

Project # 202013171 Boy Scouts of America Camp Thunderbird

Examiner Rice,

My name is Andrew Brinton, I live at 725 Summit Lake Shore Rd NW, Olympia, WA. I was in the zoom meeting on Tuesday, but due to a poor internet connection it was not allowing me to raise my hand to speak. I have several questions and points that I think should be addressed or made clearer after listening to the statements made by the county and applicant.

I've lived on Summit Lake in a couple different locations for the last 27 years and have witnessed the transformation from a place with more cabins and weekend / vacation homes to now a vast majority of full time residents. For the County Roads representative to say that the traffic is the same as in the 70's when Camp Thunderbird was at its peak is naive. The residential population at the lake has tripled and the traffic on State Route 8 that runs from Interstate 5 to the ocean has increased dramatically. To not do a traffic mitigation study with current traffic, is simply not acceptable. Furthermore with the addition of a possible 30 RVs coming and going from the camp this will also create a great deal of congestion.

With Camp Thunderbird going through an 11 million dollar upgrade this will be the "Flag Ship" camp for the scouts rebuilding effort. This will mean they will be using this camp for more and larger events. While the scouts indicated that there will only be 5 events over 325 people (up to 600) there was no indication of penalties for going over the 5 events. I hope that strict counts and enforcement of limits be put in place and encourage the issuance of accountability measures and penalties for failing to follow the occupancy limits. It was stated several times that they are not changing what they have already been doing for years. This is once again not true as they do not currently have a 30 place RV campground.

When Scott McCormick responded to the issue of notifying more than the minimum number of property owners, he responded that he had no idea how to identify the owners around the lake and that by doing so would only create more comments on the project. That was one of the most reckless statement I heard during the hearing. I know from working with a past president of the Summit Lake Association that this information is available through the Thurston County Assessor. Scott works for the County.

As Scott stated in some of the issues with the permits he indicated that he used some "flexibility" with the rules due to the size and extent of the Camp Thunderbird project. Apparently, using flexibility in notifying more than the minimum number of property owners was not something he is will to do. I would ask that the county be required to notify all property owners and that a reasonable response time be granted.

During the explanation of the permits the term "Increase Public Recreation" was said. Could we get clarification of what part of Camp Thunderbird will be open to the public? Scott said that Camp Thunderbird qualified because it serves the public. I am not sure that those are the same. The issue of the water was mentioned and the Scouts indicated that they have 3 wells. In their filings they indicate that one well is being used, one well is low producing and not in use, and one well can not be found. In past statements the scouts indicated that a flow test was done when the well was put. With the addition of numerous additional local homes on wells it should be required that the well in use be flow and stress tested during the summer. It should also be required that the local residents on wells be notified of the scouts planned use and be allowed an opportunity to voice their concerns.

The silt / soils in the dredging area need to be sampled / tested. While the Scouts indicated that they had done some minor testing done some time ago, no documentation has been produced. It would seem irresponsible to dredge silt and soils from the bottom of the lake without knowing what is being dredged, or what they may be exposing once the dredging is complete. Without having measures to prevent the sides from sloughing into the dredged area the dredging may be pointless. Imagine trying to dig a hole in the water in the middle of the lake. To not have documentation from the Army Corp of Engineering at this point in the project is consistent with the way this project is being handled.

As part of the mitigation plan the original swimming area and pond are being replanted. However, there is a court order (28006) that requires the outflow of the lake be maintained. Per Scott McCormick no provisions or considerations have been given to protect the outflow. I have attached a copy of the court order for your review. It is imperative to maintain the proper water level of the Summit Lake to protect the

shoreline of the lake. The outflow can not be blocked by the mitigation measures. This issue needs a comprehensive study to ensure that the outflow requirements in the court order will continue. In speaking with a local dock builder who has been in talks with the BSA for the building of the new docks it is my understanding that the silt may only be a few feet deep before it becomes hard lake bed. Will a different permit be needed if more than just silt is removed?

It was state that it was unknown when, or even if, the area would need to be dredged again. From my understanding the current swimming hole has filled in with silt and has been dredged multiple times in the past; and it is secluded from a much large area of silt that is the entire end of the lake. It is absolutely naïve to think that there is any possibility that dredging will not be needed on a continuous basis in the future.

It is my understanding that the current swimming hole, that was effective for decades, is no longer suitable due to stagnant water due to lack of flow. Has there been any thought of dredging the channel that connects the main lake to the swimming hole. This would both allow for water to naturally enter this area as it has for many years, as well as allow for a small amount of water to reach the outflow of the lake in the summer months which would help lake from staying stagnant. If needed, an aerator could also be installed or water could be pumped from the lake into this area to prevent water from becoming stagnant. This would not only keep this portion of the lake more healthy, abide by the court order, but would also keep the scouts more secluded and thereby safer.

I feel that the new location of the swimming area could pose great danger to children swimming. The end of the lake where the camp is located is often the smoothest portion of the lake, and therefore extremely popular for skiing, wake boarding, wake surfing, and people floating. As wake surfing becomes more and more popular it is not unusual to see 4 foot tall waves crashing into the shore in front of my home. A 4 foot wave could make swimming, canoeing, or kayaking both extremely difficult and dangerous.

In summary it appears that this project is far from being ready for a hearings examiners decision. There are more unanswered questions and lack of follow through than should be acceptable in a project of this scale. This project should be returned to the Planner and completed as is should be before going forward.

Andrew Brinton
725 Summit Lake Shore Rd NW
Olympia, WA 98502

42-2-35
FILED
SUPERIOR COURT
THURSTON COUNTY, WASH

78

Nov 29 3 45 PM '54

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
IN AND FOR THURSTON COUNTY

IN THE MATTER OF THE FIXING) NO. 28006
OF THE LEVEL OF LAKE SUMMIT,) JUDGMENT AND DECREE
SITUATE IN THURSTON COUNTY,)
STATE OF WASHINGTON.)

This matter was originally heard by this Court on the 27th day of September, 1954. It concerned a petition to this Court for an Order to provide for the regulation of the outflow of Lake Summit in order to maintain a certain water level therein, in the interests of flood control, as provided by Chapter 90.24 of the Revised Code of Washington. The petitioners, more than ten owners of real property abutting on Lake Summit, appeared through their attorney, E. Robert Fristoe, of the law firm of Brodie & Fristoe. The Amended Petition in this matter was filed with the Clerk of this Court and a copy thereof, together with a copy of the Order fixing the time of hearing the petition was served on each of the petitioners more than ten days before the hearing. Like copies were also served upon the Directors of Fisheries and of Game and the Supervisor of Water Resources. A copy of the Order fixing the time for hearing the petition was regularly published in the Nisqually Valley News for a period of six weeks, in accordance with the provisions of said Order. After hearing evidence on this matter, this Court entered its Findings of Fact, Conclusions of Law, and Judgment granting the petition on October 21, 1954. Subsequently, there was found to exist a mistake of fact in petitioner's Amended Petition and in the Court's Findings of Fact, Conclusions of Law, and Judgment and therefore, the petitioners entered into a stipulation with the Directors of Fisheries and of Game and the Supervisor of Water Resources of the State of Washington that the Findings of Fact, Conclusions of Law, and Judgment and Decree entered by

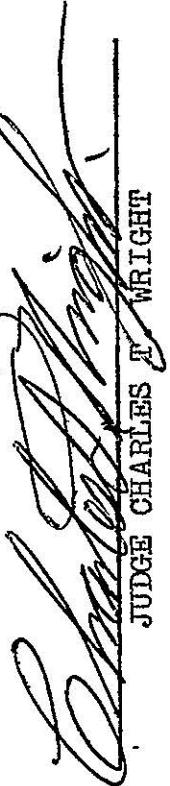
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this Court on October 21, 1954 be set aside and that all parties be given leave to submit new proposed Findings of Fact, Conclusions of Law, and Judgment containing the necessary corrections of fact. Pursuant to such stipulation, this Court entered an Order in compliance therewith. Subsequently, this Court made and entered proper Findings of Fact and Conclusions of Law in this proceeding, and this having heretofore been done and it appearing to this Court that there are no objections to the fixing of the level of Lake Summit as prayed for, and it appearing that this Court has jurisdiction of the parties and of the subject matter of this action, NOW, THEREFORE, it is hereby

ORDERED, ADJUDGED AND DECREED that the proper and certain water level of Lake Summit is the level reaching 1.5 feet on the stadia gauge located on the piling forming a portion of the pier abutting on Government Lot 3, Section 13, Township 18 North, Range 4 West of the Willamette Meridian, which said Government Lot 3 is now owned by the Tumwater Council, Boy Scouts of America. It is further

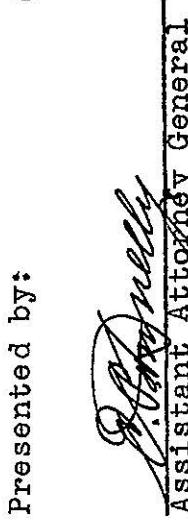
ORDERED, ADJUDGED AND DECREED that the State of Washington, Department of Game, is hereby authorized to construct a dam, spillway and fish screen at the outlet to Lake Summit in accordance with its present proposed plans. It is further ORDERED, ADJUDGED AND DECREED that the Supervisor of Water Resources of the Department of Conservation and Development of the State of Washington is hereby authorized and directed to regulate and control the outflow of Lake Summit to maintain the herein determined proper and certain level of said lake after the dam, spillway and fish screen to which reference has been made have been constructed.

DONE IN OPEN COURT this 29th day of November, 1954.


JUDGE CHARLES J. WRIGHT

Approved as to form and Notice
-2- of Presentation Waived.


E. Robert Trister
Attorney for Petitioners.


P. J. McDonnell
Assistant Attorney General

FILED
SUPERIOR COURT
THURSTON COUNTY, WASH

Nov 29 3 45 PM '54

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
PAUL PAULK CLERK
IN AND FOR THURSTON COUNTY
DEPUTY

IN THE MATTER OF THE FIXING) NO. 28006
OF THE LEVEL OF LAKE SUMMIT,) FINDINGS OF FACT AND
SITUATE IN THURSTON COUNTY,) CONCLUSIONS OF LAW
STATE OF WASHINGTON.)

This matter was originally heard by this Court on the 27th day of September, 1954. It concerned a petition to this Court for an Order to provide for the regulation of the outflow of Lake Summit in order to maintain a certain water level therein, in the interests of flood control, as provided by Chapter 90.24 of the Revised Code of Washington. The petitioners, more than ten owners of real property abutting on Lake Summit, appeared through their attorney, E. Robert Fristoe, of the law firm of Brodie & Fristoe. The Amended Petition in this matter was filed with the Clerk of this Court and a copy thereof, together with a copy of the Order fixing the time of hearing the petition was served on each of the petitioners more than ten days before the hearing. Like copies were also served upon the Directors of Fisheries and of Game and the Supervisor of Water Resources. A copy of the Order fixing the time for hearing the petition was regularly published in the Nisqually Valley News for a period of six weeks, in accordance with the provisions of said Order. After hearing evidence on this matter, this Court entered its Findings of Fact, Conclusions of Law, and Judgment granting the petition on October 21, 1954. Subsequently, there was found to exist a mistake of fact in petitioner's Amended Petition and in the Court's Findings of Fact, Conclusions of Law, and Judgment and therefore, the petitioners entered into a stipulation with the Directors of Fisheries and of Game and the Supervisor of Water Resources of the State of Washington that the Findings of Fact, Conclusions of Law, and Judgment and Decree entered by

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this Court on October 21, 1954 be set aside and that all parties be given leave to submit new proposed Findings of Fact, Conclusions of Law, and Judgment containing the necessary corrections of fact. Pursuant to such stipulation, this Court entered an Order in compliance therewith. Now this matter has come before this Court to enter proper Findings of Fact and Conclusions of Law. It appears to this Court that there are no objections to the fixing of the level of Lake Summit as prayed for, and it also appears that this Court has jurisdiction of the parties and of the subject matter of this action and, NOW, THEREFORE, this Court hereby makes and enters the following

FINDINGS OF FACT

I.

That the petitioners named in the Amended Petition on file herein are the owners of real property abutting on Lake Summit, which is a fresh water lake located in Thurston County, State of Washington. That said Lake Summit is located in Sections 12 and 13 of Township 18 North, Range 4 West of the Willamette Meridian, and Sections 7, 8 and 18 of Township 18 North, Range 3 West of the Willamette Meridian, located in Thurston County, State of Washington.

II.

That said Lake Summit is a meandered lake, and is not used for the storage of water for irrigation or other beneficial purposes, nor is said lake navigable from the sea. The level sought to be established on this lake will not interfere with the navigability of the lake or affect the fish which may be now contained or may hereafter be deposited in said lake.

III.

That it is the purpose of the petitioners, in seeking to fix the level of Lake Summit, to improve the culture of fish

therein. That the State of Washington, through its Department of Game, has stocked said lake with game fish and has announced plans to install a spillway and fish screen at the outlet of said lake if an order fixing the level of the lake and regulating the outflow is entered herein. That the spillway proposed by the Department of Game shall be fixed to regulate the level of the lake in accordance with the order of this court.

IV.

That the cost of said spillway and fish screen, the construction of which is proposed, will be carried by the State of Washington, through its Department of Game, in accordance with its present proposed plan for the development of Lake Summit. That the plans proposed by the State of Washington, Department of Game, provide a reasonable and adequate plan for the control of the level of Lake Summit and the regulation of the outflow therefrom so that the same can be properly controlled in accordance with the order of this court.

V.

That said Lake Summit is wholly fed by drainage from its water shed and by seepage from subterranean springs. Said lake has but one outflow which is located at the West end of the lake, and the capacity of the creek flowing out of said lake is sufficient to properly maintain the level of the lake, but the spillway area of the lake is constantly being clogged by debris and by beaver dams, thus restricting the outflow and causing the level of the lake to fluctuate considerably during the different seasons of the year.

VI:

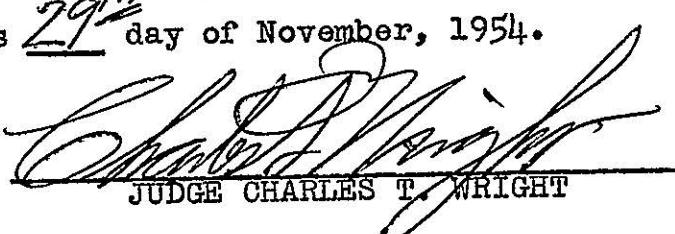
That there is attached to the Amended Petition on file herein, marked "Exhibit A" and by reference incorporated therein as though fully set forth therein, a complete description of the individual property ownerships of the real property abutting on

Lake Summit with the number of front feet contained in each tract and the names and addresses of the respective owners of such tracts as the same was shown on the public records of Thurston County in the office of the Assessor of said county.

VII.

That it is necessary to establish and regularly fix a proper level for Lake Summit to prevent flooding for the protection and conservation of the property abutting on the shores of said lake and for the purpose of providing a fixed level for the installation of the spillway at the entrance thereto. That the owners of a majority of the real property abutting on said lake determined that the fixing of the level of said lake would be more desirable for the benefit of all persons owning property thereon. That said persons requested the State of Washington, Department of Game, to legally define such level. That the State of Washington, Department of Game, located a stadia gauge on a piling located in the water in said lake on the pier abutting upon Government Lot 3 in Section 13, Township 18 North, Range 4 West of the Willamette Meridian. That the proper level of said lake, as determined by the Department of Game with reference to the stadia gauge, is 1.5 feet on the said stadia gauge.

DONE IN OPEN COURT this 29th day of November, 1954.



JUDGE CHARLES T. WRIGHT

From the foregoing Findings of Fact, the Court now makes and enters the following

CONCLUSIONS OF LAW

I.

That the Court has jurisdiction of the subject matter of

this action and of the persons appearing herein.

II.

That a decree should be entered herein ordering and adjudging that the proper and certain water level of Lake Summit is that depth which measures 1.5 feet on the stadia gauge located on the piling forming a portion of the pier abutting on Government Lot 3, Section 13, Township 18 North, Range 4 West of the Willamette Meridian, which said Government Lot 3 is owned by the Tumwater Council, Boy Scouts of America.

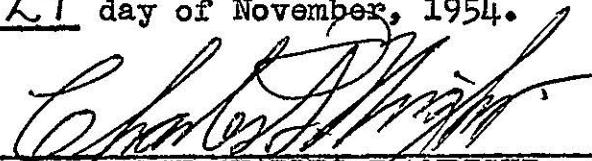
III.

That this court should by its decree entered herein authorize the construction of a dam, spillway and fish screen as proposed for construction by the State of Washington, Department of Game, to regulate and hold the level of said Lake Summit at 1.5 feet on the stadia gauge to which reference has been made.

IV.

That the decree entered herein should authorize and direct the Supervisor of Water Resources of the Department of Conservation and Development of the State of Washington to regulate and control the outflow of Lake Summit after said dam is constructed to maintain the determined proper and certain level of said lake.

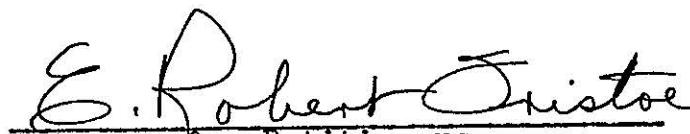
DONE IN OPEN COURT this 29th day of November, 1954.



JUDGE CHARLES T. WRIGHT

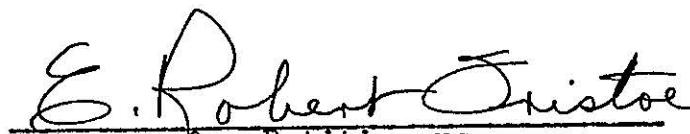
Presented by:

DON EASTVOLD
Attorney General



Assistant Attorney General

Approved as to form and Notice
of Presentation Waived



Attorney for Petitioners

FILED
SUPERIOR COURT
THURSTON COUNTY, WASH

Nov 29 3 45 PM '54

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
IN AND FOR THURSTON COUNTY

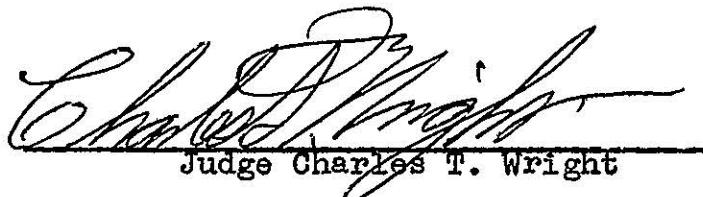
IN THE MATTER OF THE FIXING) NO. 28006
OF THE LEVEL OF LAKE SUMMIT,) ORDER SETTING ASIDE FINDINGS
SITUATE IN THURSTON COUNTY,) OF FACT, CONCLUSIONS OF LAW,
STATE OF WASHINGTON.) AND JUDGMENT.

This matter having regularly come before this Court, and the Court being advised of a stipulation entered into between the petitioners in this proceeding, parties of the first part, and the Directors of Fisheries and of Game and the Supervisor of Water Resources of the State of Washington, parties of the second part, and pursuant to such stipulation, it is hereby ORDERED, ADJUDGED, AND DECREED

1. That the parties of the second part be allowed to enter their appearance in this matter.
2. That the Findings of Fact, Conclusions of Law, and the Judgment and Decree, entered by this Court in the above matter on October 21, 1954, be set aside.

