

PHNRTC RESTORATION CREDIT CD

Portland Harbor Restoration Credit Consent DecreeAppendix C – Table of Contents

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Appendix C - Credit CD

Settling Defendant Name	NRD Liability in DSAYS and Restoration Obligations in DSAY Credits and Dollars					Assessment Costs Amounts Owed and Funding Previously Provided				Total Cash Owed and Net Payment Required ¹	
	<i>Final NRD Allocation to Settling Defendant (in DSAYS)</i>	<i>Number of Credits Purchased / to be Purchased (in DSAYS)</i>	<i>Amount owed to satisfy \$1,742 per DSAY²</i>	<i>Cash Payment for Remaining NRD Liability (excluding assessment costs)</i>	<i>Total Cash for Restoration</i>	<i>Pro-Rata Share of Trustee Council Assessment Costs</i>	<i>Per Capita Share of Path C General Costs</i>	<i>Total Share of Trustee Council Assessment Costs</i>	<i>Total Funding Received from Defendant by the Trustee Council under FPAs</i>	<i>Total Cash Owed (Total Cash for Restoration + Total Share of Assessment Costs)</i>	<i>Net Payment Required (Total Cash Owed - Total Funding Received under FPAs)</i>
City of Portland	61.03	35.00	\$ 60,970.00	\$ 1,835,115.00	\$ 1,896,085.00	\$ 185,371.19	\$ 63,096.85	\$ 248,468.04	\$ 1,809,096.52	\$ 2,144,553.04	\$ 335,456.52
MMGL	9.45	7.85	\$ 13,674.70	\$ 112,800.00	\$ 126,474.70	\$ 29,919.73	\$ 63,096.85	\$ 93,016.58	\$ 217,468.30	\$ 219,491.28	\$ 2,022.98
Oregon Steel Mills	45.50	44.00	\$ 76,648.00	\$ 105,750.00	\$ 182,398.00	\$ 144,057.98	\$ 63,096.85	\$ 207,154.83	\$ 339,621.82	\$ 389,552.83	\$ 49,931.01
PacifiCorp	13.59	11.32	\$ 19,719.44	\$ 160,035.00	\$ 179,754.44	\$ 43,027.43	\$ 63,096.85	\$ 106,124.28	\$ 284,512.23	\$ 285,878.72	\$ 1,366.49
Port of Portland	199.20	199.20	\$ 347,006.40	\$ -	\$ 347,006.40	\$ 619,233.54	\$ 63,096.85	\$ 682,330.39	\$ 339,621.82	\$ 1,029,336.79	\$ 689,714.97
Schnitzer	37.49	37.49	\$ 65,307.58	\$ -	\$ 65,307.58	\$ 118,697.44	\$ 63,096.85	\$ 181,794.29	\$ 217,468.30	\$ 247,101.87	\$ 29,633.57
Siltronic	7.46	3.75	\$ 6,532.50	\$ 261,555.00	\$ 268,087.50	\$ 22,828.07	\$ 63,096.85	\$ 85,924.92	\$ 352,567.86	\$ 354,012.42	\$ 1,444.56
Totals:	373.72	338.61	\$ 589,858.62	\$ 2,475,255.00	\$ 3,065,113.62	\$ 1,163,135.38	\$ 441,677.95	\$ 1,604,813.33	\$ 3,560,356.85	\$ 4,669,926.95	\$ 1,109,570.10

Notes:

- 1 - Section VIII of this Consent Degree provides the mechanism for payment of each Settling Defendant's Net Payment Required as set forth above in this Appendix C.
- 2 - The \$1,742 payment for each DSAY credit purchased from a Restoration Credit Seller is compensation for recreational losses, tribal services losses, and Portland Harbor-wide monitoring and stewardship. DSAY credits purchased from Restoration Credit Sellers do not include this compensation, which is built into the Trustee Council's DSAY cash out price.

