MEMORANDUM OF AGREEMENT REGARDING FOUNDATIONAL CONCEPTS, MANAGED IMPLEMENTATION PLAN, AND DISSOLVED OXYGEN TMDL FOR THE SPOKANE RIVER

THIS MEMORANDUM OF AGREEMENT is entered into and effective this 7th day of March, 2007, by and between the Washington State Department of Ecology, Spokane County, the City of Spokane, the Liberty Lake Sewer and Water District, Kaiser Aluminum Fabricated Products, LLC, and Inland Empire Paper Company, collectively referred to as "the parties."

RECITALS

WHEREAS, the parties have reached an agreement in principle with regard to the Spokane River Dissolved Oxygen TMDL, as set forth in the document entitled, "Foundational Concepts for the Spokane River TMDL Managed Implementation Plan" ("Foundational Concepts document"), which is attached hereto as "Exhibit A," and

WHEREAS, the parties desire to enter into a Memorandum of Agreement to more formally memorialize the Foundational Concepts document.

AGREEMENT

NOW, THEREFORE, the parties agree that the foundational concepts described in the Foundational Concepts document are hereby accepted by the parties and will begin guiding TMDL implementation as of the effective date of this Agreement.

The parties further agree that the Managed Implementation Plan for the Spokane River Dissolved Oxygen TMDL and the Spokane River Dissolved Oxygen TMDL will be drafted consistent with the Foundational Concepts document.

SIGNED on March 7, 2007

STATE OF WASHINGTON,
DEPARTMENT OF ECOLOGY

By _____
Title: Director

ADOPTED by the Board of County Commissioners of Spokane County, Washington this 7th day of March, 2007.

Mark Richard, Chair

Bonnie Mager, Vice-Chair

Todd Mielke, Commissioner

ATTEST:

Daniela Erickson
Clerk of the Board

SIGNED on March 7, 2007

LIBERTY LAKE SEWER & WATER DISTRICT

Tom Agnew, President

Frank L. Boyle, Commissioner

Steven Skipworth, Commissioner

SIGNED on March 7, 2007

CITY OF SPOKANE

By _____
Mayor

Attest:

City Clerk

Approved as to form:

Assistant City Attorney

SIGNED on March 7, 2007

KAISER ALUMINUM FABRICATED PRODUCTS, LLC

By Mike Zerga

Mike Zerga
Kaiser Trentwood Plant Manager

SIGNED on March 7, 2007

INLAND EMPIRE PAPER COMPANY

By Wayne D. Andresen

Wayne D. Andresen
President and General Manager