3. That the parties of the first part and the parties of the second part each be allowed to present to this Court their proposed Findings of Fact, Conclusions of Law, and Order granting the petition to fix the level of Lake Summit as authorized under Chapter 90.24 of the Revised Code of the State of Washington, and that argument of such presentation be made at a time agreed to by counsel of the respective parties herein.

DONE in open court this 29th day of November, 1954.



Judge Charles T. Wright

Approved as to
form
E. Robert Distoe
D. M. Wright attorney.

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FILED
SUPERIOR COURT
THURSTON COUNTY, WASH

Nov 29 3 45 PM '54

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
BY ~~PAUL PAULSEN~~
IN AND FOR THURSTON COUNTY

IN THE MATTER OF THE FIXING) NO. 28006
OF THE LEVEL OF LAKE SUMMIT,)
SITUATE IN THURSTON COUNTY,)
STATE OF WASHINGTON.) STIPULATION TO SET ASIDE
FINDINGS OF FACT, CONCLU-
SIONS OF LAW, AND JUDGMENT

It is hereby stipulated and agreed by and between all the petitioners, herein, referred to as parties of the first part, through their attorney, E. Robert Fristoe, and the Directors of Fisheries and of Game and the Supervisor of Water Resources of the State of Washington, herein referred to as parties of the second part, through their attorney, Don Eastvold, Attorney General, and Joseph T. Mijich, Assistant Attorney General, as follows:

1. That the parties of the second part be allowed to enter their appearance in this matter.
2. That the Findings of Fact, Conclusions of Law, and the Judgment and decree, entered by the Court in the above matter on October 21, 1954, be set aside for the reason that the fact asserted in the foregoing instruments that the Department of Fisheries of the State of Washington will undertake the construction and cost of the proposed spillway and fish stream does not correspond with the actual facts in the matter.
3. That the Department of Game of the State of Washington will undertake the construction and bear the cost of the proposed spillway and fish stream, and that the Court may make a finding to this effect without the necessity of further hearing.
4. That the parties of the first part and the parties of the second part each be allowed to present to the Court their proposed Findings of Fact, Conclusions of Law, and Order granting the petition to fix the level of Lake Summit as authorized

under Chapter 90.24 of the Revised Code of the State of Washington, and that argument of such presentation be made at a time agreed to by counsel of the respective parties herein.

DATED this 29th day of November, 1954.

DON EASTVOLD
Attorney General

Joseph T. Mijich
JOSEPH T. MIJICH
Assistant Attorney General

Attorneys for parties of the
second part.

E. Robert Fristoe
E. ROBERT FRISTOE, of Brody
and Fristoe

Attorney for Petitioners, parties
of the first part.

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FILED
SUPERIOR COURT
THURSTON COUNTY, WASH.

OCT 21 3 04 PM '54
IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
PAUL PAULK, CLERK
IN AND FOR THURSTON COUNTY *P.M.*
DEPUTY

IN THE MATTER OF THE FIXING
OF THE LEVEL OF LAKE SUMMIT,
SITUATE IN THURSTON COUNTY,
STATE OF WASHINGTON.

} NO. 28006

} JUDGMENT AND DECREE

This matter coming regularly on for hearing before the Court on the 27th day of September, 1954, the petitioners herein appearing by and through E. Robert Fristoe, of the firm of Brodie & Fristoe, their attorneys, and it appearing that a copy of the Amended Petition herein and a copy of the Order Fixing Time for Hearing, Providing Notice and Providing for Service Herein was regularly forwarded by mail to each of the owners of the real property abutting upon Summit Lake, and that a copy of the said "Order Fixing Time of Hearing, Providing Notice and Providing for Service Herein" was regularly published in The Nisqually Valley News, a newspaper of general circulation in Thurston County, for a period of six weeks, in accordance with the provisions of said order, and it appearing that a copy of the Amended Petition and the Order Fixing Time of Hearing, to which reference is made, was regularly served upon the Director of Fisheries, the Director of Game and the Supervisor of Water Resources of the State of Washington in the manner provided by the order of this court, and it appearing that the Court has jurisdiction of the parties who appeared herein and of the subject matter of this action, and witnesses on behalf of the petitioners having been sworn and testified, and Murray G. Walker, the Supervisor of Water Resources of the Department of Conservation and Development of the State of Washington, having appeared and testified, and it appearing to the Court that there are no objections to the fixing of the level of Summit Lake as prayed for in the Amended Petition on file herein, and the Court having heretofore made and entered its Findings of Fact and Conclusions of Law in this proceeding, and being fully advised in the premises, NOW, THEREFORE,

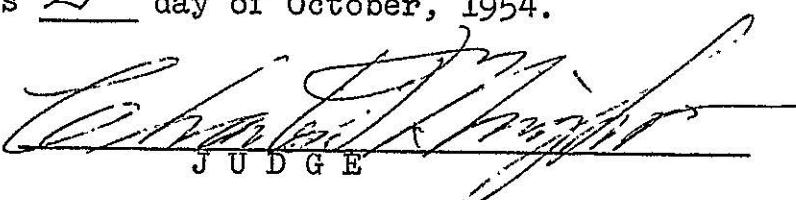
it is hereby

ORDERED, ADJUDGED AND DECREED that the proper certain water level of Lake Summit is the level reaching 1.5 feet on the stadia gauge located on the piling forming a portion of the pier abutting on Government Lot 3, Section 13, Township 18 North, Range 4 West, of the Willamette Meridian, which said Government Lot 3 is now owned by the Tumwater Council, Boy Scouts of America. It is further

ORDERED, ADJUDGED AND DECREED that the State of Washington Department of Fisheries be, and it is hereby authorized to construct a dam, spillway and fish screen at the outlet to Lake Summit in accordance with its present proposed plans. It is further

ORDERED, ADJUDGED AND DECREED that the Supervisor of Hydraulics of the State of Washington be, and he is hereby authorized and directed to regulate and control the outflow of Lake Summit to maintain the herein determined proper and certain level of Lake Summit after the dam to which reference has been made has been constructed.

DONE IN OPEN COURT this 21st day of October, 1954.



JUDGE

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
IN AND FOR THURSTON COUNTY

FILED
THURSTON COUNTY, WASH.
OCT 21 3 04 PM '54
PAUL PAULK, CLERK
DEPUTY

IN THE MATTER OF THE FIXING
OF THE LEVEL OF LAKE SUMMIT,
SITUATE IN THURSTON COUNTY,
STATE OF WASHINGTON.

} NO. 28006

} FINDINGS OF FACT AND CONCLUSIONS
OF LAW

This matter coming regularly on for hearing before the Court on the 27th day of September, 1954, the petitioners herein appearing by and through E. Robert Fristoe, of the firm of Brodie & Fristoe, their attorneys, and it appearing that a copy of the Amended Petition herein and a copy of the Order Fixing Time of Hearing, Providing Notice and Providing for Service Herein was regularly forwarded by mail to each of the owners of the real property abutting upon Summit Lake, and that a copy of the said "Order Fixing Time of Hearing, Providing Notice and Providing for Service Herein" was regularly published in The Nisqually Valley News, a newspaper of general circulation in Thurston County for a period of six weeks, in accordance with the provisions of said order, and it appearing therefrom that the Court has jurisdiction of the parties and of the subject matter of this action, and witnesses on behalf of the petitioners having been sworn and testified, and Murray G. Walker, the Supervisor of Water Resources of the Department of Conservation and Development of the State of Washington, having appeared and testified, and it appearing to the Court that there are no objections to the fixing of the level of Lake Summit as prayed for in the Amended Petition on file herein, NOW, THEREFORE, the Court hereby makes and enters the following

FINDINGS OF FACT

I.

That the petitioners named in the Amended Petition on file herein are the owners of real property abutting on Lake Summit, which is a

fresh water lake located in Thurston County, State of Washington. That said Lake Summit is a meandered lake and is located in Sections 12 and 13 of Township 18 North, Range 4 West of the Willamette Meridian, and Sections 7, 8 and 18 of Township 18 North, Range 3 West of the Willamette Meridian, located in said Thurston County, State of Washington.

II.

That said Lake Summit is not navigable from the sea and has not for some years been used for any commercial purpose whatsoever other than resort purposes; that at one time a portion of said lake was used for rafting and booming logs for a sawmill located on said lake; that said sawmill has not been used for many years. That said lake is not used for the storage of water for irrigation or any other beneficial purpose. That said lake has never been used for and is not capable of use for any commercial purpose other than resorts and for floating logs. That any possible navigability of said lake would not be detrimentally affected by the fixing of the level of the lake at the level herein indicated.

III.

That it is the purpose of the petitioners in this proceeding in seeking the regulation of the level of said lake to improve the culture of fish in said lake; that the State of Washington, through its Department of Fisheries, has stocked the said lake with game fish and has announced plans to install a spillway and fish screen at the outlet of said lake if an order fixing the level of the lake and regulating the outflow is entered herein. That the spillway proposed by the Department of Fisheries would be fixed to regulate the level of the lake in accordance with the order of this court.

IV.

That the cost of said spillway and fish screen, the construction of which is proposed, will be carried by the State of Washington through its Department of Fish and Game in accordance with its present proposed

plan for the development of Summit Lake. That the plans proposed by the State of Washington Department of Fisheries provide a reasonable and adequate plan for the control of the level of Summit Lake and the regulation of the outflow therefrom so that the same can be properly controlled in accordance with the order of this court.

V.

That said Lake Summit is wholly fed by drainage from its water shed and by seepage from subterranean springs; that said lake has but one outlet which is located at the West end of the lake; that the capacity of the creek flowing out of said lake is sufficient to properly maintain the level of the lake, but the spillway area of the lake is constantly being clogged by debris and by beaver dams, thus restricting the outflow and causing the level of the lake to make radical and serious changes of level during the different seasons of the year.

VI.

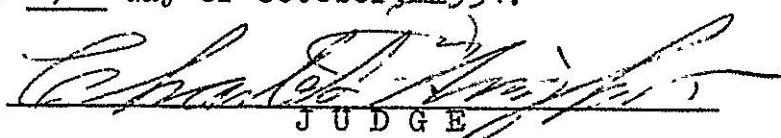
That there is attached to the Amended Petition on file herein, marked "Exhibit A" and by reference incorporated therein as though fully set forth therein, a complete description of the individual property ownerships of the real property abutting on Lake Summit with the number of front feet contained in each tract and the names and addresses of the respective owners of such tracts as the same was shown on the public records of Thurston County in the office of the Assessor of Thurston County.

VII.

That it is necessary to establish and legally fix a proper level for Lake Summit to prevent flooding for the protection and conservation of the property abutting on the shores of said lake and for the purpose of providing a fixed level for the installation of the spillway at the entrance thereto; that the owners of a majority of the real property abutting on said lake determined that the level of said lake which seems most desirable for the benefit of all persons owning property

thereon; that said persons requested the State of Washington Department of Fisheries to legally define such level; that the State of Washington Department of Fisheries located a stadia gauge on a piling located in the water in the said lake on the pier abutting upon Government Lot 3 in Section 13, Township 18 North, Range 4 West of the Willamette Meridian; that the proper level of said lake as so determined by said persons with reference to the said stadia gauge is 1.5 feet on the said stadia gauge.

DONE IN OPEN COURT this 21 day of October, 1954.



Charles F. Wright
JUDGE

From the foregoing Findings of Fact, the Court now makes and enters the following

CONCLUSIONS OF LAW

I.

That the Court has jurisdiction of the subject matter of this action and of the persons appearing herein.

II.

That a decree should be entered herein ordering and adjudging that the proper and certain water level of Lake Summit is that depth which measures 1.5 feet on the stadia gauge located on the piling forming a portion of the pier abutting on Government Lot 3, Section 13, Township 18 North, Range 4 West of the Willamette Meridian, which said Government Lot 3 is owned by the Tumwater Council, Boy Scouts of America.

III.

That this court should by its decree entered herein authorize the construction of a dam, spillway and fish screen as proposed for construction by the State of Washington Department of Fisheries to regulate and hold the level of said Lake Summit at 1.5 feet on the stadia gauge to which reference has been made.

IV.

That the decree entered herein should authorize and direct the Supervisor of Hydraulics of the Department of Conservation and Development of the State of Washington to regulate and control the outflow of Lake Summit after said dam is constructed to maintain the determined proper and certain level of said lake.

DONE IN OPEN COURT this 21st day of October, 1954.



John D. Palmer
JUDGE

700 Riverview Drive
Aberdeen, Washington
Floyd W. Japhet and
Grace Japhet, his wife
Route 11, Box 377
Olympia, Washington
Donald M. Vestal and
Jane Doe Vestal, his wife
Route 2
Elma, Washington
Robert R. Sheets and Jane
Doe Sheets, his wife
P.O. Box 574
Elma, Washington
William E. Jenkins and
Jane Doe Jenkins, his wife
McCleary, Washington
Earl B. Johnson and
Elvera K. Johnson, his wife
P.O. Box 45
Yelm, Washington
Harvey D. Thompson and
Thelma Thompson, his wife
Route 1, Box 132
Yelm, Washington
Roger Eide and Marjorie
Eide, his wife
P.O. Box 226
Yelm, Washington
W. R. Graham and
Jane Doe Graham, his wife
1142 4th Street
Elma, Washington
Weyerhaeuser Timber Company
a corporation
Tacoma Building
Tacoma, Washington
Robert Worland and Jane Doe
Worland, his wife
P.O. Box 10
McCleary, Washington
Leon O. Boling and
Jane Doe Boling, his wife
McCleary, Washington
Earle Bland and Jane Doe
Bland, his wife
Box 162
McCleary, Washington
Edward F. Biers and
Evelyn Biers, his wife
P.O. Box 256
McCleary, Washington
Albert B. Burdick and Mary
Burdick, his wife
460 Wendell Street
Crescent City, California
Rex P. Eide and Doris
Eide, his wife
General Delivery
Lacey, Washington
Oscar Eide and Inah Eide,
his wife
Yelm, Washington
Paul E. Rygabord and Jane
Doe Rygabord, his wife
P.O. Box 397
McCleary, Washington
William A. Jones and Jane Doe
Jones, his wife
Route 11, Box 382
Olympia, Washington
James A. Miller and
Jane Doe Miller, his wife
3402 South Tyler
Tacoma, Washington
Claude Mayes and Jane Doe
Mayes, his wife
132½ Lincoln Street
Hoquiam, Washington
H. V. Turner and Jane
Doe Turner, his wife
223 K Street
Hoquiam, Washington

Tacoma, Washington
E. F. Vandenbemel and Jane
Doe Vandenbemel, his wife
2408 Railroad Avenue
South Tacoma, Washington
Layton D. Palmer and Jane Doe
Palmer, his wife
P.O. Box 122
Olympia, Washington
Mrs. Edna Buchanan
Yelm, Washington
Mountain Development Co.
a corporation
Tacoma Building
Tacoma, Washington
Fred A. Hatch and Elvera
Hatch, his wife
1519 West Dickenson Street
Olympia, Washington
Gordon Hemminger and Jane
Doe Hemminger, his wife
195 South 40th
Tacoma, Washington
Lewis W. Bell and Jane Doe
Bell, his wife
9672 Bridgeport Way
Tacoma, Washington
John C. Schneider and Betty
E. Schneider, his wife
521 Dearborn Street
Shelton, Washington
Alton J. Eldred and Jane Doe
Eldred, his wife
1619 North B. Street
Aberdeen, Washington
Homer G. Burkhamer and Jane
Doe Burkhamer, his wife
311 7th Street
Hoquiam, Washington
John A. Shaw and Jane Doe
Shaw, his wife
1249 S. W. 151st Street
Seattle 66, Washington
R. W. McDonald and Jane Doe
McDonald, his wife
13345 47th Ave. So
Seattle 88, Washington
Robert L. Upham and Jane Doe
Upham, his wife
1160 149th Ave. S. W.
Seattle 66, Washington
R. D. Zurfluh and Jane Doe
Zurfluh, his wife
701 Penniman Street
DuPont, Washington
A. C. Miller, Jr. and
Jane Doe Miller, his wife
P.O. Box 388
Oakville, Washington
Donald J. Zurfluh and Jane
Doe Zurfluh, his wife
5409 So Pine
Tacoma, Washington
Harold L. Schneider and Jane
Doe Schneider, his wife
1458 6th Street
Chehalis, Washington
John Loren Backman and Jane
Doe Backman, his wife
1927 North Bethel
Olympia, Washington
M. Earl Wood, Sr. and Jane
Doe Wood, his wife
P.O. Box 712
Olympia, Washington
John E. Firmin and Jane Doe
Firmin, his wife
102 South 56th Street
Tacoma, Washington
Leonard J. Schneider and
Marjorie Schneider, his wife
1506 West Second Street
Aberdeen, Washington

Elmer F. DePaul and Jane
Doe DePaul, his wife
4035 East E Street
Tacoma, Washington
Fred P. Moore and Jane Doe
Moore, his wife
Rt. 1, Box 1797
Kent, Washington
Georgia G. Lamson and John
Doe Lamson, her husband
4408 North 9th
Tacoma, Washington
R. J. Rayan and Jane Doe
Rayan, his wife
3303 East K Street
Tacoma, Washington
Anne C. Draper and John Doe
Draper, her husband
2728 S. E. 52nd
Portland, Oregon
Arthur T. Taylor and Jane
Doe Taylor, his wife
16630 Des Moines Way
Seattle 88, Washington
Andrew W. Lewis and Jane
Doe Lewis, his wife
9252 47th S. W.
Seattle, Washington
W. R. Richards and Jane Doe
Richards, his wife
Rt. 4, Box 1010
Roseburg, Oregon
Ralph Spears and Jane Doe
Spears, his wife
2724 Aberdeen Avenue
Hoquiam, Washington
George W. Peret and Jane
Doe Peret, his wife
7204 North McMenona
Portland 3, Oregon
William O. Booher and Jane
Doe Booher, his wife
Rt. 11, Box 363
Olympia, Washington
R. C. Fenner and Jane Doe
Fenner, his wife
722 Terrace Avenue
Aberdeen, Washington
John M. Mussen and Jane Doe
Mussen, his wife
864 South 34th Street
Tacoma, Washington
R. B. Robbins and Jane Doe
Robbins, his wife
P.O. Box 202
McCleary, Washington
Floyd Tull and Jane Doe
Tull, his wife
Box 154
Willapa, Washington
Robert E. Keiser and Verona
Keiser, his wife
601 L Street
Hoquiam, Washington
F. Wetzel and Jane Doe
Wetzel, his wife
314½ 8th Street
Hoquiam, Washington
Helmer J. Hansen and Jane
Doe Hansen, his wife
Box 141
Raymond, Washington
L. E. Philbrick and Jane Doe
Philbrick, his wife
436 Eklund
Hoquiam, Washington
Lewis E. Philbrick and Jane
Doe Philbrick, his wife
438 Eklund Street
Hoquiam, Washington

Wilson, his wife
c/o Lloyd A. Sachs
Rt. 3, Box 1104A
Chehalis, Washington
Lloyd A. Sachs and Vera Sachs
Lloyd A. Sachs, his wife
Rt. 3, Box 1104A
Chehalis, Washington
Ernie S. Webb and Julia M. Webb
his wife
Star Route, Box 200
Tacoma, Washington
Jack A. Clary and Jane
Doe Clary, his wife
5502 Ferdinand Street
Seattle 8, Washington
Elbert H. Lawrence and
Jane Doe Lawrence, his wife
420 Fillmore Street
Hoquiam, Washington
John B. White and Doris E.
White, his wife
411 Becker Building
Aberdeen, Washington
State of Washington
Olympia, Washington
Willard F. Japhet and
Maude Japhet, his wife
Rt. 11, Box 362
Olympia, Washington
G. E. Inmon and Jane
Doe Inmon, his wife
1201 Ward Street
Centralia, Washington
Jack M. Yenne and Jane Doe
Yenne, his wife
634 7th Avenue
Kirkland, Washington
James D. Kramer and Jane Doe
Kramer, his wife
305 Pontius Avenue N
Seattle, Washington
Kirby A. Kyes
Wayne D. Kyes
Truda Jean Kyes
Rt. 4, Box 588
Olympia, Washington
Axel Revel and Jane Doe
Revel, his wife
Box 334
McCleary, Washington
Arthur T. Glanville and
Jane Doe Glanville, his wife
806 9th Avenue
Edmonds, Washington
K. E. White and Jane Doe
White, his wife
1030 Carlyon Avenue
Olympia, Washington
Wm. A. Phillips and Jane
Doe Phillips, his wife
Rt. 9, Box 34
Olympia, Washington
Curtis G. Smith and Jane
Doe Smith, his wife
340 Chenault
Hoquiam, Washington
Louie Larson and Elizabeth L.
Larson, his wife
1013 West Schley
Aberdeen, Washington
Tumwater Council
Boy Scouts of America
corporation
220 East Fifth
Olympia, Washington
T. M. McBride and Belle
McBride, his wife
Rt. 11
Olympia, Washington
Warren Whited and Jane Doe
Whited, his wife
2606 North Wilson Way
Stockton 5, California

DONE IN OPEN COURT this 21st
day of June, 1954:
/s/ RAYMOND W. CLIFFORD
Judge
BRODIE & FRISTON
Attorneys for Petitioners
205 Capitol Park Building,
Olympia, Washington
Published in Nisqually Valley News
July 22, 29, August 5, 12, 19, 26, 1954

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON

IN AND FOR THURSTON COUNTY

IN THE MATTER OF THE FIXING
OF THE LEVEL OF LAKE SUMMIT,
SITUATE IN THURSTON COUNTY,
STATE OF WASHINGTON

} NO. 28006

AFFIDAVIT OF MAILING

FILED
SUPERIOR COURT
THURSTON COUNTY, WASH.
SEP 27 3 08 PM '54
PAUL PAULK, CLERK
BY *[Signature]*
DEPUTY

STATE OF WASHINGTON } ss.
County of Thurston } ss.

