



U.S. Department of Justice

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September 14, 2020

Sally W. Harmeling
Jeffers, Danielson, Son & Aylward, P.S.
2600 Chester Kimm Road
Wenatchee, Washington 98801

Re: Grondal et al v. United States of America et al
Cause No. 2:09-cv-00018-RMP

Dear Ms. Harmeling:

This letter responds to your letter dated August 31, 2020, which stated: (1) Mill Bay and all of its members will exit the property (cease overnight or recreational use) and the RV Park will be formally closed by September 30, absent a court ordered stay or mediation agreement; and (2) Mill Bay requests that it be granted additional time, but by no means later than March 30, 2021, to remove all of its personal property from MA-8, and store it in a designated area to ensure a safe and orderly departure.

The United States agrees to Mill Bay's request to be allowed additional time to remove all of its personal property from MA-8 by no later than March 30, 2021. The Colville Tribes, as the majority interest holder in MA-8, are also in agreement. While we are amenable to this accommodation to the RV Park, we wish to convey the need for the Tribes' and Indian allottee landowners unfettered access to the land without any risk of harassment or intrusion at the earliest possible date, but by no later than September 30, 2020.

As you requested, we will work to coordinate with the Colville Tribes to designate a location on MA-8 where a portion of Mill Bay's personal property may be temporarily moved to and stored while Mill Bay works toward removing all of its personal property from MA-8 by no later than March 30, 2021. We will coordinate the issuance of a permit to cover this temporary storage arrangement.

We will also coordinate with the Tribes and you regarding winterization, as you suggested in your letter. Please provide me with a date that Mill Bay anticipates performing winterization activities as soon as possible so that we can ensure to identify the individuals that will be participating in performing those procedures in the future and to ensure their availability.

Please continue to caution your client and its members that causing damage to and/or waste to MA-8 and affixed property - improvements, particularly with respect to the several areas of cultural significance, may indeed violate federal law and/or require our office to pursue an appropriate remedy. If you have any questions about which property should be removed or should not be removed, please contact our office and we will put you in contact with someone locally to assist you.

Thank you for your letter and your client's planned cooperation in complying with the Court's order.

Respectfully and sincerely yours,

William D. Hyslop
United States Attorney - EDWA


Joseph P. Derrig
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cc: Franklin L. Smith
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