AFN #2012182367 Recorded 12/27/2012 at 03:16 PM DocType: AGLS Filed by: PACIFICORP Page: 1 of 4 Auditor Timothy O. Todd Skamania County, WA

AFTER RECORDING RETURN TO:

PACIFICORP Attn: Property Department 825 NE Multnomah, Suite 1700 Portland, Oregon 97232

Grantor: Gary L. Ottman Grantee: PacifiCorp

Legal: LOT 5 NORTHWESTERN LAKE DEVELOP SUBD BK B/PG 73

Tax Parcel: 03100300021400

FIRST AMENDMENT TO GROUNDWATER WELL SETTLEMENT AGREEMENT, COVENANT, AND RELEASE

This First Amendment to Groundwater Well Settlement Agreement, Covenant, and Release ("Amendment") and all Exhibits attached hereto, is by and between PacifiCorp, an Oregon corporation, dba PacifiCorp Energy ("PacifiCorp"), and Gary L. Ottman (the "Well Owner").

Background

- A. PacifiCorp and the Well Owner entered into that certain Groundwater Well Settlement Agreement, Covenant, and Release recorded with the Skamania County, Washington Auditor's office on October 24, 2012 as AFN # 2012181850 (the "Agreement") including Addendum A attached thereto. The Agreement and Addendum A addressed reimbursement for certain costs associated with work to drill a new groundwater well at Well Owner's Property known as Skamania County, Washington Tax Lot 03100300021400 and further described in the Agreement.
- B. PacifiCorp and the Well Owner desire to amend the Agreement and Addendum A as set forth below.

Terms and Conditions

Now, therefore, the Agreement and Addendum A are hereby amended as follows:

- 1. Section 4(A) of Addendum A to the Agreement is deleted and replaced with the following:
 - (A) Reimbursement for Authorized Work.
 - PacifiCorp will reimburse Well Owner four thousand nine hundred forty and 64/100 dollars (\$4,940.64) for the Work and materials described on the Water Well Drilling Statement from MK Drilling Co. dated November 2, 2012 (a copy of which is attached hereto as Exhibit 1).
 - PacifiCorp will reimburse Well Owner eleven thousand three hundred fifty-nine and 01/100 dollars (\$11,359.01) for the Work and Dept. of Ecology Permit fee

First Amendment to Groundwater Well Settlement Agreement

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described on the Water Well Drilling Statement from MK Drilling Co. dated November 2, 2012 (a copy of which is attached hereto as **Exhibit 2**).

- 2. Exhibit 1 and Exhibit 2 to the Agreement and Addendum A (which are both estimate statements from MK Drilling Co. dated July 30, 2012) are deleted and replaced with the Exhibit 1 and Exhibit 2 attached hereto (which are both statements from MK Drilling Co. dated November 2, 2012).
- 3. Except as modified herein, all other terms and conditions of the Agreement and Addendum A shall remain in full force and effect.

EXECUTED IN DUPLICATE AS OF THE DATES SET FORTH BELOW.

Agreed:

PacifiCorp, an Oregon corporation dba PacifiCorp Energy

Mark Sturtevant,

Managing Director, Hydro Resources

nte: /2/7/2012

Well Owner

Gary L. Ottman

Date:

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EXHIBIT 1 Statement from MK Drilling dated November 2, 2012



Water Well Drilling

509-767-1342 **KURT OTTMANN** 509-767-1907 FAX EMAIL: water@gorge.net

Statement

PO BOX 470

Date: NOV 2, 2012 Well Log:# 02449

DALLESPORT WA 98617

ADDRESS: 2518 QUAIL RUN DR SANDY, UT 84093 HOME: 801-244-6928

WORK: CELL: 801-942-6918

PROPERTY: 271 UPPER LAKEVIEW RD NORTHWESTERN LAKE

			44	
1	GRUNDFOS 2 H.P. PUMP, MOTOR & DELUXE PANEL	MOD# 10S20-27		2,000.00
126'	1 1/4" GALV PIPE			400.68
409'	8-4 SUBMERSIBLE FLAT WIRE		44	1,071.58
409°	1/4" AIRLINE TUBING + AIRLINE ASSEMBLY		$\perp \downarrow \downarrow$	161.35
1 EA	100 P.S.I. PRESSURE GUAGE + 1 1/4" CHECK VALVE		Ш	44.80
	1 1/4" PVC FITTINGS		Ш	6.50
4 HR	LABOR @ \$125.00/HR + TRAVEL FROM SHOP	٦,		562.50
4 HR	MINI EXCAVATOR @ \$85.00/HR	Type		340.00
			Ш	
		ď		
		SUB TOTAL	s	4,587.4
		7.7% SALES TAX	S	353.23
		TOTAL DUE	\$	4,940.64

5 YR WARRANTY PUMP & MOTOR ONLY LABOR NOT INCLUDED

TERMS: 30 DAYS

PAYMENT DUE UPON RECEIPT 12% INTEREST STARTS IN 30 DAYS

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EXHIBIT 2 Statement from MK Drilling dated November 2, 2012



PO BOX 479 DALLESPORT WA 98617

Water Well Drilling

509-767-1342 509-767-1907 FAX EMAIL: water@gorge.net

KURT OTTMANN

Statement

ADDRESS: 2518 QUAIL RUN DR SANDY, UT 84093

HOME: 801-244-6928 WORK:

Date: NOV 2, 2012 Well Log:# 02449

CELL: 801-942-6918

PROPERTY: 271 UPPER LAKEVIEW RD NORTHWESTERN LAKE

	PULL EXISTING PUMP & WELL LINER, REMOVE			
	PITLESS ADAPTER + TRAVEL			77
4 HR	LABOR @ \$125.00/HR			500.00
	MOBLIZATION OF DRILL RIG			1,500.00
	THREE LOADS 2" BASE ROCK			556.20
	BACKHOE MOVE & GRADING/COMPACTING		Ш	265.00
180'	6" DRILLING @ \$24.00/FT	4		4,320.00
460'	4.5" PVC WELL LINER @ \$7.00/FT		Ш	3,220.00
			Ш	
	DEPT OF ECOLOGY PERMIT \$200.00			
		SUB TOTAL		10,361.20
		7.7% SALES TAX		797.81
		TOTAL DUE		11,159.01
li.		DEPMIT		200.00

TERMS: 30 DAYS

PAYMENT DUE UPON RECEIPT 12% INTEREST STARTS IN 30 DAYS BALANCE

11,359.01