I, E. ROBERT FRISTOE, being first duly sworn on oath, depose and say:

That I am a citizen of the United States, over the age of 21 years and a resident of Thurston County, State of Washington; that on the 12th day of August, 1954, I, as one of the attorneys for the petitioners in the above-entitled proceeding, mailed a copy of "Amended Petition of Owners of Real Property Abutting on Lake Summit for an Order Providing for the Regulation of the Outflow and Fixing the Water Level of Said Lake", together with copy of the "Order Fixing Time of Hearing, Providing Notice and Providing for Service Herein", both of which are filed in the above-entitled cause, to each of the persons hereinafter named, including both the husband and the wife where designated, at the address immediately following each of said names:

E. E. Stover and Jane Doe
Stover, his wife
2703 Riverview Drive
Aberdeen, Washington

Weyerhaeuser Timber Company
Tacoma, Washington

Floyd W. Japhet and Grace
Japhet, his wife
Route 11, Box 377
Olympia, Washington

Robert Worland and Jane Doe
Worland, his wife
P.O. Box 10
McCleary, Washington

Donald M. Vestal and
Jane Doe Vestal, his wife
Route 2
Elma, Washington

Leon O. Boling and
Jane Doe Boling, his wife
McCleary, Washington

Robert R. Sheets and
Jane Doe Sheets, his wife
P.O. Box 574
Elma, Washington

Earle Bland and Jane Doe
Bland, his wife
Box 162
McCleary, Washington

William E. Jenkins and
Jane Doe Jenkins, his wife
McCleary, Washington

Edward F. Biers and
Evelyn Biers, his wife
P.O. Box 256
McCleary, Washington

Albert B. Burdick and
Mary Burdick, his wife
460 Wendell Street
Crescent City, California

Harvey D. Thompson and
Thelma Thompson, his wife
Route 1, Box 132
Yelm, Washington

Rex P. Eide and
Doris Eide, his wife
General Delivery
Lacey, Washington

Oscar Eider and Inah Eide,
his wife
Yelm, Washington

W. R. Graham and
Hane Doe Graham, his wife
114-1/2 4th Street
Elma, Washington

Paul E. Eygabord and
Jane Doe Eygabord, his wife
P.O. Box 397
McCleary, Washington

William A. Jones and
Jane Doe Jones, his wife
Route 11, Box 382
Olympia, Washington

Emil A. Bertsch and
Jane Doe Bertsch, his wife
Route 3, Box 382
Olympia, Washington

Van M. Christman and
Jane Doe Christman, his wife
5412 North 30th
Tacoma, Washington

James A. Miller and Jane Doe
Miller, his wife
3402 South Tyler
Tacoma, Washington

Claude Mayes and Jane Doe
Mayes, his wife
1322-1/2 Lincoln Street
Hoquiam, Washington

Russell Turner and Jane Doe
Turner, his wife
1128 Lincoln Street
Hoquiam, Washington

H. Y. Turner and
Jane Doe Turner, his wife,
223 K Street
Hoquiam, Washington

Edwin Malkinus and Jane Doe
Malkinus, his wife
No. 2 "O" Street
Hoquiam, Washington

P. W. Fry and Jane Doe Fry,
his wife
1821 Riverside Avenue
Hoquiam, Washington

Ray Ross and Jane Doe Ross,
his wife
25 O Street
Hoquiam, Washington

Minor Stuart and Jane Doe
Stuart, his wife
806 East Wishkah
Aberdeen, Washington

William A. Guest and
Jane Doe Guest, his wife
1284 West Orchard Street
Seattle, Washington

Warren Simmons and
Jane Doe Simmons, his wife
2616 Hillside Drive
Olympia, Washington

Mary McCallum and John Doe
McCallum, her husband
P.O. Box 745
Olympia, Washington

Melvin A. Paulson and
Jean V. Paulson, his wife
P.O. Box 226
McCleary, Washington

Vernon E. Downs and
Jane Doe Down, his wife
Route 2, Box 145
Elma, Washington

Alex Craigen and
Bessie Craigen, his wife
Route 1, Box 3002
Portland 66, Oregon

Marvin Curl and Jane Doe
Curl, his wife
Route 11, Box 380
Olympia, Washington

Melvin Van Orman and
Jane Doe Van Orman, his wife
Route 2, Box 167
Elma, Washington

Spirro Damis and Jane Doe
Damis, his wife
6613 South Wapato
Tacoma, Washington

Frank J. Davies and
Jane Doe Davies, his wife
7 Kitsap Place
Lincoln Heights
Tacoma, Washington

F. W. Vandenheuvel and Jane
Doe Vandenheuvel, his wife
2408 Railroad Avenue
South Tacoma, Washington

Layton D. Palmer and
Jane Doe Palmer, his wife
P.O. Box 122
Olympia, Washington

E. F. Vandenheuvel and
Jane Doe Vandenheuvel, his wife
2408 Railroad Avenue
South Tacoma, Washington

A. C. Miller, Jr. and
Jane Doe Miller, his wife
P.O. Box 136
Oakville, Washington

Mrs. Edna Buchanan
Yelm, Washington

Donald J. Zurfluh and
Jane Doe Zurfluh, his wife
5409 South Pine
Tacoma, Washington

Mountain Development Co.,
a corporation
Tacoma Building
Tacoma, Washington

Harold L. Schneider and
Jane Doe Schneider, his wife
1458 - 6th Street
Chehalis, Washington

Fred A. Hatch and Elvera
Hatch, his wife
1519 West Dickenson St.
Olympia, Washington

John Loren Backman and
Jane Doe Backman, his wife
927 North Bethel
Olympia, Washington

Gordon Hemminger and Jane Doe
Hemminger, his wife
105 South 40th
Tacoma, Washington

M. Earl Wood, Sr. and
Jane Doe Wood, his wife
Route 11, Box 712
Olympia, Washington

Lewis W. Bell and Jane Doe
Bell, his wife
9672 Bridgeport Way
Tacoma, Washington

John B. Firmin and
Jane Doe Firmin, his wife
102 South 56th Street
Tacoma, Washington

John C. Schneider and
Betty E. Schneider, his wife
521 Dearborn Street
Shelton, Washington

Leonard H. Schneider and
Marjorie Schneider, his wife
1506 West Second Street
Aberdeen, Washington

Alton J. Eldred and Jane Doe
Eldred, his wife
1619 North B Street
Aberdeen, Washington

L. M. Eldred and Jane Doe
Eldre, his wife
2513 Sumner Avenue
Aberdeen, Washington

Homer G. Burkhamer and
Jane Doe Burkhamer, his wife
311 - 7th Street
Hoquiam, Washington

R. H. Noble and Jane Doe
Noble, his wife
16822 Military Road
Seattle 88, Washington

John A. Shaw and Jane Doe
Shaw, his wife
1249 S. W. 151st Street
Seattle 66, Washington

R. W. McDonald and Jane Doe
McDonald, his wife
13346 - 47th South
Seattle 88, Washington

Louis W. Hutton and Jane
Doe Hutton, his wife
P.O. Box 65
Vail, Washington

Neona B. Shepherd and John Doe Shepherd, her husband 8650 45th Avenue South Seattle, Washington	R. D. Zurfluh and Jane Doe Zurfluh, his wife 701 Pennimon Street DuPont, Washington
R. K. Walburn and Jane Doe Walburn, his wife 401 Loviers Street DuPont, Washington	Jack A. McCray and Jane Doe McCray, his wife 3615 Whitman Avenue Seattle, Washington
Larry Ruckera and Jane Doe Rucker, his wife 3902 South 19th Street Tacoma, Washington	Leymoine L. Irvin and Jane Doe Irvin, his wife 1247 S.W. 116th Seattle 66, Washington
Elmer F. DePaul and Jane Doe DePaul, his wife 4035 East E Street Tacoma, Washington	Clifford E. Jakle and Jane Doe Jakle, his wife 115 South 56th Street Tacoma, Washington
Fred P. Moore and Jane Doe Moore, his wife Route 1, Box 1797 Kent, Washington	Dan J. Gerontis and Jane Doe Gerontis, his wife 3618 East Spokane Street Tacoma, Washington
Georgia G. Lamson and John Doe Lamson, her husband 4408 North 9th Tacoma, Washington	Melvin D. Bouslog and Jane Doe Bouslog, his wife 16638 DesMoines Way Seattle 88, Washington
R. J. Rayan and Jane Doe Rayan, his wife 3303 East K Street Tacoma, Washington	R. J. Smith and Jane Doe Smith, his wife Route 4, Box 315-B Tacoma, Washington
Anne C. Draper and John Doe Draper, her husband 2728 S. E. 52nd Portland, Oregon	Kristofer Troseth and Jane Doe Troseth, his wife 511 North L. Street Tacoma, Washington
Arthur T. Taylor and Jane Doe Taylor, his wife 16638 DesMoines Way Seattle 88, Washington	TMC Wm. J. Brown and Jane Doe Doe Brown, his wife U.S.S. Nerius AS 17 Fleet P.O. San Francisco, California
Andrew W. Lewis and Jane Doe Lewis, his wife 9252 47th S.W. Seattle, Washington	Fred B. Japhet and Jane Doe Japhet, his wife Route 1, Box 124 Olympia, Washington
W. F. Richards and Jane Doe Richards, his wife Route 4, Box 1010 Roseburg, Oregon	Robert C. Becken and Jane Doe Doe Becken, his wife Route 1, Box 203 Montesano, Washington
Ralph Spears and Jane Doe Spears, his wife, 2724 Aberdeen Avenue Hoquiam, Washington	William T. Bland and Jane Doe Doe Bland, his wife 952 North Division Aberdeen, Washington

George W. Peret and Jane Doe Peret, his wife 7204 North McKenna Portland 3, Oregon	Eugene E. Yarrow and Jane Doe Yarrow, his wife 516 Burleigh Aberdeen, Washington
William O. Booher and Jane Doe Booher, his wife Route 11, Box 363 Olympia, Washington	R. C. Fenner and Jane Doe Fenner, his wife 722 Terrace Avenue Aberdeen, Washington
John M. Musser and Jane Doe Musser, his wife 864 South 84th Street Tacoma, Washington E	L. O. Boling and Jane Doe Boling, his wife McCleary, Washington
E. C. Einert and Jane Doe Einert, his wife Box 241 McCleary, Washington	R. B. Robbins and Jane Doe Robbins, his wife P.O. Box 202 McCleary, Washington
Robert Clubb and Jane Doe Clubb, his wife Box 154 Willapa, Washington	Floyd Tull and Jane Doe Tull, his wife Box 154 Willapa, Washington
Arla Keiser and Bessie L. Keiser, his wife 601 L Street Hoquiam, Washington	Robert E. Keiser and Verona Keiser, his wife 601 L Street Hoquiam, Washington
M. H. West and Jane Doe West, his wife 614 Duryea Raymond, Washington	F. Wetzel and Jane Doe Wetzel, his wife 314-1/2 8th Street Hoquiam, Washington
M.A. Anderson and Jane Doe Anderson, his wife 314-1/2 8th Street Hoquiam, Washington	Helmer J. Hansen and Jane Doe Hansen, his wife Box 141 Raymond, Washington
Richard A. West and Jane Doe West, his wife 614 Duryea Street Raymond, Washington	L. E. Philbrick and Jane Doe Philbrick, his wife 436 Eklund Hoquiam, Washington
Albert B. Philbrick and Jane Doe Philbrick, his wife 332 Karr Avenue Hoquiam, Washington	Lewis E. Philbrick and Jane Doe Philbrick, his wife 436 Eklund Street Hoquiam, Washington
O. D. Cusick and Jane Doe Cusick, his wife Mayfield, Washington	A. Ambrose and Jane Doe Ambrose, his wife 422 East 35th Tacoma, Washington
Harold M. Lemmer and Jane Doe Lemmer, his wife 3720 East G. Street Tacoma, Washington	Ervin D. Auer and Jane Doe Auer, his wife Kamiah, Idaho
D. F. Haskell and Jane Doe Haskell, his wife 712 North Stadium Way Tacoma, Washington	George H. Borton and Jane Doe Borton, his wife Route 11, Box 365 Olympia, Washington

George H. Borton and Jane Doe Borton, his wife
Route 1, Box 126
Olympia, Washington

Melvin L. Anderson and Jane Doe Anderson, his wife
2531 South Ainsworth Street
Tacoma, Washington

Lilian I. Adolfson and John Doe Adolfson, her husband
2159-1/2 Harbor Avenue
Seattle 6, Washington

George T. Nelson and Ethel Nelson, his wife
c/o Lloyd A. Sachs
Route 3, Box 110 A
Chehalis, Washington

K. E. White and Jane Doe White, his wife
1030 Carlyon
Olympia, Washington

Wm. A. Phillips and Jane Doe Phillips, his wife
Route 9, Box 34
Olympia, Washington

Curtis G. Smith and Jane Doe Smith, his wife
340 Chenault
Hoquiam, Washington

Louie Larson and Elizabeth L. Larson, his wife
1013 West Schley
Aberdeen, Washington

T. M. McBride and Belle McBride, his wife
Route 11
Olympia, Washington

G. E. Inmon and Jane Doe Inmon, his wife
1201 Ward Street
Centralia, Washington

Jack M. Yenne and Jane Doe Yenne, his wife
634 7th Avenue
Kirkland, Washington

James D. Kramer and Jane Doe Kramer, his wife
305 Pontius Avenue N.
Seattle 9, Washington

Kirby A. Kyes
Wayne D. Kyes
Trudy Jean Kyes
Route 4, Box 588
Olympia, Washington

Albert M. Johnson and Jane Doe Johnson, his wife,
6240 South Alder
Tacoma, Washington

Clarence H. Clymer and Jane Doe Clymer, his wife
620 South Hawthorne
Tacoma, Washington

Alfred Forey and Jane Doe Forey, his wife
547 South 160th
Seattle, Washington

Lloyd A. Sachs and Vera Sachs, his wife
Route 3, Box 110 A
Chehalis, Washington

Ernie S. Webb and Julia M. Webb, his wife
Star Route, Box 200
Tacoma, Washington

Jack A. Clary and Jane Doe Clary, his wife
5502 Ferdinand Street
Seattle 8, Washington

Elbert H. Lawrence and Jane Doe Lawrence, his wife,
420 Fillmore Street
Hoquiam, Washington

John B. White and Doris E. White, his wife
411 Becker Building
Aberdeen, Washington

Warren Whited and Jane Doe Whited, his wife
2606 North Wilson Way
Stockton 5, California

Daniel R. Donley and Jane Doe Donley, his wife
Route 2, Box 126
Olympia, Washington

R. C. Liedtke and Jane Doe Liedtke, his wife
1116 East 5th
Olympia, Washington

Hallie D. Kyes and Jane Doe Kyes, his wife
Route 4, Box 588
Olympia, Washington

W. H. Anderson and Jane Doe Anderson, his wife
1214-1/2 Thomas
Seattle 9, Washington

Alex Revel and Jane Doe Revel, his wife Box 334 McCleary, Washington	Charles Glasscock and Jane Doe Glasscock, his wife 4101 - 20th Avenue S.W. Seattle 6, Washington
Arthur T. Glanville and Jane Doe Glanville, his wife 806 - 9th Avenue Edmonds, Washington	Carl G. Hocker and Mary Annette Hocker, his wife 13606 - 3rd Avenue N. E. Seattle, Washington
William P. Joslin and Violet R. Joslin, his wife Cove Vashon Island, Washington	Clarence L. Wiederhold and Hazel M. Wiederhold, his wife 4721 Fauntleroy Seattle, Washington
Robert Lee Wetter and Muriel Wetter, his wife 17962 Aurora Avenue Seattle 33, Washington	Director of the Department of Fisheries State of Washington Seattle, Washington
Director of the Department of Game State of Washington Olympia, Washington	Supervisor of Water Resources of the Department of Conservation and Development State of Washington Olympia, Washington

That on the 15th day of September, 1954, I, as one of the attorneys for the petitioners in the above-entitled proceeding, mailed a copy of the said "Amended Petition of Owners of Real Property Abutting on Lake Summit for an Order Providing for the Regulation of the Outflow and Fixing the Water Level of said Lake" and a copy of the "Order Fixing Time of Hearing, Providing Notice and Providing for Service Herein" TO the persons hereafter named, who are the wives of the petitioners in this cause, by mailing a copy of each to said persons at the address immediately following their names in each case:

Marjorie Eide P.O. Box 226 Yelm, Washington	Jane Doe Craigen, wife of Thomas T. Craigen Route 11, Box 384 Olympia, Washington
Jane Doe Upham, wife of Robert L. Upham 1160 149th Avenue S.W. Seattle 66, Washington	Elvera K. Johnson P.O. Box 445 Yelm, Washington
Jane Doe Finney, wife of Alfred Finney 13360 48th Avenue South Seattle 88, Washington	Maude Japhet Route 11, Box 362 Olympia, Washington
Belle McBride Route 11 Olympia, Washington	Clara Germain Route 11, Box 364 Olympia, Washington

THUCOU001000002200428001000053027

That in each case, the copies of the said Amended Petition and the said Order were mailed to the persons designated by placing the same in envelopes addressed as indicated above, said addresses being the last and best known addresses of said persons as determined from the records of the Assessor of Thurston County and by all other information available to petitioners; that said envelopes were then deposited in the United States Post Office at Olympia, Washington, with postage prepaid thereon.

