

Amendment #1 to Foster Creek Bank Instrument

After discussion with the Bank Sponsor and the IRT on February 20, 2014, the parties agree to the following modifications to the Bank Instrument:

Vegetation performance standards, Table 16

1. Vegetation Diversity standard:

Delete the 2 standards under "Number of native species" and replace with the following:

Number of native species: For years 3-5, the wet prairie will contain a minimum of 6 native species, or groupings of native species, each with at least 5% cover averaged across all wet prairie plots. To qualify as one of the species or groupings to be counted, the species or group will occur in at least 10% of the prairie plots and have at least 1% average cover across all prairie plots.

2. Tufted hairgrass standard:

In the 2 standards for Percent Cover of Native Species, Delete the 2nd clause "with tufted hairgrass/camas >15% in years 1-2," and the clause "with tufted hairgrass/camas >20% in years 3-5".

The rationale for these changes is documented in the notes of the Feb 20, 2014 IRT meeting. Agreed:

For the Bank Sponsors: Mark Vlahakis 12/11/14
Mark Vlahakis date

David Gorman 12-11-14
David Gorman date

For the Department of State Lands: Bill Ryan 12-18-14
Bill Ryan, Assistant Director date

For the Portland District, Corps of Engineers: Shawn Zinszer 1/7/15
Shawn Zinszer, Regulatory Branch Chief date