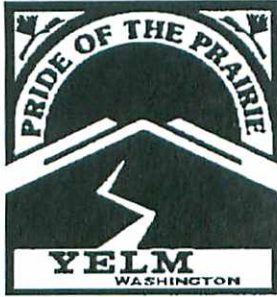


10/27/09

TRCENT:

THIS WAS
RECD BY FAX
THIS AFTERNOON

THX,
J



City of Yelm

Office of the Mayor
105 Yelm Avenue West
Yelm, WA 98597

October 26, 2009

Alice McMonigle
14238 Solberg Road SE
Yelm, WA 98597

RE: NOTICE OF PENDING EXERCISE OF EMINENT DOMAIN AUTHORITY

BEFORE THE YELM CITY COUNCIL, THURSTON COUNTY, WASHINGTON

Dear Ms. McMonigle:

The City of Yelm hereby gives notice of its intent to consider adoption of an Ordinance providing for the acquisition of necessary property interests (water rights) through the exercise of the power of eminent domain for the purpose of providing municipal water for the City Water System (the "Project"). While the City remains willing and able to discuss settlement of just compensation for the acquisition, voluntary efforts to acquire the necessary property rights for the Project have not been successful to date. The City is acquiring these water rights for municipal purposes and you may not have an interest in this matter. But the City is providing you with this notice in any event.

The property subject to the pending proceedings is described as:

- Ground water rights evidenced by Washington State Department of Ecology Water Right Certificate No. G2-21613c
- Ground water rights evidenced by Washington State Department of Ecology Water Right Certificate No. G2-00792c
- Water right claim evidenced by Notice of Water Right Claim, Vol. 90 of Deeds, P. 274 and Certificate of Change of Point of Diversion and Place of Use of Water, recorded in Vol. 1, P. 267 of Records of Change of Point of Diversion and Place of Use of Water and in Vol. 238, P. 620 of the records of Thurston County, Washington.

These water rights are related to real property described as the South 1/2 of the SW 1/4 of Section 32, Township 17 North, Range 2 East, W.M. along with Government Lots 2 and 3 in Section 5, Township 16 North, Range 2 East, W.M..

trmcdonald@cascadiaw.com
(360) 458-3835
(360) 458-3144 FAX
www.ci.yelm.wa.us

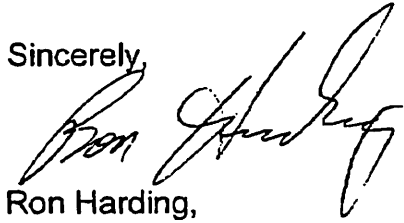
Tom McDonald 786-5039

(206) 340-4396
Thomas Peers

It is necessary to move the Project forward. Therefore, the City of Yelm Council will consider the adoption of an Ordinance authorizing the condemnation of the water rights and any necessary property interests for the Project, at its regular public meeting of November 10, 2009, at 7:00 p.m., at the City Council chambers in the Yelm Public Safety Building at 206 McKenzie Avenue SE, Yelm, Washington.

If you have any questions, please contact Shelly Badger, City Administrator, at 360-458-8405.

Sincerely,

A handwritten signature in black ink, appearing to read "Ron Harding". The signature is written in a cursive, flowing style with a large, prominent initial "R".

Ron Harding,
Mayor