Dated at Olympia, Washington, this 27th day of September, 1954.

E. Robert Juster

Subscribed and sworn to before me this 27th day of September, 1954.

Heribert Q. Skerry
Notary Public in and for the State of Washington, residing at Olympia.

FILE
SUPERIOR COURT
THURSTON COUNTY, WASH

JUL 21 3 25 PM '54

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON

PAUL PAULSEN, CLERK

IN AND FOR THURSTON COUNTY
DEPUTY

IN THE MATTER OF THE FIXING
OF THE LEVEL OF LAKE SUMMIT,
SITUATE IN THURSTON COUNTY,
STATE OF WASHINGTON.

) NO. 28006

) ORDER AVOIDING ORDER SETTING
TIME AND PROVIDING NOTICE

This matter coming regularly on for the consideration of the Court on the oral motion of the attorney for the petitioners in the above-entitled proceeding, and it appearing to the court that the original petition filed herein has been abandoned and an amended petition filed in lieu thereof, and it appearing that there is no need for the hearing provided for in that certain order entered in the above-entitled cause on the 9th day of June, 1954, setting a hearing on the said original petition for the 16th day of August, 1954, at 1:30 o'clock in the afternoon, and the Court having examined the records and files herein and being fully advised in the premises, NOW, THEREFORE, it is hereby

ORDERED that that certain order entitled "Order Fixing Time of Hearing, Providing Notice and Providing for Service Herein" entered in the above-entitled cause on the 9th day of June, 1954, providing for a hearing on the original petition on file herein for the 16th day of August, 1954, at 1:30 o'clock in the afternoon, be, and the same is hereby set aside and held for nought.

DONE IN OPEN COURT this 21 day of July, 1954.

Raymond W. Chifford
JUDGE

JUL 21 3 25 PM '54

PAUL PAULK, CLERK

BY

DEPUTY

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON

IN AND FOR THURSTON COUNTY

IN THE MATTER OF THE FIXING
OF THE LEVEL OF LAKE SUMMIT,
SITUATE IN THURSTON COUNTY,
STATE OF WASHINGTON

) NO. 28006
ORDER FIXING TIME OF HEARING,
PROVIDING NOTICE AND PROVIDING
FOR SERVICE HEREIN

This matter coming regularly on for the consideration of the Court on the amended petition of T. J. McBride, Roger Eide, Earl B. Johnson, Willard F. Japhet, Tumwater Council, Boy Scouts of America, a corporation, George H. Borton, R. P. Germain, Thomas T. Craigen, Alfred F. Finney and Robert L. Upham, praying for the determination herein of the proper and certain level of Lake Summit and for other relief as is in the said petition set forth consisting of a prayer for authorization for the construction of a dam for the fixing of the level of said lake in accordance with said order, and the Court having considered the said petition and being fully advised in the premises, NOW, THEREFORE, it is hereby

ORDERED that Monday, the 27th day of September, 1954, at 1:30 o'clock in the afternoon, in Department No. 2 of the Superior Court of the State of Washington in and for Thurston County, at the Courthouse in Olympia, Washington, be and the same is hereby fixed as the time and place for the hearing of the petition to which reference has been made and the determination of the matters therein set forth, at which time and place all parties interested may appear in person or by counsel and be heard upon this matter. It is further

ORDERED that service in this cause shall be had by publishing a copy of this order as provided herein and by forwarding a copy of this order and notice together with a copy of the petition filed herein forthwith and not less than 10 days prior to said date to the Director of the Department of Fisheries, the Director of the Department of Game and the Supervisor of Water Resources of the Department of Conservation and Development, all of the State of Washington

and to the owners of the real property hereinafter named, in the name of the husband and wife in each case where both have or appear to have an interest in such real property and in the name of the individuals or corporate owner as applicable in all other cases, by United States mail, to the last known address of such owners as indicated by the records of the Assessor of Thurston County, such owners as indicated by said records being as follows:

E. E. Stover and Jane Doe Stover, his wife 2703 Riverview Drive Aberdeen, Washington	Weyerhaeuser Timber Company, a corporation, Tacoma Building Tacoma, Washington
Floyd W. Japhet and Grace Japhet, his wife Rt. 11 Box 377 Olympia, Washington	Robert Worland and Jane Doe Worland, his wife P. O. Box 10 McCleary, Washington
Donald M. Vestal and Jane Doe Vestal, his wife Rt. 2 Elma, Washington	Leon O. Boling and Jane Doe Boling, his wife McCleary, Washington
Robert R. Sheets and Jane Doe Sheets, his wife, P. O. Box 574 Elma, Washington	Earle Bland and Jane Doe Bland, his wife Box 162 McCleary, Washington
William E. Jenkins and Jane Doe Jenkins, his wife McCleary, Washington	Edward F. Biers and Evelyn Biers, his wife P. O. Box 256 McCleary, Washington
Earl B. Johnson and Elvera K. Johnson, his wife P. O. Box 445 Yelm, Washington	Albert B. Burdick and Mary Burdick, his wife 460 Wendell Street Crescent City, California
Harvey D. Thompson and Theelma Thompson, his wife Rt. 1 Box 132 Yelm, Washington	Rex P. Eide and Doris Eide, his wife General Delivery Lacey, Washington
Roger Eide and Marjorie Eide, his wife P. O. Box 226 Yelm, Washington	Oscar Eide and Inah Eide, his wife, Yelm, Washington
W. R. Graham and Jane Doe Graham, his wife 114-1/2 4th Street Elma, Washington	Paul E. Eygabord and Jane Doe Eygabord, his wife P. O. Box 397 McCleary, Washington

William A. Jones and Jane Doe Jones, his wife Rt. 11, Box 382 Olympia, Washington	Emil A. Bertsch and Jane Doe Bertsch, his wife Rt. 3 Box 382 Olympia, Washington
James A. Miller and Jane Doe Miller, his wife 3402 South Tyler Tacoma, Washington	Van M. Christman and Jane Doe Christman, his wife 5412 North 30th Tacoma, Washington
Claude Mayes and Jane Doe Mayes, his wife 1322 1/2 Lincoln Street Hoquiam, Washington	Russell Turner and Jane Doe Turner, his wife 1128 Lincoln Street Hoquiam, Washington
H. Y. Turner and Jane Doe Turner, his wife 223 K. Street Hoquiam, Washington	Edwin Malkinus, and Jane Doe Malkinus, his wife No. 2 "O" Street Hoquiam, Washington
P. W. Fry and Jane Doe Fry, his wife 1821 Riverside Avenue Hoquiam, Washington	Ray Ross and Jane Doe Ross, his wife 25 "O" Street Hoquiam, Washington
Minor Stuart and Jane Doe Stuart, his wife 806 East Wishkah Aberdeen, Washington	William A. Guest and Jane Doe Guest, his wife 1284 West Orchard Street Seattle, Washington
Warren Simmons and Jane Doe Simmons, his wife 2616 Hillside Drive Olympia, Washington	Mary McCallum and John Doe McCallum, her husband P. O. Box 745 Olympia, Washington
Melvin A. Paulson and Jean V. Paulson, his wife P. O. Box 226 McCleary, Washington	Vernon E. Downs and Jane Doe Downs, his wife Rt. 2, Box 145 Elma, Washington
Alex Craigen and Bessie Craigen, his wife Rt. 1 Box 3002 Portland 66, Oregon	Thomas T. Craigen and Jane Doe Craigen, his wife Rt. 11 Box 384 Olympia, Washington
Marvin Curl and Jane Doe Curl, his wife Rt. 11 Box 380 Olympia, Washington	Melvin Van Orman and Jane Doe Van Orman, his wife Rt. 2, Box 167 Elma, Washington
Spirro Damis and Jane Doe Damis, his wife 6613 South Wapato Tacoma, Washington	Frank J. Davies and Jane Doe Davies, his wife 7 Kitsap Place Lincoln Heights Tacoma, Washington
F. W. Vandenheuvel and Jane Doe Vandenheuvel, his wife 2408 Railroad Avenue South Tacoma, Washington	E. F. Vandenheuvel and Jane Doe Vandenheuvel, his wife 2408 Railroad Avenue South Tacoma, Washington

Layton D. Palmer and Jane Doe
Palmer, his wife
P. O. Box 122
Olympia, Washington

Mrs. Edna Buchanan
Yelm, Washington

Mountain Development Co.
a corporation
Tacoma Building
Tacoma, Washington

Fred A. Hatch and Elvera
Hatch, his wife
1519 West Dickenson Street
Olympia, Washington

Gordon Hemminger and Jane
Doe Hemminger, his wife
105 South 40th
Tacoma, Washington

Lewis W. Bell and Jane Doe
Bell, his wife
9672 Bridgeport Way
Tacoma, Washington

John C. Schneider and Betty
E. Schneider, his wife
521 Dearborn Street
Shelton, Washington

Alton J. Eldred and Jane Doe
Eldred, his wife
1619 North B. Street
Aberdeen, Washington

Homer G. Burkhamer and Jane
Doe Burkhamer, his wife
311 7th Street
Hoquiam, Washington

John A. Shaw and Jane Doe
Shaw, his wife
1249 S.W. 151st Street
Seattle 66, Washington

R. W. McDonald and Jane Doe
McDonald, his wife
13346 47th Ave. South
Seattle 88, Washington

Robert L. Upham and Jand Doe
Upham, his wife
1160 149th Ave. S. W.
Seattle 66. Washington

R. D. Zurfluh and Jand Doe
Zurfluh, his wife
701 Pennimon Street
DuPont, Washington

A. C. Miller Jr. and Jane Doe
Miller, his wife
P. O. Box 136
Oakville, Washington

Donald J. Zurfluh and Jand Doe
Zurfluh, his wife
5409 So. Pine
Tacoma, Washington

Harold L. Schneider and Jane
Doe Schneider, his wife
1458 6th Street
Chehalis, Washington

John Loren Backman and Jane
Doe Backman, his wife
927 North Bethel
Olympia, Washington

M. Earl Wood Sr., and Jane
Doe Wood, his wife
927 North Bethel
Olympia, Washington

John B. Firmin and Jane Doe
Firmin, his wife
102 South 56th Street
Tacoma, Washington

Leonard J. Schneider and
Marjorie Schneider, his wife
1506 West Second Street
Aberdeen, Washington

L. M. Eldred and Jane Doe
Eldred, his wife
2513 Sumner Avenue
Aberdeen, Washington

R. H. Noble and Jane Doe Noble,
his wife
16822 Military Road
Seattle, Washington

Alfred Finney and Jane Doe
Finney, his wife
13360 48th Avenue South
Seattle 88. Washington

Louis W. Hutton and Jane
Doe Hutton, his wife
P. O. Box 65
Vail, Washington

Neona B. Shepherd and John Doe
Shepherd, her husband
8650 45th Ave. So.
Seattle, Washington

R. K. Walburn and Jane Doe
Walburn, his wife
491 Loviers Street
DuPont. Washington

Jack A. McCray and Jane Doe
McCray, his wife
3615 Whitman Avenue
Seattle, Washington

Leymoine L. Irvin and Jane
Doe Irvin, his wife
1247 S. W. 116th
Seattle 66, Washington

Clifford E. Jakle and Jane
Doe Jakle, his wife
115 South 56th Street
Tacoma, Washington

Dan J. Gerontis and Jane Doe
Gerontis, his wife
3618 East Spokane Street
Tacoma, Washington

Melvin D. Bouslog and Jane
Doe Bouslog, his wife
16638 DesMoines Way
Seattle 88. Washington

R. J. Smith and Jane Doe
Smith, his wife
Rt. 4 Box 315-B
Tacoma. Washington

Kristofer Troseth and Jane
Doe Troseth, his wife
511 North L. Street
Tacoma, Washington

TMC Wm. J. Brown and Jane
Doe Brown, his wife
U.S.S. Neriis AS 17
Fleet P. O.
San Francisco, California

Fred B. Japhet and Jane Doe
Japhet, his wife
Rt. 1 Box 124
Olympia, Washington

Robt. C. Becken and Jane Doe
Becken, his wife
Rt. 1 Box 203
Montesano, Washington

William T. Bland and Jane Doe
Bland, his wife
952 North Division
Aberdeen, Washington

Eugene E. Yarrow and Jane
Doe Yarrow, his wife
516 Burleigh
Aberdeen, Washington

R. P. Germain and Clara
Germain, his wife
Rt. 11 Box 364
Olympia, Washington

Larry Rucker and Jane Doe
Rucker, his wife
3902 South 19th Street
Tacoma, Washington

Elmer F. DePaul and Jane
Doe DePaul, his wife
4035 East E. Street
Tacoma, Washington

Fred P. Moore and Jane Doe
Moore, his wife
Rt. 1 Box 1797
Kent, Washington

Georgia G. Lamson and John
Doe Lamson, her husband
4408 North 9th
Tacoma, Washington

R. J. Rayan and Jane Doe
Rayan, his wife
3303 East K. Street
Tacoma, Washington

Anne C. Draper and John Doe
Draper, her husband
2728 S. E. 52nd
Portland, Oregon

Arthur T. Taylor and Jane
Doe Taylor, his wife
16638 DesMoines Way
Seattle 88, Washington

Andrew W. Lewis and Jane
Doe Lewis, his wife
9252 47th S. W.
Seattle, Washington

W. R. Richards and Jane Doe
Richards, his wife
Rt. 4 Box 1010
Roseburg, Oregon

Ralph Spears and Jane Doe
Spears, his wife
2724 Aberdeen Avenue
Hoquiam, Washington

George W. Peret and Jane Doe
Peret, his wife
7204 North McKenna
Portland 3, Oregon

William O. Booher and Jane
Doe Booher, his wife
Rt. 11 Box 363
Olympia, Washington

R. C. Fenner and Jane Doe
Fenner, his wife
722 Terrace Avenue
Aberdeen, Washington

THUCO0010000022200428001600053034

John M. Musser and Jane Doe
Musser, his wife
864 South 84th Street
Tacoma, Washington

R. B. Robbins and Jane Doe
Robbins, his wife
P. O. Box 202
McCleary, Washington

Floyd Tull and Jane Doe
Tull, his wife
Box 154,
Willapa, Washington

Robert E. Keiser and
Verona Keiser, his wife
601 L. Street
Hoquiam, Washington

F. Wetzel and Jane Doe Wetzel
his wife
314-1/2 8th Street
Hoquiam, Washington

Helmer J. Hansen and Jane
Doe Hansen, his wife
Box 141
Raymond, Washington

L. E. Philbrick and Jane
Doe Philbrick, his wife
436 Eklund
Hoquiam, Washington

Lewis E. Philbrick and Jane
Doe Philbrick, his wife
436 Eklund Street
Hoquiam, Washington

A. Ambrose and Jane Doe
Ambrose, his wife
422 East 35th Street
Tacoma, Washington

Ervin D. Auer and Jane Doe
Auer, his wife
Kamiah, Idaho

George H. Borton and Jane
Doe Borton, his wife
Rt. 11 Box 365
Olympia, Washington

Albert M. Johnson and Jane
Doe Johnson, his wife
6240 So. Alder
Tacoma, Washington

Clarence H. Clymer and Jane
Doe Clymer, his wife
620 So. Hawthorne,
Tacoma, Washington

Alfred Forey and Jane Doe
Forey, his wife
647 South 160th
Seattle, Washington

E. C. Einert and Jane Doe
Einert, his wife
Box 241
McCleary, Washington

Robert Clubb and Jane Doe
Clubb, his wife
Box 154
Willapa, Washington

Arla Keiser and Bessie L.
Keiser, his wife
601 L. Street
Hoquiam, Washington

M. H. West and Jane Doe
West, his wife
614 Duryea
Raymond, Washington

M. A. Anderson and Jane Doe
Anderson, his wife
314-1/2 8th Street
Hoquiam, Washington

Richard A. West and Jane
Doe West, his wife
614 Duryea Street
Raymond, Washington

Albert B. Philbrick and Jane
Doe Philbrick, his wife
332 Karr Avenue
Hoquiam, Washington

O. D. Cusick and Jane Doe
Cusick, his wife
Mayfield, Washington

Harold M. Lemmer and Jane
Doe Lemmer, his wife
3720 East G. Street
Tacoma, Washington

D. F. Haskell and Jane Doe
Haskell, his wife
712 North Stadium Way
Tacoma, Washington

George H. Borton and Jane
Doe Borton, his wife
Rt. 1 Box 126
Olympia, Washington

Melvin L. Anderson and Jane Doe
Anderson, his wife
2531 South Ainsworth
Tacoma, Washington

Lillian I. Adolfson and John Doe
Adolfson, her husband
2159-1/2 Harbor Avenue
Seattle 6, Washington

George T. Nelson and Ethel
Nelson, his wife
c/o Lloyd A. Sachs
Rt. 3 Box 110 A
Chehalis, Washington

Lloyd A. Sachs and Vera Sachs,
his wife
Rt. 3 Box 110 A
Chehalis, Washington

Ernie S. Webb and Julia M.
Webb, his wife
Star Route Box 200
Tacoma, Washington

Jack A. Clary and Jane
Doe Clary, his wife
5502 Ferdinand Street
Seattle, Washington

Elbert H. Lawrence and Jane
Doe Lawrence, his wife
420 Fillmore Street
Hoquiam, Washington

John B. White and Doris E.
White, his wife
411 Becker Building
Aberdeen, Washington

State of Washington
Olympia, Washington

Willard F. Japhet and Maude
Japhet, his wife
Rt. 11 Box 362
Olympia, Washington

G. E. Inmon and Jane
Doe Inmon, his wife
1201 Ward Street
Centralia, Washington

Jack M. Yenne and Jane Doe
Yenne, his wife
634 7th Avenue
Kirkland, Washington

James D. Kramer and Jane Doe
Kramer, his wife
305 Pontius Avenue N.
Seattle, Washington

Kirby A. Kyes
Wayne D. Kyes
Trudy Jean Kyes
Rt. 4 Box 588
Olympia, Washington

Alex Revel and
Jane Doe Revel, his wife
Box 334
McCleary, Washington

Arthur T. Glanville, and Jane
Doe Glanville, his wife
806 9th Avenue
Edmonds, Washington

K. E. White and Jane Doe
White, his wife
1030 Carlyon Avenue
Olympia, Washington

Wm. A. Phillips and Jane Doe
Phillips, his wife
Rt. 9 Box 34
Olympia, Washington

Curtis G. Smith and Jane
Doe Smith, his wife
340 Chenault,
Hoquiam, Washington

Louie Larson and Elizabeth L.
Larson, his wife
1013 West Schley
Aberdeen, Washington

Tumwater Council
Boy Scouts of America
a corporation
220 East Fifth
Olympia, Washington

T. M. McBride and Belle
McBride, his wife
Rt. 11
Olympia, Washington

Warren Whited and Jane Doe
Whited, his wife
2606 North Wilson Way
Stockton 5, California

Daniel R. Donley and Jane
Doe Donley, his wife
Rt. 2 Box 126
Olympia, Washington

R. C. Liedtke and Jane Doe
Liedtke, his wife
1116 East 5th Avenue
Olympia, Washington

Hallie D. Kyes and Jane Doe
Kyes, his wife
Rt. 4 Box 588
Olympia, Washington

W. H. Anderson and Jane Doe
Anderson, his wife
1214-1/2 Thomas
Seattle 9, Washington

Charles Glasscock and Jane
Doe Glasscock, his wife
4101 20th Avenue S. W.
Seattle 6, Washington

Carl G. Hocker and Mary
Annette Hocker, his wife
13606 3rd Avenue N. E.
Seattle, Washington

William P. Joslin and Violet R. Joslin, his wife
Cove
Vashon Island, Washington

Clarence L. Wiederhold and
Hazel M. Wiederhold, his wife
4721 Fauntleroy
Seattle, Washington

Robert Lee Wetter and Muriel Wetter, his wife
17962 Aurora Avenue
Seattle 33, Washington

IT IS FURTHER ORDERED that a copy of this order be published in the Nisqually Valley News, a newspaper of general circulation in Thurston County for six successive weeks commencing with the 22nd day of July, 1954.

