

### **Terms of Proposed Jungo Settlement**

1. The Humboldt county Regional Planning Commission's extension to Jungo's CUP is affirmed effective April 5, 2010 and will remain valid through December 20, 2015;
2. Jungo shall amend its application to NDEP for a solid waste disposal site permit ("Application") to remove asbestos and sewage sludge from the wastes permitted for disposal;
3. Jungo shall fund the county's retention of a qualified independent consultant acceptable to NDEP to inspect the project three times during construction of the landfill liner and then once per month for five years once shipments of waste start to arrive on-site. Inspection reports shall be submitted to the County, NDEP and Jungo;
4. Jungo shall fund the County's retention of a qualified independent consultant to review, evaluate and comment on Jungo's Application at a cost not to exceed \$50,000.00;
5. The parties shall negotiate a host agreement in good faith on commercially reasonable terms;
6. Jungo agrees to dismiss its lawsuit against all defendants, in its entirety, with prejudice, with each party to bear its own attorney's fees and costs.