

ENERGY FACILITY
SITE CERTIFICATION AGREEMENT

for the

SPRINGFIELD UTILITY-INDUSTRIAL ENERGY CENTER

between

The State of Oregon
and
The Eugene Water & Electric Board

This Certification Agreement is made pursuant to Section 24 of Chapter 606, Oregon Laws 1975, between the State of Oregon, acting by and through its Governor ("State"), and the City of Eugene, Oregon, acting by and through the Eugene Water & Electric Board ("EWEB").

I. Introduction

- A. Pursuant to Section 24 of Chapter 606, Oregon Laws 1975, effective July 1, 1975, EWEB has applied to the State for a site certificate for the energy facility described in Section II B. below. Under that law, EWEB must be granted a site certificate if its Springfield Utility-Industrial Energy Center was under construction, as defined in ORS 453.305 (5) on July 1, 1975.
- B. By its application and accompanying supporting documents, EWEB has provided information demonstrating that the Springfield Utility-Industrial Energy Center was under construction on July 1, 1975. "Under construction" means that on-site work and construction has been accomplished, the cost of which exceeds \$250,000, excluding exploratory work.

II. Site and Energy Facility Description

A. Site Description

1. The site at, on, and in which the energy facility and the related or supporting facilities are being constructed consists of:

(a) A parcel of land upon which a turbine generator and certain other facilities are being constructed, described as:

Beginning at a Brass Cap monumenting the Weyerhaeuser Company's Springfield, Oregon plant base line and having the base line Coordinate value of N 1900 and E 2200, said brass cap being South $89^{\circ}45'$, East, 890.87 feet and North $0^{\circ}15'$ East, 597.05 feet from the brass cap marking the Northeast corner of the R. Harper Donation Land Claim No. 57 in in Township 17 South, Range 2 West of the Willamette Meridian, from said point of beginning run North $0^{\circ}34'55''$ East along the North-South base line as monumented, 1514.09 feet; thence South $89^{\circ}25'05''$ East perpendicular to said base line, 1197.81 feet to the True Point of Beginning of this description; from said True Point of Beginning run thence North $0^{\circ}31'40''$ East, 90.00 feet; thence South $89^{\circ}28'20''$ East, 40.00 feet; thence South $0^{\circ}31'40''$ West 90.00 feet; thence North $89^{\circ}28'20''$ West, 40.00 feet to the True Point of Beginning, in Springfield, Lane County, Oregon.

(b) The locations in Lane County, Oregon, in close proximity to the parcel described in (a) above upon which are located the following related or supporting facilities:

1. A 13.8 KV associated transmission line running in a generally westerly direction from the turbine generator facility for a distance of approximately 1200 feet, utilizing existing Weyerhaeuser transmission poles with modifications.
2. An electric substation (Weyerhaeuser Substation No. 3) located approximately 1200 feet west of the generating source and connected thereto by the above-referenced associated transmission line. This substation contains a 64 MVA step-up transformer (13.8 to 69 KV) and associated equipment.
3. A 69 KV associated transmission line on a 50 foot right-of-way running in a generally northwesterly direction and connecting to the existing 69 KV transmission line serving Weyerhaeuser Substation No. 1.

B. Description of Energy Facility and Related or Supporting Facilities

1. The energy facility is a turbine generator with a nameplate rating of 51,200 kilowatts (electric) utilizing as a source of power to turn the turbines a closed cycle steam system provided by an adjacent paperboard plant owned and operated by the Weyerhaeuser Company, a Washington corporation.

2. Related or supporting facilities to the energy facility are:
 - (a) A 13.8 KV and a 69 KV associated transmission line as described in II A. above; and
 - (b) An electric substation as described in II A. above.
3. Steam will be supplied to the energy facility by the Weyerhaeuser Company as described in the "Agreement for Purchase and Sale of Steam Generation" made and entered into between EWEB and Weyerhaeuser June 24th, 1975, a copy of which was filed with EWEB's application. As described in this document, the source of steam will be the three steam boilers presently supplying process steam for Weyerhaeuser's pulp and paper mill. These boilers will be modified to enable them to produce high pressure (i.e., 850 psig) steam. The boilers will be fueled with oil, gas, black liquor, by-product fuel from the nearby Kingsford Briquet Plant, or a combination thereof.

III. Site Certification

- A. This agreement certifies that, to the extent authorized by state law, the State approves the construction and operation of the energy facility and related or supporting facilities described in Section II B. above by EWEB at its Springfield Utility-Industrial Energy Center, in the manner described in EWEB's application dated August 1, 1975. This approval by the State binds the state and all counties, cities and political subdivisions in the state as to the approval of the site and the construction and operation of the energy facility, subject only to the

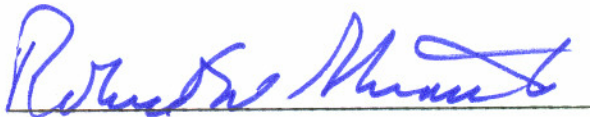
conditions of this agreement. Each agency that issued a permit, license or certificate to EWEB related to the Springfield Utility-Industrial Energy Center prior to July 1, 1975, shall continue to exercise enforcement authority over such permit, license or certificate.

B. In consideration of the execution of this agreement by the State, and pursuant to Section 24(2) of Chapter 606 Oregon Laws 1975, EWEB agrees:

1. To pay the fees required by subsections (3) and (4) of ORS 453.405;
2. To abide by the conditions of all licenses, permits and certificates required by the state or any subdivision in the state to operate the energy facility and issued prior to July 1, 1975; and
3. On and after July 1, 1975, to abide by the rules of the Director of the Department of Energy adopted pursuant to Section 5(1)(d) of Chapter 6, Oregon Laws 1975, and rules of the Energy Facility Siting Council adopted pursuant to ORS 453.305 to 453.575.
4. To complete construction of and to operate the energy facility and related or supported facility in a manner consistent with the representation contained in the application.

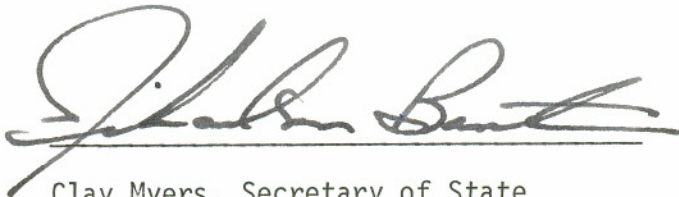
In witness thereof, this Site Certification Agreement has been executed by the Governor of the State of Oregon and the Eugene Water & Electric Board as below subscribed this 7th day of August, 1975.

STATE OF OREGON, by:



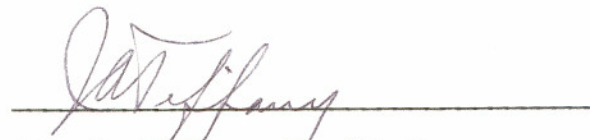
Robert W. Straub, Governor

ATTEST



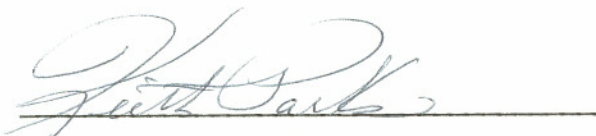
Clay Myers, Secretary of State
By: Assistant Secretary of State

THE CITY OF EUGENE, acting by and through the EUGENE WATER & ELECTRIC BOARD, by:



John A. Tiffany, President

ATTEST



Keith Parks, Secretary