IT IS FURTHER ORDERED that all persons owning property abutting upon Lake Summit be and appear before the above entitled court at the time and place above indicated to be heard on the petition of the petitioners named, to which petition reference is hereby made, and the content thereof is by this reference incorporated herein as though set forth at length herein, and in event of their failure to so appear, judgment will be granted in accordance with the prayer of the petition adjudging and decreeing that said lake is not navigable and fixing the proper and certain level of Lake Summit at 1.5 feet on that certain Stadia Gauge located on a piling in the pier adjacent to Government Lot 3, Section 13, Township 18 North, Range 4 West, W. M.

IT IS FURTHER ORDERED that the copy of this order and the copy of the petition to be served upon the persons above named need not be certified and may be either typewritten or mimeographed.

IT IS FURTHER ORDERED that proof of publication of this order shall be made by an affidavit of the publisher or printer of said newspaper and proof of service by mail shall be made by a written affidavit showing the name and address of the person so served and the date and place of such mailing.

DONE IN OPEN COURT THIS 21st day of July, 1954.

Raymond W. Tolifford
JUDGE

BRODIE & FRISTOE
Attorneys for Petitioners
205 Capitol Park Building
Olympia, Washington

JUL 21 3 25 PM '51

PAUL P. JULY, JR.
IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
BY ^{DEPUTY}
IN AND FOR THURSTON COUNTY

IN THE MATTER OF THE FIXING
OF THE LEVEL OF LAKE SUMMIT,
SITUATE IN THURSTON COUNTY,
STATE OF WASHINGTON

) No. 28006

) AMENDED PETITION OF OWNERS OF
REAL PROPERTY ABUTTING ON LAKE
SUMMIT FOR AN ORDER PROVIDING
FOR THE REGULATION OF THE OUT-
FLOW AND FIXING THE WATER LEVEL
OF SAID LAKE.

Come now T. J. McBride, Roger Eide, Earl B. Johnson, Willard F. Japhet, Tumwater Council, Boy Scouts of America, a corporation, George H. Borton, R. P. Germain, Thomas T. Craigen, Alfred F. Finney and Robert L. Upham, all being owners of real property abutting on Lake Summit, a fresh water lake, located in Thurston County, State of Washington, and petitioning this Honorable Court, respectfully represent and allege as follows:

I.

That the petitioners herein above named are the owners of real property abutting on Lake Summit, a fresh water lake which is located in Thurston County, State of Washington. That said Lake Summit is a meandered lake and is located in Sections 12 and 13 of Township 18 North, Range 4 West of the Willamette Meridian, and Sections 7, 8 and 18 of Township 18 North, Range 3 West of the Willamette Meridian, located in said Thurston County, State of Washington.

II.

That said Lake Summit is not navigable from the sea and has not for some years been used for any commercial purpose whatsoever other than resort purposes; that at one time a portion of said lake was used for rafting and booming logs for a sawmill located on the said lake; that said sawmill has not been used for many years. That the said lake is not used for the storage of water for irrigation or any other beneficial purpose. That the said lake has never been used for and is not capable of use for any commercial purpose other than resorts and for floating logs. That the said lake is in fact not navigable.

III.

That it is the purpose of the parties hereto in seeking a regulation of the level of the said lake to improve the culture of fish in said lake; that the State of Washington, through its Department of Fisheries, has stocked the said lake with game fish and has announced plans to install a spillway and fish screen at the outlet of said lake if an order fixing the level of the lake and regulating the outflow is entered in this proceeding. That the spillway proposed would be fixed to regulate the level of the lake in accordance with the order of the court entered herein.

IV.

The cost of the said spillway and fish screen, the construction of which is proposed, will be carried by the State of Washington through its Department of Fish and Game in accordance with its present proposed plan for the development of Summit Lake. That the plans proposed by the State of Washington Department of Fisheries provide a reasonable and adequate plan for the control of the level of Summit Lake and the regulation of the outflow therefrom so that the same could be properly controlled in accordance with the order of this court.

V.

That said Lake Summit is wholly fed by drainage from its water shed and by seepage from subterranean springs; that said lake has but one outlet which is located at the West end of the lake; that the capacity of the creek flowing out of said lake is sufficient to properly maintain the level of the lake, but the spillway area of the lake is constantly being clogged by debris and by beaver dams, thus restricting the outflow and causing the level of the lake to make radical and serious changes of the level during different seasons of the year.

VI.

That there is attached hereto, marked Exhibit "A" and by reference incorporated herein as though fully set forth herein, a complete description of the individual property ownership, of the real property abutting on Lake Summit with the number of front feet contained in each tract and the names and addresses of the respective owners of such

tracts as the same are shown on the public records of Thurston County in the office of the Assessor of Thurston County.

VII.

That it is necessary to establish and legally fix a proper level for Lake Summit to prevent flooding for the protection and conservation of the property abutting on the shores of said lake and for the purpose of providing a fixed level for the installation of the spillway at the entrance thereto; that the owners of a majority of the real property abutting on said lake have determined the level of said lake which seems most desirable for the benefit of all persons owning property thereon; that said persons have requested the State of Washington Department of Fisheries to legally define said level; that the State of Washington Department of Fisheries has located a stadia gauge on a piling located in the water in said lake on the pier abutting Government Lot 3 in Section 13, Township 18 North, Range 4 West of the Willamette Meridian; that the proper level of said lake as so determined is at 1.5 feet on the said stadia gauge.

WHEREFORE, your petitioners respectfully request and petition this Court as follows:

1. For the entry of an order herein fixing the time and place for the hearing of this petition and directing that notice shall be given to the respective property owners, whose property is adjacent to and abutting upon Lake Summit as is herein set forth in Exhibit "A" hereto, and to the Director of the Department of Fisheries and the Supervisor of Hydraulics of the State of Washington and to the County Commissioners of the County of Thurston, State of Washington, and provided further that such notice shall be given to each and all of said persons by service upon them of a copy of the said order in the manner and in the form provided for therein.

2. That the Court make and enter herein its decree ordering and adjudging that Lake Summit is not navigable and fixing and determining the proper certain water level of Lake Summit at the level reaching 1.5 feet on the stadia gauge located on the piling forming a portion of the pier abutting on Government Lot 3, Section 13, Township 18 North, Range 4 West of the Willamette Meridian, which said

Government Lot 3 is now owned by the Tumwater Council, Boy Scouts of America.

3. That the Court enter its order herein authorizing the construction of the dam, spillway and fish screen proposed for construction by the State of Washington Department of Fisheries and referred to herein.

4. For an order authorizing the Supervisor of Hydraulics of the State of Washington to thereafter regulate and control the outflow of Lake Summit to maintain the determined proper and certain level of said lake.

5. That the Court grant to the petitioners herein such other and further relief as the Court may determine proper in the premises.

Brodie & Fristoe
BRODIE & FRISTOE
Attorneys for Petitioners.
205 Capitol Park Building
Olympia, Washington

STATE OF WASHINGTON)
County of Thurston) ss.

T. J. McBRIDE, being first duly sworn upon oath, deposes and says: That I am one of the petitioners in the above and foregoing petition; that I have read the foregoing Petition, know the contents thereof and believe the same to be true; that I am authorized by the other petitioners to verify this petition for and on their behalf and I do verify the same for said other petitioners.

J. Smith

Subscribed and sworn to before me this 17th day of July, 1954

Joan Bovic
Notary Public in and for the State
of Washington, residing at Olympia.

EXHIBIT "A"

The owners of the real property surrounding and adjacent to Lake Summit, together with the approximate number of front feet included in the tract owned and together with the best known address of the owners are as follows:

<u>Name and Address</u>	<u>Description of Tract</u>	<u>No. of Front Feet</u>
E. E. Stover and Jane Doe Stover, his wife 2703 Riverview Drive Aberdeen, Washington	Lots 1 and 2	100
Weyerhaeuser Timber Company Tacoma, Washington	Lots 3 and 4	100
Floyd W. Japhet and Grace Japhet, his wife Rt. 11 Box 377 Olympia, Washington	Lots 5, 6 and 7	150
Robert Worland and Jane Doe Worland, his wife P. O. Box 10 McCleary, Washington	Lots 8 and 9	100
Donald M. Vestal and Jane Doe Vestal, his wife Rt. 2 Elma, Washington	Lots 10 and 11	100
Leon O. Boling and Jane Doe Boling, his wife McCleary, Washington	Lot 12	50
Robert R. Sheets and Jane Doe Sheets, his wife P. O. Box 574 Elma, Washington	Lot 13	50
Earle Bland and Jane Doe Bland, his wife Box 162 McCleary, Washington	14	50
William E. Jenkins and Jane Doe Jenkins, his wife McCleary, Washington	Lot 15	50
Edward F. Biers and Evelyn Biers, his wife P. O. Box 256 McCleary, Washington	Lot 16	50
Earl B. Johnson and Elvera K. Johnson, his wife P. O. Box 445 Yelm, Washington	Lots 17, 18 and 19	150
Albert B. Burdick and Mary Burdick, his wife 460 Wendell Street Crescent City, California	Lot 20	50

Harvey D. Thompson and Thelma Thompson, his wife Rt. 1, Box 132 Yelm, Washington	Lot 21	50
Rex P. Eide and Doris Eide, his wife General Delivery Lacey, Washington	Lot 22	50
Roger Eide and Marjorie Eide, his wife P. O. Box 226 Yelm, Washington	Lots 23 and 24	100
Oscar Eide and Inah Eide, his wife Yelm, Washington	Lots 25 and 26	100
W. R. Graham and Jane Doe Graham, his wife 114-1/2 4th Street Elma, Washington	Lots 27 and 28	100
Paul E. Eygabord and Jane Doe Eygabord, his wife P. O. Box 397 McCleary, Washington	Lot 29	50
William A. Jones and Jane Doe Jones, his wife Rt. 11 Box 382 Olympia, Washington	Lot 30	50
Emil A. Bertsch and Jane Doe Bertsch, his wife Rt. 3 Box 382 Olympia, Washington and	Lot 31	50.1
James A. Miller and Jane Doe Miller, his wife 3402 South Tyler Tacoma, Washington		
Van M. Christman and Jane Doe Christman, his wife 5412 North 30th Tacoma, Washington	Lot 32	50
Claude Mayes and Jane Doe Mayes, his wife 1322-1/2 Lincoln Street Hoquiam, Washington	Lot 33	50.1
Russell Turner and Jane Doe Turner, his wife 1128 Lincoln Street Hoquiam, Washington	Lot 34	50.1
H. Y. Turner and Jane Doe Turner, his wife 223 K. Street Hoquiam, Washington	Lot 35	50
Edwin Malkinus and Jane Doe Malkinus, his wife No. 2 "O" Street Hoquiam, Washington	Lot 36	50

P. W. Fry and Jane Doe Fry, his wife 1821 Riverside Avenue Hoquiam, Washington	Lot 37	50
Ray Ross and Jane Doe Ross, his wife 250 Street Hoquiam, Washington	Lot 38	50
Minor Stuart and Jane Doe Stuart, his wife 806 East Wishkah Aberdeen, Washington	Lot 39	50.1
William A. Guest and Jane Doe Guest, his wife 1284 West Orchard Street Seattle, Washington	Lots 40 and 41	100.3
Warren Simmons and Jane Doe Simmons, his wife 2616 Hillside Drive Olympia, Washington	Lots 42, 43, 44 and 45	200.1
Mary McCallum and John Doe McCallum, her husband P. O. Box 745 Olympia, Washington	Lot 46	50
Melvin A. Paulson and Jean V. Paulson, his wife P. O. Box 226 McCleary, Washington	Lot 47	50
Vernon E. Downs and Jane Doe Downs, his wife Rt. 2 Box 145 Elma, Washington	Lot 48	50
Alex Craigen and Bessie Craigen, his wife Rt. 1 Box 3002 Portland 66, Oregon	Lot 49	50
Thomas T. Craigen and Jane Doe Craigen, his wife Rt. 11 Box 384 Olympia, Washington	Lot 50	50
Marvin Curl and Jane Doe Curl, his wife Rt. 11, Box 380 Olympia, Washington	Lot 51	50
Melvin Van Orman and Jane Doe Van Orman, his wife Rt. 2 Box 167 Elma, Washington	Lot 52	50.1
Spirro Damis and Jane Doe Damis, his wife 6613 South Wapato Tacoma, Washington	Lots 53 and 54	100
Frank J. Davies and Jane Doe Davies, his wife 7 Kitsap Place Lincoln Heights Tacoma, Washington	Lot 55	50

F. W. Vandenheuvel and
Jane Doe Vandenheuvel, his wife
2408 Railroad Avenue
South Tacoma, Washington
and
E. F. Vandenheuvel and
Jane Doe Vandenheuvel, his wife
2408 Railroad Avenue
South Tacoma, Washington Lots 56 and 57 100

Layton D. Palmer and
Jane Doe Palmer, his wife
P. O. Box 122
Olympia, Washington Lot 58 50

A. C. Miller, Jr. and
Jane Doe Miller, his wife
P. O. Box 136
Oakville, Washington Lot 59 50

Oscar Eide and Inah Eide,
his wife
P. O. Box 137
Yelm, Washington Lots 60 and 61 100

Mrs. Edna Buchanan
Yelm, Washington Lots 62 and 63 100

Donald J. Zurfluh and
Jane Doe Zurfluh, his wife
5409 South Pine
Tacoma, Washington Lots 64 50

Mountain Development Co.
Tacoma Building
Tacoma, Washington Lots 65 and 66 100.1

Harold L. Schneider and
Jane Doe Schneider, his wife
1458 - 6th Street
Chehalis, Washington Lot 67 50

Fred A. Hatch and Elvera
Hatch, his wife
1519 West Dickenson St.
Olympia, Washington Lot 68 50

John Loren Backman and
Jane Doe Backman, his wife
927 North Bethel
Olympia, Washington Lot 69 50

Gordon Hemminger and Jane Doe
Hemminger, his wife
105 South 40th
Tacoma, Washington Lots 70 and 71 100

M. Earl Wood, Sr., and
Jane Doe Wood, his wife
Rt. 11 Box 712
Olympia, Washington Lots 72 and 73 100

Lewis W. Bell and
Jane Doe Bell, his wife
9672 Bridgeport Way
Tacoma, Washington Lot 74 50

John B. Firmin and Jane Doe Firmin, his wife 102 South 56th Tacoma, Washington	Lots 75 and 76	100.3
John C. Schneider and Betty E. Schneider, his wife 521 Dearborn Street Shelton, Washington	Lot 77	50
Leonard J. Schneider and Marjorie Schneider, his wife 1506 West Second Street Aberdeen, Washington	Lot 78	50
Alton J. Eldred and Jane Doe Eldred, his wife 1619 North B. Street Aberdeen, Washington	Lot 79	50
L. M. Eldred and Jane Doe Eldred, his wife 2513 Sumner Avenue Aberdeen, Washington	Lot 80	50
Homer G. Burkhamer and Jane Doe Burkhamer, his wife 311 - 7th Street Hoquiam, Washington	Lots 81, 82, 83 and 84	200.4
R. H. Noble and Jane Doe Noble, his wife 16822 Military Road Seattle 88, Washington	Lot 85	50
John A. Shaw and Jane Doe Shaw, his wife 1249 S. W. 151st Street Seattle 66, Washington	Lot 86	50
Alfred Finney and Jane Doe Finney, his wife 13360 48th Street South Seattle 88, Washington	Lot 87	50
R. W. McDonald and Jane Doe McDonald, his wife 13346 - 47th South Seattle 88, Washington	Lot 88	50
Louis W. Hutton and Jane Doe Hutton, his wife P. O. Box 65 Vail, Washington	Lot 89	50
Robert L. Upham and Jane Doe Upham, his wife 1160 149th Avenue S. W. Seattle 66, Washington	Lot 90	50
Neona B. Shepherd and John Doe Shepherd, her husband 8650 45th Avenue South Seattle, Washington	Lot 91	50
R. D. Zurfluh and Jane Doe Zurfluh, his wife 701 Pennimon Street DuPont, Washington	Lot 92	50

R. K. Walburn and Jane Doe Walburn, his wife 401 Loviers Street, DuPont, Washington	Lot 93	50
Jack A. McCray and Jane Doe McCray, his wife 3615 Whitman Avenue Seattle, Washington	Lot 94	50
Larry Rucker and Jane Doe Rucker, his wife 3902 South 19th Street Tacoma, Washington	Lot 95	50
Leymoine L. Irvin and Jane Doe Irvin, his wife 1247 S. W. 116th Seattle 66, Washington	Lot 96	50
Elmer F. DePaul and Jane Doe DePaul, his wife 4035 East E. Street Tacoma, Washington	Lot 97	50
Clifford E. Jakle and Jane Doe Jakle, his wife 115 South 56th Street Tacoma, Washington	Lot 98	50
Fred P. Moore and Jane Doe Moore, his wife Rt. 1 Box 1797 Kent, Washington	Lot 99	54.9
Dan J. Gerontis and Jane Doe Gerontis, his wife 3618 East Spokane Street Tacoma, Washington	Lot 100	73.9
Mountain Development Company Tacoma Building Tacoma, Washington	Lots 101 and 102	218.8
All of said lots being lots in North Shore of Summit Lake, according to the plat thereof on file in the office of the Auditor of Thurston County.		
Georgia G. Lamson and John Doe Lamson, her husband 4408 North 9th Tacoma, Washington	Tract 1	57.81
Melvin D. Bouslog and Jane Doe Bouslog, his wife 16638 DesMoines Way Seattle 88, Washington	Tracts 2 and 3	107
R. J. Rayan and Jane Doe Rayan, his wife 3303 East K. Street Tacoma, Washington	Tract 4	50
R. J. Smith and Jane Doe Smith, his wife Rt. 4 Box 315-B Tacoma, Washington	Tracts 5 and 6	100.14