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Portland Harbor Restoration Credit Consent DecreeAppendix C – Payments and Restoration Credit Purchases to be made by Settling DefendantCity of Portland

1. DSAY Restoration Credit Purchases.

Total number of credits to be purchased: 35 DSAYs

DSAY Credits to be purchased from the following Restoration Credit Seller(s), with the number of DSAY credits to be purchased from each Restoration Credit Seller shown in parenthesis: [Alder Creek]

2. Cash Payment. City of Portland shall make a cash payment in the amount of \$335,456.52 in accordance with Paragraph 65 of the Consent Decree. This amount is calculated as follows:

<u>Item</u>	<u>Amount</u>
a. \$1,742 for each DSAY Restoration Credit, to compensate for recreational service losses and tribal service losses, plus	\$60,970.00
b. \$70,500 for each of the 26.03 DSAYs in the Final NRD Allocation for which a DSAY Restoration Credit was not purchased, plus	\$1,835,115.00
c. Final Allocated Share of Trustee Council Assessment Costs, minus	\$248,468.04
d. Total Funding Received from Settling Defendant by the Trustee Council under FPAs	-\$1,809,096.52
<u>NET CASH PAYMENT:</u>	<u>\$335,456.52</u>

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Appendix C – Payments and Restoration Credit Purchases to be made by Settling Defendant

MMGL

1. DSAY Restoration Credit Purchases.

Total number of credits to be purchased: 7.85 DSAYs

DSAY Credits to be purchased from the following Restoration Credit Seller(s), with the number of DSAY credits to be purchased from each Restoration Credit Seller shown in parenthesis: [PGE Harborton]

2. Cash Payment. MMGL shall make a cash payment in the amount of \$2,022.98 in accordance with Paragraph 65 of the Consent Decree. This amount is calculated as follows:

<u>Item</u>	<u>Amount</u>
a. \$1,742 for each DSAY Restoration Credit, to compensate for recreational service losses and tribal service losses, plus	\$13,674.70
b. \$70,500 for each of the 1.6 DSAYs in the Final NRD Allocation for which a DSAY Restoration Credit was not purchased, plus	\$112,800.00
c. Final Allocated Share of Trustee Council Assessment Costs, minus	\$93,016.58
d. Total Funding Received from Settling Defendant by the Trustee Council under FPAs	-\$217,468.30
<u>NET CASH PAYMENT:</u>	<u>\$2,022.98</u>

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Appendix C – Payments and Restoration Credit Purchases to be made by Settling Defendant

Oregon Steel Mills (EVRAZ)

1. DSAY Restoration Credit Purchases.

Total number of credits to be purchased: 44.00 DSAYs

DSAY Credits to be purchased from the following Restoration Credit Seller(s), with the number of DSAY credits to be purchased from each Restoration Credit Seller shown in parenthesis: [PGE Harborton]

2. Cash Payment. Oregon Steel Mills (EVRAZ) shall make a cash payment in the amount of \$49,931.01 in accordance with Paragraph 65 of the Consent Decree. This amount is calculated as follows:

<u>Item</u>	<u>Amount</u>
a. \$1,742 for each DSAY Restoration Credit, to compensate for recreational service losses and tribal service losses, plus	\$76,648.00
b. \$70,500 for each of the 1.5 DSAYs in the Final NRD Allocation for which a DSAY Restoration Credit was not purchased, plus	\$105,750.00
c. Final Allocated Share of Trustee Council Assessment Costs, minus	\$207,154.83
d. Total Funding Received from Settling Defendant by the Trustee Council under FPAs	-\$339,621.82
<u>NET CASH PAYMENT:</u>	<u>\$49,931.01</u>

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Appendix C – Payments and Restoration Credit Purchases to be made by Settling Defendant

PacifiCorp

1. DSAY Restoration Credit Purchases.

Total number of credits to be purchased: 11.32 DSAYs

DSAY Credits to be purchased from the following Restoration Credit Seller(s), with the number of DSAY credits to be purchased from each Restoration Credit Seller shown in parenthesis: [PGE Harborton (5.66 DSAY Credits) and Rinearson Natural Area (5.66 DSAY Credits)]

2. Cash Payment. PacifiCorp shall make a cash payment in the amount of \$1,366.49 in accordance with Paragraph 65 of the Consent Decree. This amount is calculated as follows:

