



United States Department of the Interior

OFFICE OF THE SOLICITOR
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July 13, 2005

Via Facsimile (279-4239) and U.S. MailHerbert H. Ray, Jr., Esq.
Keesal, Young & Logan
Suite 650
1129 West Third Avenue
Anchorage, AK 99501-1954Re: *M/V Selendang Ayu - Cooperative Vegetation Study*

Dear Bert:

I am writing regarding the performance of a cooperative vegetation study to be performed by the U.S. Fish and Wildlife Service (FWS) and the responsible parties (RPs) to evaluate injury to vegetation in connection with the *M/V Selendang Ayu* incident. I understand that the parties have reached agreement on the following terms of the cooperative vegetation study:

1. The parties have prepared a mutually acceptable protocol (Protocol) entitled, "Joint Protocol: Selendang Ayu Oil Spill Pre-Assessment Study Plan: Injury to Native Vegetation Communities on Unalaska Island." The Protocol was signed on July 12, 2005 by Deborah Rocque and Gary Mauserth for the FWS and the RPs, respectively. A copy of the signed Protocol is attached.

2. The RPs will pay all costs associated with performing the vegetation study. Costs which will be paid directly by the RPs include, but are not necessarily limited to, the costs of providing a helicopter and/or skiff and skiff operator to transport participants from Dutch Harbor, Alaska to locations where field work will occur. All costs incurred by the FWS, including, but not necessarily limited to, travel and transportation costs of individuals participating in the study, labor costs, per diem, equipment, indirect costs and supplies, shall be reimbursed by the RPs within thirty (30) days of receipt of appropriate cost documentation.

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3. Unless mutually agreed by both parties, data collected pursuant to and in accordance with the Protocol shall not be challenged by either party.

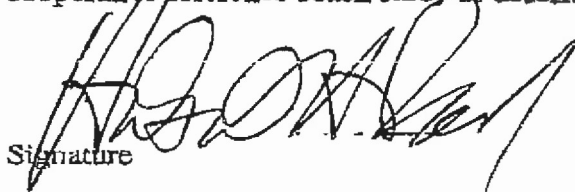
If the RPs are in agreement with the terms of the cooperative vegetation study as described above, please sign the acknowledgment line below and return to me (my fax number is 271-4143) by the close of business on Thursday, July 14, 2005. I look forward to hearing from you.

Sincerely,



Lisa M. Toussaint

By signing on the line below, I acknowledge that the RPs are in agreement with the terms of the cooperative reference beach study as described herein.



Signature

7/15/05

Date

Enclosures

- cc: Deborah Rocque, U.S. Fish & Wildlife Service
- Jenifer Kohout, U.S. Fish & Wildlife Service
- Regina Belt, U.S. Department of Justice
- Craig O'Connor, U.S. Department of Commerce
- Breck Tostevin, State of Alaska