOMA, WA 98409	#003754# #125107626#3
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