<u>Item</u>	<u>Amount</u>
a. \$1,742 for each DSAY Restoration Credit, to compensate for recreational service losses and tribal service losses, plus	\$19,719.44
b. \$70,500 for each of the 2.27 DSAYs in the Final NRD Allocation for which a DSAY Restoration Credit was not purchased, plus	\$160,035.00
c. Final Allocated Share of Trustee Council Assessment Costs, minus	\$106,124.28
d. Total Funding Received from Settling Defendant by the Trustee Council under FPAs	-\$284,512.23
<u>NET CASH PAYMENT:</u>	<u>\$1,366.49</u>

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Port of Portland

1. DSAY Restoration Credit Purchases.

Total number of credits to be purchased: 199.20 DSAYs

DSAY Credits to be purchased from the following Restoration Credit Seller(s), with the number of DSAY credits to be purchased from each Restoration Credit Seller shown in parenthesis: [Linnton Mill (99.6 DSAY Credits) and Rinearson Natural Area (99.6 DSAY Credits)]

2. Cash Payment. Port of Portland shall make a cash payment in the amount of \$689,714.97 in accordance with Paragraph 65 of the Consent Decree. This amount is calculated as follows:

<u>Item</u>	<u>Amount</u>
a. \$1,742 for each DSAY Restoration Credit, to compensate for recreational service losses and tribal service losses, plus	\$347,006.40
b. \$70,500 for each of the 0 DSAYs in the Final NRD Allocation for which a DSAY Restoration Credit was not purchased, plus	\$0
c. Final Allocated Share of Trustee Council Assessment Costs, minus	\$682,330.39
d. Total Funding Received from Settling Defendant by the Trustee Council under FPAs	-\$339,621.82
<u>NET CASH PAYMENT:</u>	<u>\$689,714.97</u>

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Appendix C – Payments and Restoration Credit Purchases to be made by Settling Defendant

Schnitzer

1. DSAY Restoration Credit Purchases.

Total number of credits to be purchased: 37.49 DSAYs

DSAY Credits to be purchased from the following Restoration Credit Seller(s), with the number of DSAY credits to be purchased from each Restoration Credit Seller shown in parenthesis: [PGE Harborton]

2. Cash Payment. Schnitzer shall make a cash payment in the amount of \$29,633.57 in accordance with Paragraph 65 of the Consent Decree. This amount is calculated as follows:

<u>Item</u>	<u>Amount</u>
a. \$1,742 for each DSAY Restoration Credit, to compensate for recreational service losses and tribal service losses, plus	\$65,307.58
b. \$70,500 for each of the 0 DSAYs in the Final NRD Allocation for which a DSAY Restoration Credit was not purchased, plus	\$0
c. Final Allocated Share of Trustee Council Assessment Costs, minus	\$181,794.29
d. Total Funding Received from Settling Defendant by the Trustee Council under FPAs	-\$217,468.30
<u>NET CASH PAYMENT:</u>	<u>\$29,633.57</u>

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Appendix C – Payments and Restoration Credit Purchases to be made by Settling Defendant

Siltronic

1. DSAY Restoration Credit Purchases.

Total number of credits to be purchased: 3.75 DSAYs

DSAY Credits to be purchased from the following Restoration Credit Seller(s), with the number of DSAY credits to be purchased from each Restoration Credit Seller shown in parenthesis: [PGE Harborton]

2. Cash Payment. Siltronic shall make a cash payment in the amount of \$1,444.56 in accordance with Paragraph 65 of the Consent Decree. This amount is calculated as follows:

<u>Item</u>	<u>Amount</u>
a. \$1,742 for each DSAY Restoration Credit, to compensate for recreational service losses and tribal service losses, plus	\$6,532.50
b. \$70,500 for each of the 3.71 DSAYs in the Final NRD Allocation for which a DSAY Restoration Credit was not purchased, plus	\$261,555.00
c. Final Allocated Share of Trustee Council Assessment Costs, minus	\$85,924.92
d. Total Funding Received from Settling Defendant by the Trustee Council under FPAs	-\$352,567.86
<u>NET CASH PAYMENT:</u>	<u>\$1,444.56</u>