Anne C. Draper and John Doe Draper, her husband 2728 S. E. 52nd Portland, Oregon	Tracts 7 and 8	100
Kristofer Troseth and Jane Doe Troseth, his wife 511 North L. Street Tacoma, Washington	Tract 9	50
Arthur T. Taylor and Jane Doe Taylor, his wife 16638 DesMoines Way Seattle 88, Washington	Tract 10	50
TMC Wm. J. Brown and Jane Doe Brown, his wife U.S.S. Nerius AS 17 Fleet P. O. San Francisco, California	Tract 11	50
Andrew W. Lewis and Jane Doe Lewis, his wife 9252 47th S. W. Seattle, Washington	Tract 12	50
Fred B. Japhet and Jane Doe Japhet, his wife Rt. 1 Box 124 Olympia, Washington	Tracts 13 and 14	100
Willard F. Japhet and Jane Doe Japhet, his wife Rt. 11 Box 362 Olympia, Washington	Tracts 15, 16 17 and 18	200
Weyerhaeuser Timber Co. Tacoma Building Tacoma, Washington	Tract 19	50
W. F. Richards and Jane Doe Richards, his wife Rt. 4 Box 1010 Roseburg, Oregon	Tract 20	50
Robt. C. Becken and Jane Doe Becken, his wife Rt. 1 Box 203 Montesano, Washington	Tracts 21 to 24	201.14
Ralph Spears and Jane Doe Spears, his wife 2724 Aberdeen Avenue Hoquiam, Washington	Tracts 25 and 26	101.35
William T. Bland and Jane Doe Bland, his wife 952 North Division Aberdeen, Washington	Tracts 27 to 30	200
George W. Peret and Jane Doe Peret, his wife 7204 North McKenna, Portland 3, Oregon	Tracts 31 and 32	100
Eugene E. Yarrow and Jane Doe Yarrow, his wife 516 Burleigh Aberdeen, Washington	Tracts 33, 34 and 35	152.77

William O. Booher and Jane Doe Booher, his wife Rt. 11 Box 363 Olympia, Washington	Tracts 36, 37, 38	163.89
R. P. Germain and Clara Germain, his wife Rt. 11 Box 364 Olympia, Washington	Tracts 39, 40 and 41	252.92
R. C. Fenner and Jane Doe Fenner, his wife 722 Terrace Avenue Aberdeen, Washington	Tract 42	74.75
John M. Musser and Jane Doe Musser, his wife 864 South 84th Street Tacoma, Washington	Tract 43	75
L. O. Boling and Jane Doe Boling, his wife McCleary, Washington	Tract 44	75.22
E. C. Einert and Jane Doe Einert, his wife Box 241 McCleary, Washington	Tract 45	81.35
R. B. Robbins and Jane Doe Robbins, his wife P. O. Box 202 McCleary, Washington	Tract 46	75
Robert Clubb and Jane Doe Clubb, his wife Box 154 Willapa, Washington and Floyd Tull and Jane Doe Tull, his wife Box 154 Willapa, Washington	Tract 47	70.01
Arla Keiser and Bessie L. Keiser, his wife 601 L. Street Hoquiam, Washington and Robert E. Keiser and Verona Keiser, his wife 601 L. Street Hoquiam, Washington	Tract 48	73.92
M. H. West and Jane Doe West, his wife 614 Duryea Raymond, Washington	Tract 49	65
F. Wetzel and Jane Doe Wetzel, his wife 314-1/2 8th Street Hoquiam, Washington and M. A. Anderson and Jane Doe Anderson, his wife 314-1/2 8th Street Hoquiam, Washington	Tracts 50 and 51	112.17

Helmer J. Hansen and Jane Doe Hansen, his wife Box 141 Raymond, Washington	Tract 52	53.14
Richard A. West and Jane Doe West, his wife 614 Duryea Street Raymond, Washington	Tracts 53 and 54	100.44
L. E. Philbrick and Jane Doe Philbrick, his wife 436 Eklund Hoquiam, Washington	Tract 55	50.16
Albert B. Philbrick and Jane Doe Philbrick, his wife 332 Karr Avenue Hoquiam, Washington	Tract 56	50.80
Lewis E. Philbrick and Jane Doe Philbrick, his wife 436 Eklund Street Hoquiam, Washington	Tract 57	50.80
O. D. Cusick and Jane Doe Cusick, his wife Mayfield, Washington	Tract 58	52.05
A. Ambrose and Jane Doe Ambrose, his wife 422 East 35th Tacoma, Washington	Tract 59	50.14
Harold M. Lemmer and Jane Doe Lemmer, his wife 3720 East G. Street Tacoma, Washington	Tract 60	50.61
Ervin D. Auer and Jane Doe Auer, his wife Kamiah, Idaho	Tracts 61 to 64	204.39
D. F. Haskell and Jane Doe Haskell, his wife 712 North Stadium Way Tacoma, Washington	Tracts 65 and 66	100.03
George H. Borton and Jane Doe Borton, his wife Rt. 11, Box 365 Olympia, Washington	Tract 67	50
George H. Borton and Jane Doe Borton, his wife Rt. 1 Box 126 Olympia, Washington	Tract 68	50
Albert M. Johnson and Jane Doe Johnson, his wife 6240 South Alder Tacoma, Washington	Tracts 69 and 70	100
Melvin L. Anderson and Jane Doe Anderson, his wife 2531 South Ainsworth Street Tacoma, Washington	Tracts 71 and 72	104.44

Clarence H. Clymer and Jane Doe Clymer, his wife 620 South Hawthorne Tacoma, Washington	Tracts 73 and 74	193.21
Lilian I. Adolfson and John Doe Adolfson, her husband 2159-1/2 Harbor Avenue Seattle 6, Washington	Tract 75	71.12
Alfred Forey and Jane Doe Forey, his wife 547 South 160th Seattle, Washington	Tract 76	103.26
George T. Nelson and Ethel Nelson, his wife c/o Lloyd A. Sachs Rt. 3 Box 110 A Chehalis, Washington and Lloyd A. Sachs and Vera Sachs, his wife Rt. 3, Box 110 A Chehalis, Washington	Tract 77	50
K. E. White and Jane Doe White, his wife 1030 Carlyon Olympia, Washington	Tracts 78, 79 and 80 less the North 10 feet of Tract 80	154.4
Ernie S. Webb and Julia M. Webb, his wife Star Route, Box 200 Tacoma, Washington	Tract 81 and the North 10 feet of Tract 80	107.01
Wm. A. Phillips and Jane Doe Phillips, his wife Rt. 9 Box 34 Olympia, Washington	Tract 82	210
Ervin D. Auer and Jane Doe Auer, his wife Kamiah, Idaho	Tract 83	105.1
Jack A. Clary and Jane Doe Clary, his wife 5502 Ferdinand Street Seattle 8, Washington	Tract 84	105
Curtis G. Smith and Jane Doe Smith, his wife 340 Chenault Hoquiam, Washington	Tract 85	150
Elbert H. Lawrence and Jane Doe Lawrence, his wife 420 Fillmore Street Hoquiam, Washington	Tract 86	100
Louie Larson and Elizabeth L. Larson, his wife 1013 West Schley Aberdeen, Washington and John B. White and Doris E. White, his wife 411 Becker Building Aberdeen, Washington	Tract 87	137.93

All of said tracts being tracts in Summit Lake Tracts, according to the plat thereof on file in the office of the Auditor of Thurston County

Tumwater Council
Boy Scouts of America
220 East Fifth Ave.
Olympia, Washington

Gov't. Lot 3, Section 1320
13, Township 18, North,
Range 4 West, W. M.

State of Washington
Olympia, Washington
and

T. M. McBride and Belle
McBride, his wife
Rt. 11
Olympia, Washington
and

Willard F. Japhet and
Maude Japhet, his wife
Rt. 11, Box 362
Olympia, Washington
and

Warren Whited and Jane
Doe Whited, his wife
2606 North Wilson Way
Stockton 5, California
and

G. E. Inmon and Jane Doe
Inmon, his wife
1201 Ward Street
Centralia, Washington
and

Daniel R. Donley and
Jane Doe Donley, his wife
Rt. 2, Box 126
Olympia, Washington
and

Jack M. Yenne and Jane
Doe Yenne, his wife
634 7th Avenue
Kirkland, Washington
and

R. C. Liedtke and Jane
Doe Liedtke, his wife
1116 East 5th
Olympia, Washington
and

James D. Kramer and Jane
Doe Kramer, his wife
305 Pontius Avenue N.
Seattle 9, Washington
and

Hallie D. Kyes and
Jane Doe Kyes, his wife
Rt. 4, Box 588
Olympia, Washington
and

Kirby A. Kyes
Wayne D. Kyes
Trudy Jean Kyes,
Rt. 4, Box 588
Olympia, Washington
and

W. H. Anderson and Jane
Doe Anderson, his wife
1214-1/2 Thomas
Seattle 9, Washington
and

Government Lot 6, 1503.25
Section 13, Township
18 North, Range 4 West,
W. M.

Alex Revel and Jane Doe
Revel, his wife
Box 334
McCleary, Washington
and
Charles Glasscock and
Jane Doe Glasscock, his wife
4101 - 20th Avenue S. W.
Seattle 6, Washington

Mountain Development Co.
Tacoma Building
Tacoma, Washington

Government Lot 5, 111.5
Section 7, Township
18 North, Range 3
West, W. M. less that
portion thereof
included in the plat
North Shore Lake Summit

Mountain Development Co.
Tacoma Building
Tacoma, Washington

Government Lots 6 and 7, 2640
Section 7, Township
18 North, Range 3 West
W. M.

Arthur T. Glanville and
Jane Doe Glanville, his wife
806 - 9th Avenue
Edmonds, Washington

Government Lot 8 620
Section 7, Township
18 North, Range 3
West, W. M.

Mountain Development Co.
Tacoma, Building
Tacoma, Washington

Government Lots 1, 2, 8305
3, 4, 5, 7 and 8,
Section 8, Township 18
North, Range 3 West,
W. M.

All of the real property listed in the name of Mountain Development Co. and the property listed in the name of Weyerhaeuser Timber Company above has been transferred or is subject to an agreement for transfer from said corporations to the following named individuals whose best-known addresses are as indicated:

Carl G. Hocker and Mary Annette
Hocker, his wife
13606 - 3rd Avenue N. E.
Seattle, Washington

William P. Joslin and Violet
R. Joslin, his wife
Cove,
Vashon Island, Washington

Clarence L. Wiederhold and
Hazel M. Wiederhold, his wife
4721 Fauntleroy
Seattle, Washington

Robert Lee Wetter and Muriel
Wetter, his wife
17962 Aurora Avenue
Seattle 33, Washington

JUN 9 12 20 PM '54

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON

BY
IN AND FOR THURSTON COUNTYIN THE MATTER OF THE FIXING
OF THE LEVEL OF LAKE SUMMIT,
SITUATE IN THURSTON COUNTY,
STATE OF WASHINGTON.

NO. F8006

ORDER FIXING TIME OF HEARING,
PROVIDING NOTICE AND PROVIDING
FOR SERVICE HEREIN

This matter coming regularly on for the consideration of the Court on the petition of T. J. McBride, Roger Eide, Earl B. Johnson, Willard F. Japhet, Tumwater Council, Boy Scouts of America, a corporation, George H. Borton, R. P. Germain, Thomas T. Craigen, Alfred F. Finney and Robert L. Upham, praying for the determination herein of the proper and certain level of Lake Summit and for other relief as is in the said petition set forth consisting of a prayer for authorization for the construction of a dam for the fixing of the level of said lake in accordance with said order, and the Court having considered the said petition and being fully advised in the premises, NOW, THEREFORE, it is hereby

ORDERED that Monday, the 16th day of August, 1954, at 1:30 o'clock in the afternoon, in Department No. 2 of the Superior Court of the State of Washington in and for Thurston County, at the Courthouse in Olympia, Washington, be and the same is hereby fixed as the time and place for the hearing of the petition to which reference has been made and the determination of the matters therein set forth, at which time and place all parties interested may appear in person or by counsel and be heard upon this matter. It is further

ORDERED that service in this cause shall be had by publishing a copy of this order as provided herein and by forwarding a copy of this order and notice together with a copy of the petition filed herein forthwith and not less than 10 days prior to said date to the Director of the Department of Fisheries, the Director of the Department of Game and the Supervisor of Water Resources of the Department of Conservation and Development, all of the State of Washington,

and to the owners of the real property hereinafter named, in the name of the husband and wife in each case where both have or appear to have an interest in such real property and in the name of the individual or corporate owner as applicable in all other cases, by registered mail with provision for return receipt, to the last known address of such owners as indicated by the records of the Assessor of Thurston County, such owners as indicated by said records being as follows:

E. E. Stover and Jane Doe
Stover, his wife
2703 Riverview Drive
Aberdeen, Washington

Weyerhaeuser Timber Company,
a corporation
Tacoma Building
Tacoma, Washington

Floyd W. Japhet and
Grace Japhet, his wife
Route 11, Box 377
Olympia, Washington

Robert Worland and Jane Doe
Worland, his wife
P.O. Box 10
McCleary, Washington

Donald M. Vestal and
Jane Doe Vestal, his wife
Route 2
Elma, Washington

Leon O. Boling and
Jane Doe Boling, his wife
McCleary, Washington

Robert R. Sheets and Jane
Doe Sheets, his wife
P.O. Box 574
Elma, Washington

Earle Bland and Jane Doe
Bland, his wife
Box 162
McCleary, Washington

William E. Jenkins and
Jane Doe Jenkins, his wife
McCleary, Washington

Edward F. Biers and
Evelyn Biers, his wife
P.O. Box 256
McCleary, Washington

Earl B. Johnson and
Elvera K. Johnson, his wife
P.O. Box 445
Yelm, Washington

Albert B. Burdick and Mary
Burdick, his wife
460 Wendell Street
Crescent City, California

Harvey D. Thompson and
Thelma Thompson, his wife
Route 1, Box 132
Yelm, Washington

Rex P. Eide and Doris
Eide, his wife
General Delivery
Lacey, Washington

Roger Eide and Marjorie
Eide, his wife
P.O. Box 226
Yelm, Washington

Oscar Eide and Inah Eide,
his wife
Yelm, Washington

W. R. Graham and
Jane Doe Graham, his wife
114-1/2 4th Street
Elma, Washington

Paul E. Eygabord and Jane
Doe Eygabord, his wife
P.O. Box 397
McCleary, Washington

THUCCUW01000002200428001000053055

William A. Jones and Jane Doe
Jones, his wife
Route 11, Box 382
Olympia, Washington

James A. Miller and
Jane Doe Miller, his wife
3402 South Tyler
Tacoma, Washington

Claude Mayes and Jane Doe
Mayes, his wife
1322-1/2 Lincoln Street
Hoquiam, Washington

H. Y. Turner and Jane Doe
Turner, his wife
223 K Street
Hoquiam, Washington

P. W. Fry and Jane Doe Fry,
his wife
1821 Riverside Avenue
Hoquiam, Washington

Minor Stuart and Jane Doe
Stuart, his wife
806 East Wishkah
Aberdeen, Washington

Warren Simmons and
Jane Doe Simmons, his wife
2616 Hillside Drive
Olympia, Washington

Melvin A. Paulson and
Jean V. Paulson, his wife
P.O. Box 226
McCleary, Washington

Alex Craigen and Bessie
Craigen, his wife
Route 1, Box 3002
Portland 66, Oregon

Marvin Curl and Jane Doe
Curl, his wife
Route 11, Box 380
Olympia, Washington

Spirro Damis and Jane Doe
Damis, his wife
6613 South Wapato
Tacoma, Washington

F. W. Vandenheuvel and
Jane Doe Vandenheuvel, his wife
2408 Railroad Avenue
South Tacoma, Washington

Emil A. Bertsch and Jane
Doe Bertsch, his wife
Route 3, Box 382
Olympia, Washington

Van M. Christman and Jane
Doe Christman, his wife
5412 North 30th
Tacoma, Washington

Russell Turner and
Jane Doe Turner, his wife
1128 Lincoln Street
Hoquiam, Washington

Edwin Malkinus and Jane Doe
Malkinus, his wife
No. 2 "O" Street
Hoquiam, Washington

Ray Ross and Jane Doe Ross,
his wife
25 O Street
Hoquiam, Washington

William A. Guest and
Jane Doe Guest, his wife
1284 West Orchard Street
Seattle, Washington

Mary McCallum and John Doe
McCallum, her husband
P.O. Box 745
Olympia, Washington

Vernon E. Downs and Jane
Doe Downs, his wife
Route 2, Box 145
Elma, Washington

Thomas T. Craigen and
Jane Doe Craigen, his wife
Route 11, Box 384
Olympia, Washington

Melvin Van Orman and Jane Doe
Van Orman, his wife
Route 2, Box 167
Elma, Washington

Frank J. Davies and Jane Doe
Davies, his wife
7 Kitsap Place
Lincoln Heights
Tacoma, Washington

E. F. Vandenheuvel and Jane
Doe Vandenheuvel, his wife
2408 Railroad Avenue
South Tacoma, Washington

Layton D. Palmer and Jane Doe
Palmer, his wife
P. O. Box 122
Olympia, Washington

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Yelm, Washington

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a corporation
Tacoma Building
Tacoma, Washington

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Olympia, Washington

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Doe Hemminger, his wife
105 South 40th
Tacoma, Washington

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Bell, his wife
9672 Bridgeport Way
Tacoma, Washington

John C. Schneider and Betty
E. Schneider, his wife
521 Dearborn Street
Shelton, Washington

Alton J. Eldred and Jane Doe
Eldred, his wife
1619 North B. Street
Aberdeen, Washington

Homer G. Burkhamer and Jane
Doe Burkhamer, his wife
311 7th Street
Hoquiam, Washington

John A. Shaw and Jane Doe
Shaw, his wife
1249 S. W. 151st Street
Seattle 66, Washington

R. W. McDonald and Jane Doe
McDonald, his wife
13346 47th Ave. So.
Seattle 88, Washington

Robert L. Upham and Jane Doe
Upham, his wife
1160 149th Ave. S. W.
Seattle 66, Washington

R. D. Zurfluh and Jane Doe
Zurfluh, his wife
701 Pennimon Street
DuPont, Washington

A. C. Miller, Jr. and
Jane Doe Miller, his wife
P. O. Box 136
Oakville, Washington

Donald J. Zurfluh and Jane
Doe Zurfluh, his wife
5409 So. Pine
Tacoma, Washington

Harold L. Schneider and Jane
Doe Schneider, his wife
1458 6th Street
Chehalis, Washington

John Loren Backman and Jane
Doe Backman, his wife
927 North Bethel
Olympia, Washington

M. Earl Wood Sr., and Jane
Doe Wood, his wife
Rt. 11 Box 712
Olympia, Washington

John B. Firmin and Jane Doe
Firmin, his wife
102 South 56th Street
Tacoma, Washington

Leonard J. Schneider and
Marjorie Schneider, his wife
1506 West Second Street
Aberdeen, Washington

L. M. Eldred and Jane Doe
Eldred, his wife,
2513 Sumner Avenue
Aberdeen, Washington

R. H. Noble and Jane Doe
Noble, his wife
16822 Military Road
Seattle, Washington

Alfred Finney and Jane Doe
Finney, his wife
13360 48th Avenue South
Seattle 88, Washington

