

DECLARATION OF SCOTT TILLMAN

STATE OF WASHINGTON

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COUNTY OF KLICKITAT

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I, Scott Tillman, declare as follows:

1. My business address is at 85 John Day Dam Rd, Goldendale, WA, 98620.
2. I am of sound mind, over the age of eighteen, and competent to swear to the facts stated herein.
3. I have been the President of NSC Smelter, LLC (“NSC”) since 2007.
4. During this period, NSC has been the landowner of the property containing the site for the proposed Goldendale Energy Storage Project in Klickitat County, Washington. This project will occupy roughly 10 percent of the land currently owned by NSC.
5. I am submitting this declaration to address any misunderstandings in the record regarding access to the property.
6. To the best of my knowledge, outside of visits related to environmental assessments and to permit applications for proposed industrial developments, access to the property has not been requested by any tribal members or groups since I became President of NSC in 2007.
7. To the best of my knowledge, no access agreement with any tribal groups exists, inclusive of the 1997 programmatic agreement signed between the Bonneville Power Administration (“BPA”), the Washington SHPO, and the Advisory Council on Historic Preservation. The 1997 agreement required BPA to ensure that the project developers of a proposed wind farm attempt to acquire an access easement to allow access to the property by members of the Yakama Nation, as a stipulation for the project’s implementation. Because this


particular proposed wind farm project was never completed, to the best of my knowledge, no access easement was acquired.

8. NSC would engage in discussion with tribal members or groups regarding access if requested.

9. The only restricted access portion of the proposed project site is at the location of the proposed lower reservoir. This area contains a waste pile with restricted access to protect public safety.

10. NSC does not own land adjacent to Hoctor Road. Pedestrian or vehicle access to the Pushpum ridgeline would cross land owned by a different landowner.

11. I declare under penalty of perjury that this declaration is true and correct.



Scott Tillman

August 9, 2022

Date