Louis W. Hutton and Jane
Doe Hutton, his wife
P. O. Box 65
Vail, Washington

Neona B. Shepherd and John
Doe Shepherd, her husband
8650 45th Ave. So.
Seattle, Washington

R. K. Walburn and Jane Doe
Walburn, his wife
401 Loviers Street
DuPont, Washington

Jack A. McCray and Jane Doe
McCray, his wife
3615 Whitman Avenue
Seattle, Washington

Leymoine L. Irvin and Jane
Doe Irvin, his wife
1247 S. W. 116th
Seattle 66, Washington

Clifford E. Jakle and Jane
Doe Jakle, his wife
115 South 56th Street
Tacoma, Washington

Dan J. Gerontis and Jane Doe
Gerontis, his wife
3618 East Spokane Street
Tacoma, Washington

Melvin D. Bouslog and Jane
Doe Bouslog, his wife
16638 DesMoines Way
Seattle 88, Washington

R. J. Smith and Jane Doe
Smith, his wife
Rt. 4 Box 315-B
Tacoma, Washington

Kristofer Troseth and Jane
Doe Troseth, his wife
511 North L. Street
Tacoma, Washington

TMC Wm. J. Brown and Jane
Doe Brown, his wife
U.S.S. Neriua AS 17
Fleet P.O.
San Francisco, California

Fred B. Japhet and Jane Doe
Japhet, his wife
Rt. 1 Box 124
Olympia, Washington

Robt. C. Becken and Jane
Doe Becken, his wife
Rt. 1 Box 203
Montesano, Washington

William T. Bland and Jane Doe
Bland, his wife
952 North Division
Aberdeen, Washington

Eugene E. Yarrow and Jane Doe
Yarrow, his wife
516 Burleigh
Aberdeen, Washington

R. P. Germain and Clara
Germain, his wife
Rt. 11 Box 364
Olympia, Washington

Larry Rucker and Jane Doe
Rucker, his wife
3902 South 19th Street
Tacoma, Washington

Elmer F. DePaul and Jane
Doe DePaul, his wife
4035 East E. Street
Tacoma, Washington

Fred P. Moore and Jane Doe
Moore, his wife
Rt. 1 Box 1797
Kent, Washington

Georgia G. Lamson and John
Doe Lamson, her husband
4408 North 9th
Tacoma, Washington

R. J. Rayan and Jane Doe
Rayan, his wife
3303 East K. Street
Tacoma, Washington

Anne C. Draper and John Doe
Draper, her husband
2728 S. E. 52nd
Portland, Oregon

Arthur T. Taylor and Jane
Doe Taylor, his wife
16638 DesMoines Way
Seattle 88, Washington

Andrew W. Lewis and Jane
Doe Lewis, his wife
9252 47th S. W.
Seattle, Washington

W. R. Richards and Jane Doe
Richards, his wife
Rt. 4 Box 1010
Roseburg, Oregon

Ralph Spears and Jane Doe
Spears, his wife
2724 Aberdeen Avenue
Hoquiam, Washington

George W. Peret and Jane
Doe Peret, his wife
7204 North McKenna
Portland 3, Oregon

William O. Booher and Jane
Doe Booher, his wife
Rt. 11 Box 363
Olympia, Washington

R. C. Fenner and Jane Doe
Fenner, his wife
722 Terrace Avenue
Aberdeen, Washington

John M. Musser and Jane Doe
Musser, his wife
864 South 84th Street
Tacoma, Washington

R. B. Robbins and Jane Doe
Robbins, his wife
P. O. Box 202
McCleary, Washington

Floyd Tull and Jane Doe
Tull, his wife
Box 154
Willapa, Washington

Robert E. Keiser and Verona
Keiser, his wife
601 L. Street
Hoquiam, Washington

F. Wetzel and Jane Doe
Wetzel, his wife
314-1/2 8th Street
Hoquiam, Washington

Helmer J. Hansen and Jane
Doe Hansen, his wife
Box 141
Raymond, Washington

L. E. Philbrick and Jane Doe
Philbrick, his wife
436 Eklund,
Hoquiam, Washington

Lewis E. Philbrick and Jane
Doe Philbrick, his wife
436 Eklund Street
Hoquiam, Washington

A. Ambrose and Jane Doe
Ambrose, his wife
422 East 35th Street
Tacoma, Washington

Ervin D. Auer and Jane Doe
Auer, his wife
Kamiah, Idaho

George H. Borton and Jane
Doe Borton, his wife
Rt. 11 Box 365
Olympia, Washington

Albert M. Johnson and Jane Doe
Johnson, his wife
6240 South Alder
Tacoma, Washington

Clarence H. Clymer and Jane
Doe Clymer, his wife
620 South Hawthorne
Tacoma, Washington

Alfred Forey and Jane Doe
Forey, his wife
547 South 160th
Seattle, Washington

E. C. Einert and Jane Doe
Einert, his wife
Box 241
McCleary, Washington

Robert Clubb and Jane Doe
Clubb, his wife
Box 154
Willapa, Washington

Arla Keiser and Bessie L.
Keiser, his wife
601 L. Street
Hoquiam, Washington

M. H. West and Jane Doe
West, his wife
614 Duryea
Raymond, Washington

M. A. Anderson and Jane
Doe Anderson, his wife
314-1/2 8th Street
Hoquiam, Washington

Richard A. West and Jane
Doe West, his wife
614 Duryea Street
Raymond, Washington

Albert B. Philbrick and
Jane Doe Philbrick, his wife
332 Karr Avenue
Hoquiam, Washington

O. D. Busick and Jane
Doe Cusick, his wife
Mayfield, Washington

Harold M. Lemmer and Jane
Doe Lemmer, his wife
3720 East G. Street
Tacoma, Washington

D. F. Haskell and Jane Doe
Haskell, his wife
712 North Stadium Way
Tacoma, Washington

George H. Borton and Jane
Doe Borton, his wife
Rt. 1 Box 126
Olympia, Washington

Melvin L. Anderson and Jane
Doe Anderson, his wife
2531 South Ainsworth
Tacoma, Washington

Lilian I. Adolfson and John
Doe Adolfson, her husband
2159-1/2 Harbor Avenue
Seattle 6, Washington

George T. Nelson and Ethel
Nelson, his wife
c/o Lloyd A. Sachs
Rt. 3 Box 110 A
Chehalis, Washington

Lloyd A. Sachs and Vera Sachs,
his wife
Rt. 3 Box 110 A
Chehalis, Washington

Ernie S. Webb and Julia M. Webb,
his wife
Star Route Box 200
Tacoma, Washington

Jack A. Clary and Jane
Doe Clary, his wife
5502 Ferdinand Street
Seattle 8, Washington

Elbert H. Lawrence and
Jane Doe Lawrence, his wife
420 Fillmore Street
Hoquiam, Washington

John B. White and Doris E.
White, his wife
411 Becker Building
Aberdeen, Washington

State of Washington
Olympia, Washington

Willard F. Japhet and
Maude Japhet, his wife
Rt. 11 Box 362
Olympia, Washington

G. E. Inmon and Jane
Doe Inmon, his wife
1201 Ward Street
Centralia, Washington

Jack M. Yenne and Jane Doe
Yenne, his wife
634 7th Avenue
Kirkland, Washington

James D. Kramer and Jane Doe
Kramer, his wife
305 Pontius Avenue N.
Seattle, Washington

Kirby A. Kyes
Wayne D. Kyes
Trudy Jean Kyes
Rt. 4 Box 588
Olympia, Washington

Alex Revel and Jane Doe
Revel, his wife
Box 334
McCleary, Washington

Arthur T. Glanville and
Jane Doe Glanville, his wife
806 9th Avenue
Edmonds, Washington

K. E. White and Jane Doe
White, his wife
1030 Carlyon Avenue
Olympia, Washington

Wm. A. Phillips and Jane
Doe Phillips, his wife
Rt. 9 Box 34
Olympia, Washington

Curtis G. Smith and Jane
Doe Smith, his wife
340 Chenault
Hoquiam, Washington

Louie Larson and Elizabeth L.
Larson, his wife
1013 West Schley
Aberdeen, Washington

Tumwater Council
Boy Scouts of America
a corporation
220 East Fifth
Olympia, Washington

T. M. McBride and Belle
McBride, his wife
Rt. 11,
Olympia, Washington

Warren Whited and Jane Doe
Whited, his wife
2606 North Wilson Way
Stockton 5, California

Daniel R. Donley and Jane
Doe Donley, his wife
Rt. 2 Box 126
Olympia, Washington

R. C. Liedtke and Jane Doe
Liedtke, his wife
1116 East 5th Avenue
Olympia, Washington

Hallie D. Kyes and Jane
Doe Kyes, his wife
Rt. 4 Box 588
Olympia, Washington

W. H. Anderson and Jane
Doe Anderson, his wife
1214 1/2 Thomas
Seattle 9, Washington

Charles Glasscock and Jane
Doe Glasscock, his wife
4101 20th Avenue S. W.
Seattle 6, Washington

Carl G. Hocker and Mary
Annette Hocker, his wife
13606 3rd Avenue N. E.
Seattle, Washington

William P. Joslin and Violet R.
Joslin, his wife
Cove,
Vashon Island, Washington

Clarence L. Wiederhold and
Hazel M. Wiederhold, his wife
4721 Fauntleroy
Seattle, Washington

Robert Lee Wetter and Muriel
Wetter, his wife
17962 Aurora Avenue
Seattle 33, Washington

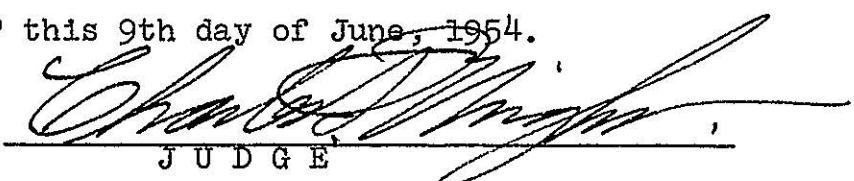
IT IS FURTHER ORDERED that a copy of this order be published in the Nisqually Valley News, a newspaper of general circulation in Thurston County for six successive weeks commencing with the 10th day of June, 1954.

IT IS FURTHER ORDERED that all persons owning property abutting upon Lake Summit be and appear before the above entitled court at the time and place above indicated to be heard on the petition of the petitioners named, to which petition reference is hereby made, and the content thereof is by this reference incorporated herein as though set forth at length herein, and in event of their failure to so appear, judgment will be granted in accordance with the prayer of the petition fixing the proper and certain level of Lake Summit at 2.4 feet on that certain Stadia Gauge located on a piling in the pier adjacent to Government Lot 3, Section 13, Township 18 North, Range 4 West, W.M.

IT IS FURTHER ORDERED that the copy of this order and the copy of the petition to be served upon the persons above named need not be certified and may be either typewritten or mimeographed.

IT IS FURTHER ORDERED that proof of publication of this order shall be made by an affidavit of the publisher or printer of said newspaper and proof of service by mail shall be made by a written affidavit showing the name and address of the person so served and the date of such mailing.

DONE IN OPEN COURT this 9th day of June, 1954.


JUDGE

BRODIE & FRISTOE
Attorneys for Petitioners
205 Capitol Park Building
Olympia, Washington

FILED
SUPERIOR COURT
THURSTON COUNTY, WASH.

JUN 9 11 52 AM '51

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
IN AND FOR THURSTON COUNTY

IN THE MATTER OF THE FIXING
OF THE LEVEL OF LAKE SUMMIT,
SITUATE IN THURSTON COUNTY,
STATE OF WASHINGTON.

NO. 28006

PETITION OF OWNERS OF REAL
PROPERTY ABUTTING ON LAKE SUMMIT
FOR AN ORDER PROVIDING FOR THE
REGULATION OF THE OUTFLOW AND
FIXING THE WATER LEVEL OF SAID
LAKE.

Come now T. J. McBride, Roger Eide, Earl B. Johnson, Willard F. Japhet, Tumwater Council, Boy Scouts of America, a corporation, George H. Borton, R. P. Germain, Thomas T. Craigen, Alfred F. Finney and Robert L. Upham, all being owners of real property abutting on Lake Summit, a fresh water lake, located in Thurston County, State of Washington, and petitioning this Honorable Court, respectfully represent and allege as follows:

I.

That the petitioners herein above named are the owners of real property abutting on Lake Summit, a fresh water lake which is located in Thurston County, State of Washington. That said Lake Summit is a meandered lake and is located in Sections 12 and 13 of Township 18 North, Range 4 West of the Willamette Meridian, and Sections 7, 8 and 18 of Township 18 North, Range 3 West of the Willamette Meridian, located in said Thurston County, State of Washington.

II.

That said Lake Summit is not navigable from the sea and has not for some years been used for any commercial purpose whatsoever other than resort purposes; that at one time a portion of said lake was used for rafting and booming logs for a sawmill located on the said lake; that said sawmill has not been used for many years. That the fixing of the level of the lake at the level herein proposed will not in any way interfere with the navigability of the said lake in the event the same is navigable, although it is the belief

of the parties hereto that the said lake is not navigable.

III.

That it is the purpose of the parties hereto in seeking a regulation of the level of the said lake to improve the culture of fish in said lake; that the State of Washington, through its Department of Fisheries, has stocked the said lake with game fish and has announced plans to install a spillway and fish screen at the outlet of said lake if an order fixing the level of the lake and regulating the outflow is entered in this proceeding. That the spillway proposed would be fixed to regulate the level of the lake in accordance with the order of the court entered herein.

IV.

The cost of the said spillway and fish screen, the construction of which is proposed, will be carried by the State of Washington through its Department of Fish and Game in accordance with its present proposed plan for the development of Summit Lake. That the plans proposed by the State of Washington Department of Fisheries provide a reasonable and adequate plan for the control of the level of Summit Lake and the regulation of the outflow therefrom so that the same could be properly controlled in accordance with the order of this court.

V.

That said Lake Summit is wholly fed by drainage from its water shed and by seepage from subterranean springs; that said lake has but one outlet which is located at the West end of the lake; that the capacity of the creek flowing out of said lake is sufficient to properly maintain the level of the lake, but the spillway area of the lake is constantly being clogged by debris and by beaver dams, thus restricting the outflow and causing the level of the lake to make radical and serious changes of level during different seasons of the year.

VI.

That there is attached hereto, marked Exhibit "A" and by reference incorporated herein as though fully set forth herein, a complete description of the individual property ownerships, of the real property abutting on Lake Summit with the number of front feet contained in each tract and the names and addresses of the respective owners of such tracts as the same are shown on the public records of Thurston County in the office of the Assessor of Thurston County.

VII.

That it is necessary to establish and legally fix a proper level for Lake Summit for the protection and conservation of the property abutting on the shores of said lake and for the purpose of providing a fixed level for the installation of the spillway at the entrance thereto; that a majority of the property owners of the real property abutting on said lake have determined the level of said lake which seems most desirable for the benefit of all persons owning property thereon; that said persons have requested the State of Washington Department of Fisheries to legally define said level; that the State of Washington Department of Fisheries has located a stadia gauge on a piling located in the water in said lake on the pier abutting Government Lot 3 in Section 13, Township 18 North, Range 4 West of the Willamette Meridian; that the proper level of said lake as so determined is at 2.4 feet on the said stadia gauge.

WHEREFORE, your petitioners respectfully request and petition this Court as follows:

1. For the entry of an order herein fixing the time and place for the hearing of this petition and directing that notice shall be given to the respective property owners, whose property is adjacent to and abutting upon Lake Summit as is herein set forth in Exhibit "A" hereto, and to the Director of the Department of Fisheries and the Supervisor of Hydraulics of the State of Washington and to the

County Commissioners of the County of Thurston, State of Washington, and provided further that such notice shall be given to each and all of said persons by service upon them of a copy of the said order in the manner and in the form provided for therein.

2. That the Court make and enter herein its order fixing and determining the proper certain water level of Lake Summit at the level reaching 2.4 feet on the stadia gauge located on the piling forming a portion of the pier abutting on Government Lot 3, Section 13, Township 18 North, Range 4 West of the Willamette Meridian, which said Government Lot 3 is now owned by the Tumwater Council, Boy Scouts of America.

3. That the Court enter its order herein authorizing the construction of the dam, spillway and fish screen proposed for construction by the State of Washington Department of Fisheries and referred to herein.

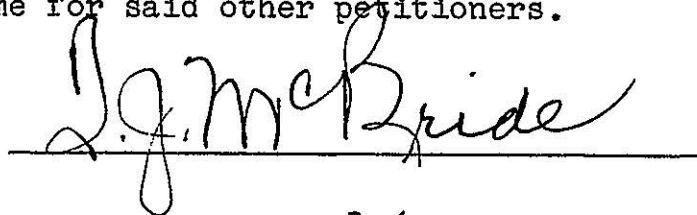
4. For an order authorizing the Supervisor of Hydraulics of the State of Washington to thereafter regulate and control the outflow of Lake Summit to maintain the determined proper and certain level of said lake.

5. That the Court grant to the petitioners herein such other and further relief as the Court may determine proper in the premises.

BRODIE & FRISTOE
Attorneys for Petitioners.
205 Capitol Park Building
Olympia, Washington.

STATE OF WASHINGTON }
County of Thurston } ss.

T. J. McBRIDE, being first duly sworn upon oath, deposes and says: That I am one of the petitioners in the above and foregoing petition; that I have read the foregoing Petition, know the contents thereof and believe the same to be true; that I am authorized by the other petitioners to verify this petition for and on their behalf and I do verify the same for said other petitioners.



Subscribed and sworn to before me this 2nd day of June, 1954.



Howard Phoebe
Notary Public in and for the State of Washington, residing at Olympia.

EXHIBIT "A"

The owners of the real property surrounding and adjacent to Lake Summit, together with the approximate number of front feet included in the tract owned and together with the best known address of the owners are as follows:

<u>Name and Address</u>	<u>Description of Tract</u>	<u>No. of Front Feet</u>
E. E. Stover and Jane Doe Stover, his wife 2703 Riverview Drive Aberdeen, Washington	Lots 1 and 2	100
Weyerhaeuser Timber Company Tacoma, Washington	Lots 3 and 4	100
Floyd W. Japhet and Grace Japhet, his wife Route 11, Box 377 Olympia, Washington	Lots 5, 6 and 7	150
Robert Worland and Jane Doe Worland, his wife P.O. Box 10 McCleary, Washington	Lots 8 and 9	100
Donald M. Vestal and Jane Doe Vestal, his wife Route 2 Elma, Washington	Lots 10 and 11	100
Leon O. Boling and Jane Doe Boling, his wife McCleary, Washington	Lot 12	50
Robert R. Sheets and Jane Doe Sheets, his wife P.O. Box 574 Elma, Washington	Lot 13	50
Earle Bland and Jane Doe Bland, his wife Box 162 McCleary, Washington	Lot 14	50
William E. Jenkins and Jane Doe Jenkins, his wife McCleary, Washington	Lot 15	50
Edward F. Biers and Evelyn Biers, his wife P.O. Box 256 McCleary, Washington	Lot 16	50
Earl B. Johnson and Elvera K. Johnson, his wife P.O. Box 445 Yelm, Washington	Lots 17, 18 and 19	150

Albert B. Burdick and Mary Burdick, his wife 460 Wendell Street Crescent City, California	Lot 20	50
Harvey D. Thompson and Thelma Thompson, his wife Route 1, Box 132 Yelm, Washington	Lot 21	50
Rex P. Eide and Doris Eide, his wife General Delivery Lacey, Washington	Lot 22	50
Roger Eide and Marjorie Eide, his wife P.O. Box 226 Yelm, Washington	Lots 23 and 24	100
Oscar Eide and Inah Eide, his wife Yelm, Washington	Lots 25 and 26	100
W. R. Graham and Jane Doe Graham, his wife 114-1/2 4th Street Elma, Washington	Lots 27 and 28	100
Paul E. Eygabord and Jane Doe Eygabord, his wife P.O. Box 397 McCleary, Washington	Lot 29	50
William A. Jones and Jane Doe Jones, his wife Route 11, Box 382 Olympia, Washington	Lot 30	50
Emil A. Bertsch and Jane Doe Bertsch, his wife Route 3, Box 382 Olympia, Washington and James A. Miller and Jane Doe Miller, his wife 3402 South Tyler Tacoma, Washington	Lot 31	50.1
Van M. Christman and Jane Doe Christman, his wife 5412 North 30th Tacoma, Washington	Lot 32	50
Claude Mayes and Jane Doe Mayes, his wife 1322-1/2 Lincoln Street Hoquiam, Washington	Lot 33	50.1
Russell Turner and Jane Doe Turner, his wife 1128 Lincoln Street Hoquiam, Washington	Lot 34	50.1

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H. Y. Turner and Jane Doe Turner, his wife 223 K Street Hoquiam, Washington	Lot 35	50
Edwin Malkinus and Jane Doe Malkinus, his wife No. 2 "O" Street Hoquiam, Washington	Lot 36	50
P. W. Fry and Jane Doe Fry, his wife 1821 Riverside Avenue Hoquiam, Washington	Lot 37	50
Ray Ross and Jane Doe Ross, his wife 25 O Street Hoquiam, Washington	Lot 38	50
Minor Stuart and Jane Doe Stuart, his wife 806 East Wishkah Aberdeen, Washington	Lot 39	50.1
William A. Guest and Jane Doe Guest, his wife 1284 West Orchard Street Seattle, Washington	Lots 40 and 41	100.3
Warren Simmons and Jane Doe Simmons, his wife 2616 Hillside Drive Olympia, Washington	Lots 42, 43, 44 and 45	200.1
Mary McCallum and John Doe McCallum, her husband P.O. Box 745 Olympia, Washington	Lot 46	50
Melvin A. Paulson and Jean V. Paulson, his wife P.O. Box 226 McCleary, Washington	Lot 47	50
Vernon E. Downs and Jane Doe Downs, his wife Route 2, Box 145 Elma, Washington	Lot 48	50
Alex Craigen and Bessie Craigen, his wife Route 1, Box 3002 Portland 66, Oregon	Lot 49	50
Thomas T. Craigen and Jane Doe Craigen, his wife Route 11, Box 384 Olympia, Washington	Lot 50	50
Marvin Curl and Jane Doe Curl, his wife Route 11, Box 380 Olympia, Washington	Lot 51	50

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Melvin Van Orman and Jane Doe Van Orman, his wife Route 2, Box 167 Elma, Washington	Lot 52	50.1
Spirro Damis and Jane Doe Damis, his wife 6613 South Wapato Tacoma, Washington	Lots 53 and 54	100
Frank J. Davies and Jane Doe Davies, his wife 7 Kitsap Place Lincoln Heights Tacoma, Washington	Lot 55	50
F. W. Vandenheuvel and Jane Doe Vandenheuvel, his wife 2408 Railroad Avenue South Tacoma, Washington and E. F. Vandenheuvel and Jane Doe Vandenheuvel, his wife 2408 Railroad Avenue South Tacoma, Washington	Lots 56 and 57	100
Layton D. Palmer and Jane Doe Palmer, his wife P.O. Box 122 Olympia, Washington	Lot 58	50
A. C. Miller, Jr. and Jane Doe Miller, his wife P.O. Box 136 Oakville, Washington	Lot 59	50
Oscar Eide and Ina Eide, his wife P.O. Box 137 Yelm, Washington	Lots 60 and 61	100
Mrs. Edna Buchanan Yelm, Washington	Lots 62 and 63	100
Donald J. Zurfluh and Jane Doe Zurfluh, his wife 5409 South Pine Tacoma, Washington	Lots 64	50
Mountain Development Co. Tacoma Building Tacoma, Washington	Lots 65 and 66	100.1
Harold L. Schneider and Jane Doe Schneider, his wife 1458 - 6th Street Chehalis, Washington	Lot 67	50
Fred A. Hatch and Elvera Hatch, his wife 1519 West Dickenson St. Olympia, Washington	Lot 68	50

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John Loren Backman and Jane Doe Backman, his wife 927 North Bethel Olympia, Washington	Lot 69	50
Gordon Hemminger and Jane Doe Hemminger, his wife 105 South 40th Tacoma, Washington	Lots 70 and 71	100
M. Earl Wood Sr. and Jane Doe Wood, his wife Route 11, Box 712 Olympia, Washington	Lots 72 and 73	100
Lewis W. Bell and Jane Doe Bell, his wife 9672 Bridgeport Way Tacoma, Washington	Lot 74	50
John B. Firmin and Jane Doe Firmin, his wife 102 South 56th Street Tacoma, Washington	Lots 75 and 76	100.3
John C. Schneider and Betty E. Schneider, his wife 521 Dearborn Street Shelton, Washington	Lot 77	50
Leonard J. Schneider and Marjorie Schneider, his wife 1506 West Second Street Aberdeen, Washington	Lot 78	50
Alton J. Eldred and Jane Doe Eldred, his wife 1619 North B Street Aberdeen, Washington	Lot 79	50
L. M. Eldred and Jane Doe Eldred, his wife 2513 Sumner Avenue Aberdeen, Washington	Lot 80	50
Homer G. Burkhamer and Jane Doe Burkhamer, his wife 311 - 7th Street Hoquiam, Washington	Lots 81, 82, 83 and 84	200.4
R. H. Noble and Jane Doe Noble, his wife 16822 Military Road Seattle 88, Washington	Lot 85	50
John A. Shaw and Jane Doe Shaw, his wife 1249 S.W. 151st Street Seattle 66, Washington	Lot 86	50
Alfred Finney and Jane Doe Finney, his wife 13360 48th Avenue South Seattle 88, Washington	Lot 87	50

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 R. W. McDonald and Jane Doe Lot 88 50
 McDonald, his wife
 13346 - 47th South
 Seattle 88, Washington
 Louis W. Hutton and Jane Doe Lot 89 50
 Hutton, his wife
 P.O. Box 65
 Vail, Washington
 Robert L. Upham and Jane Doe Lot 90 50
 Upham, his wife
 1160 149th Avenue S. W.
 Seattle 66, Washington
 Neona B. Shepherd and John Doe Lot 91 50
 Shepherd, her husband
 8650 45th Avenue South
 Seattle, Washington
 R. D. Zurfluh and Jane Doe Lot 92 50
 Zurfluh, his wife
 701 Pennimon Street
 DuPont, Washington
 R. K. Walburn and Jane Doe Lot 93 50
 Walburn, his wife
 401 Loviers Street
 DuPont, Washington
 Jack A. McCray and Jane Doe Lot 94 50
 Doe McCray, his wife
 3615 Whitman Avenue
 Seattle, Washington
 Larry Rucker and Jane Doe Lot 95 50
 Rucker, his wife
 3902 South 19th Street
 Tacoma, Washington
 Leymoine L. Irwin and
 Jane Doe Irwin, his wife Lot 96 50
 1247 S.W. 116th
 Seattle 66, Washington
 Elmer F. DePaul and Jane Doe Lot 97 50
 DePaul, his wife
 4035 East E Street
 Tacoma, Washington
 Clifford E. Jakle and Jane
 Doe Jakle, his wife Lot 98 50
 115 South 56th Street
 Tacoma, Washington
 Fred P. Moore and Jane Doe Lot 99 54.9
 Moore, his wife
 Route 1, Box 1797
 Kent, Washington
 Dan J. Gerontis and Jane
 Doe Gerontis, his wife Lot 100 73.9
 3618 East Spokane Street
 Tacoma, Washington

Mountain Development Company Lots 101 and 102 218.8
Tacoma Building
Tacoma, Washington

All of said lots being lots in North Shore of Summit Lake, according to the plat thereof on file in the office of the Auditor of Thurston County.

Georgia G. Lamson and John Doe Tract 1 Lamson, her husband 4408 North 9th Tacoma, Washington	57.81
Melvin D. Bouslog and Jane Doe Bouslog, his wife 16638 DesMoines Way Seattle 88, Washington	Tracts 2 and 3 107
R. J. Rayan and Jane Doe Rayan, his wife 3303 East K Street Tacoma, Washington	Tract 4 50
R. J. Smith and Jane Doe Smith, his wife Route 4, Box 315-B Tacoma, Washington	Tracts 5 and 6 100.14
Anne C. Draper and John Doe Draper, her husband 2728 S.E. 52nd Portland, Oregon	Tracts 7 and 8 100
Kristofer Troseth and Jane Doe Troseth, his wife 511 North L. Street Tacoma, Washington	Tract 9 50
Arthur T. Taylor and Jane Doe Taylor, his wife 16638 DesMoines Way Seattle 88, Washington	Tract 10 50
TMC Wm. J. Brown and Jane Doe Brown, his wife U.S.S. Nerius AS 17 Fleet P.O. San Francisco, California	Tract 11 50
Andrew W. Lewis and Jane Doe Lewis, his wife 9252 47th S.W. Seattle, Washington	Tract 12 50
Fred B. Japhet and Jane Doe Japhet, his wife Route 1, Box 124 Olympia, Washington	Tracts 13 and 14 100

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Willard F. Japhet and Jane Doe Japhet, his wife Route 11, Box 362 Olympia, Washington	Tracts 15, 16, 17 and 18	200
Weyerhaeuser Timber Company Tacoma Building Tacoma, Washington	Tract 19	50
W. R. Richards and Jane Doe Richards, his wife Route 4, Box 1010 Roseburg, Oregon	Tract 20	50
Robt. C. Becken and Jane Doe Becken, his wife Route 1, Box 203 Montesano, Washington	Tracts 21 to 24	201.14
Ralph Spears and Jane Doe Spears, his wife 2724 Aberdeen Avenue Hoquiam, Washington	Tracts 25 and 26	101.35
William T. Bland and Jane Doe Bland, his wife 952 North Division Aberdeen, Washington	Tracts 27 to 30	200
George W. Peret and Jane Doe Peret, his wife 7204 North McKenna Portland 3, Oregon	Tracts 31 and 32	100
Eugene E. Yarrow and Jane Doe Yarrow, his wife 516 Burleigh Aberdeen, Washington	Tracts 33, 34, 35.	152.77
William O. Booher and Jane Doe Booher, his wife Route 11, Box 363 Olympia, Washington	Tracts 36, 37, 38.	163.89
R. P. Germain and Clara Germain, his wife Route 11, Box 364 Olympia, Washington	Tracts 39, 40 and 41	252.92
R. C. Fenner and Jane Doe Fenner, his wife 722 Terrace Avenue Aberdeen, Washington	Tract 42	74.75
John M. Musser and Jane Doe Musser, his wife 864 South 84th Street Tacoma, Washington	Tract 43	75
L. O. Boling and Jane Doe Boling, his wife McCleary, Washington	Tract 44	75.22

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E. C. Einert and Jane Doe Einert, his wife Box 241 McCleary, Washington	Tract 45	81.35
R. B. Robbins and Jane Doe Robbins, his wife P.O. Box 202 McCleary, Washington	Tract 46	75
Robert Clubb and Jane Doe Clubb, his wife Box 154 Willapa, Washington and Floyd Tull and Jane Doe Tull, his wife Box 154 Willapa, Washington	Tract 47	70.01
Arla Keiser and Bessie L. Keiser, his wife 601 L Street Hoquiam, Washington and Robert E. Keiser and Verona Keiser, his wife 601 L Street Hoquiam, Washington	Tract 48	73.92
M. H. West and Jane Doe West, his wife 614 Duryea Raymond, Washington	Tract 49	65
F. Wetzel and Jane Doe Wetzel, his wife 314-1/2 8th Street Hoquiam, Washington and M. A. Anderson and Jane Doe Anderson, his wife 314-1/2 8th Street Hoquiam, Washington	Tracts 50 and 51	112.17
Helmer J. Hansen and Jane Doe Hansen, his wife Box 141 Raymond, Washington	Tract 52	53.14
Richard A. West and Jane Doe West, his wife 614 Duryea Street Raymond, Washington	Tracts 53 and 54	100.44
L. E. Philbrick and Jane Doe Philbrick, his wife 436 Eklund Hoquiam, Washington	Tract 55	50.16
Albert B. Philbrick and Jane Doe Philbrick, his wife 332 Karr Avenue Hoquiam, Washington	Tract 56	50.80

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Lewis E. Philbrick and Jane Doe Philbrick, his wife 436 Eklund Street Hoquiam, Washington	Tract 57	50.80
O. D. Cusick and Jane Doe Cusick, his wife Mayfield, Washington	Tract 58	52.05
A. Ambrose and Jane Doe Ambrose, his wife 422 East 35th Tacoma, Washington	Tract 59	50.14
Harold M. Lemmer and Jane Doe Lemmer, his wife 3720 East G Street Tacoma, Washington	Tract 60	50.61
Ervin D. Auer and Jane Doe Auer, his wife Kamiah, Idaho	Tracts 61 to 64	204.39
D. F. Haskell and Jane Doe Haskell, his wife 712 North Stadium Way Tacoma, Washington	Tracts 65 and 66	100.03
George H. Borton and Jane Doe Borton, his wife Route 11, Box 365 Olympia, Washington	Tract 67	50.0.
George H. Borton and Jane Doe Borton, his wife Route 1, Box 126 Olympia, Washington	Tract 68	50
Albert M. Johnson and Jane Doe Johnson, his wife 6240 South Alder Tacoma, Washington	Tracts 69 and 70	100
Melvin L. Anderson and Jane Doe Anderson, his wife 2531 South Ainsworth Street Tacoma, Washington	Tracts 71 and 72	104.44
Clarence H. Clymer and Jane Doe Tracts 73 and 74 Clymer, his wife 620 South Hawthorne Tacoma, Washington	Tracts 73 and 74	193.21
Lilian I. Adolfson and John Doe Adolson, her husband 2159-1/2 Harbot Avenue Seattle 6, Washington	Tract 75	71.12
Alfred Forey and Jane Doe Forey, his wife 547 South 160th Seattle, Washington	Tract 76	103.26

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George T. Nelson and Ethel Nelson, his wife c/o Lloyd A. Sachs Route 3, Box 110 A Chehalis, Washington and	Tract 77	50
Lloyd A. Sachs and Vera Sachs, his wife Route 3, Box 110 A Chehalis, Washington		
K. E. White and Jane Doe White, his wife 1030 Carlyon Olympia, Washington	Tracts 78, 79 and 80 less the North 10 feet of Tract 80	154.4
Ernie S. Webb and Julia M. Webb, his wife Star Route, Box 200 Tacoma, Washington	Tract 81 and the North 10 feet of Tract 80	107.01
Wm. A. Phillips and Jane Doe Phillips, his wife Route 9, Box 34 Olympia, Washington	Tract 82	210
Ervin D. Auer and Jane Doe Auer, his wife Kamiah, Idaho	Tract 83	105.1
Jack A. Clary and Jane Doe Clary, his wife 5502 Ferdinand Street Seattle 8, Washington	Tract 84	105
Curtis G. Smith and Jane Doe Smith, his wife 340 Chenault Hoquiam, Washington	Tract 85	150
Elbert H. Lawrence and Jane Doe Lawrence, his wife 420 Fillmore Street Hoquiam, Washington	Tract 86	100
Louie Larson and Elizabeth L. Larson, his wife 1013 West Schley Aberdeen, Washington and John B. White and Doris E. White, his wife 411 Becker Building Aberdeen, Washington	Tract 87	137.93
All of said tracts being tracts in Summit Lake Tracts, according to the plat thereof on file in the office of the Auditor of Thurston County.		
Tumwater Council Boy Scouts of America 220 East Fifth Olympia, Washington	Gov't. Lot 3, Section 13, Township 18 North, Range 4 West, W.M.	1320

State of Washington
Olympia, Washington

and

T.M. McBride and Belle
McBride, his wife

Route 11

Olympia, Washington

and

Willard F. Japhet and
Maude Japhet, his wife

Route 11, Box 362

Olympia, Washington

and

Warren Whited and Jane

Doe Whited, his wife

2606 North Wilson Way

Stockton, 5, California

and

G. E. Inmon and Jane Doe

Inmon, his wife

1201 Ward Street

Centralia, Washington

and

Daniel R. Donley and

Jane Doe Donley, his wife

Route 2, Box 126

Olympia, Washington

and

Jack M. Yenne and Jane

Doe Yenne, his wife

63¹/₂ 7th Avenue

Kirkland, Washington

and

R. C. Liedtke and Jane

Doe Liedtke, his wife

1116 East 5th

Olympia, Washington

and

James D. Kramer and Jane

Doe Kramer, his wife

305 Pontius Avenue N.

Seattle 9, Washington

and

Hallie D. Kyes and

Jane Doe Kyes, his wife

Route 4, Box 588

Olympia, Washington

and

Kirby A. Kyes

Wayne D. Kyes

Trudy Jean Kyes

Route 4, Box 588

Olympia, Washington

and

W. H. Anderson and Jane Doe

Anderson, his wife

1214-1/2 Thomas

Seattle 9, Washington

and

Alex Revel and Jane Doe

Revel, his wife

Box 334

McCleary, Washington

and

Charles Glasscock and

Jane Doe Glasscock, his wife

4101 - 20th Avenue S.W.

Seattle 6, Washington

Government Lot 6, 1503.25
Section 13, Township
18 North, Range 4 West,
W.M.

Mountain Development Co. Tacoma Building Tacoma, Washington	Government Lot 5, Section 7, Township 18 North, Range 3 West, W.M. less that portion thereof in- cluded in the plat North Shore Lake Summit	111.5
Mountain Development Co. Tacoma Building Tacoma, Washington	Government Lots 6 and 7, Section 7, Township 18 North, Range 3 West W.M.	2640
Arthur T. Glanville and Jane Doe Glanville, his wife 806 - 9th Avenue Edmonds, Washington	Government Lot 8, Section 7, Township 18 North, Range 3 West, W.M.	620
Mountain Development Co. Tacoma Building Tacoma, Washington	Government Lots 1, 2, 3, 4, 5, 7 and 8, Section 8, Township 18 North, Range 3 West, W.M.	8305

All of the real property listed in the name of Mountain Development Co. and the property listed in the name of Weyerhaeuser Timber Company above has been transferred or is subject to an agreement for transfer from said corporations to the following named individuals whose best-known addresses are as indicated:

Carl G. Hocker and Mary Annette Hocker, his wife 13606 - 3rd Avenue N. E. Seattle, Washington	William P. Joslin and Violet R. Joslin, his wife Cove, Vashon Island, Washington
Clarence L. Wiederhold and Hazel M. Wiederhold, his wife 4721 Fauntleroy Seattle, Washington	Robert Lee Wetter and Muriel Wetter, his wife 17962 Aurora Avenue Seattle 33, Washington