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FILED
SUPERIOR COURT
THURSTON COUNTY, WA

2026 JUL 16 PM 2:48

Linda Myhre Enlow
Thurston County Clerk

Hearing date: July 17, 2026

Hearing time: 9:00 a.m.

Judge/Calendar: Judge Anne Egeler

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

SAVE THE DAVIS-MEEKER GARRY
OAK,

Plaintiff,

v.

LEATTA DALHOFF, in her capacity of
Mayor of Tumwater

Defendant.

No. 24-2-01895-34

**AMENDED AGREED ORDER
GRANTING PLAINTIFF'S
SECOND MOTION FOR PARTIAL
SUMMARY JUDGMENT; AND
MOTION FOR RELEASE OF
BOND**

CLERK'S ACTION REQUIRED

THIS MATTER came on before the Court on Plaintiff's Second Motion for Partial Summary Judgment; and Motion for Release of Bond. The Court, having heard argument of counsel, being fully informed in the premises, and having considered the following:

1. Plaintiff's Second Motion for Partial Summary Judgment; and Motion for Release of Bond (May 8, 2026)
2. Declaration of Tanya Nozawa (May 24, 2024)
3. Declaration of Diane Riley (May 27, 2024)
4. Declaration of Bill Iyall (May 28, 2024)
5. Declaration of Stewart Hartman (May 27, 2024)
6. Declaration of Beowulf Brower (May 28, 2024)
7. Declaration of Debbie Sullivan (May 24, 2024)

AGREED ORDER GRANTING PLAINTIFF'S SECOND
MOTION FOR PARTIAL SUMMARY JUDGMENT - 1

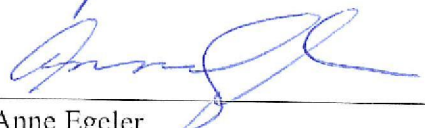
Telegin Law PLLC
216 6th Street, Bremerton WA 98337
Tel. (206) 453-2884

- 1 8. Declaration of Ronda Larson Kramer (May 24, 2024)
- 2 9. Declaration of Bryan Telegin in Support of Plaintiff's Motion for Partial Summary
- 3 Judgment (Oct. 24, 2025)
- 4 10. Declaration of Bryan Telegin in Support of Plaintiff's Motion to Amend the Complaint
- 5 (March 16, 2026)
- 6 11. Declaration Alyssa Jones Wood (Dec. 9, 2025)
- 7 12. Second Declaration of Alyssa Jones Wood (March 23, 2026)
- 8 13. Defendant's Response to Plaintiff's Second Motion for Partial Summary
- 9 Judgment and Cross Motion for Summary Judgment (June 1, 2026)
- 10 14. Declaration of Leatta Dahlhoff re Motion for Summary Judgment (June 1, 2026)
- 11 15. Plaintiff's Combined Reply in Support of Second Motion for Partial Summary
- 12 Judgment and Motion for Release of Bond; and Response to Defendant's Cross
- 13 Motion for Summary Judgment (July 6, 2026)

12 NOW THEREFORE, It is hereby ORDERED:

- 13 1. The Plaintiff Save the Davis-Meeker Garry Oak's Second Motion for Partial Summary
- 14 Judgment is GRANTED as follows.
- 15 2. The Court declares that the Mayor of the City of Tumwater may not alter or destroy the historic
- 16 Davis Meeker oak without first obtaining the approval of the Washington Department of
- 17 Archeological and Historic Preservation as provided in RCW 27.53.060.
- 18 3. The Clerk is DIRECTED to release the supersedeas bond filed with the Court on September
- 19 12, 2024, by issuing a check from the Court Registry in the amount of \$10,000.00, payable to
- 20 Krag Unsoeld, and to mail the check to 2211 NW Walnut Rd, Olympia WA 98502.
- 21 4. All remaining claims are dismissed without prejudice and without further costs or attorney
- 22 fees.
- 23 5. The Clerk is DIRECTED to strike the hearing on July 17, 2026

24 Done ~~in open court~~ ^{EX PARTE} this 16 day of July, 2026. *ME*

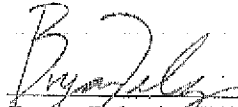
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Hon. Anne Egeler
Thurston Superior Court Judge

1 Stipulated and Agreed to by:

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3 **TELEGIN LAW PLLC**

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5 Bryan Telegin, WSBA No. 46686
216 6th Street

6 Bremerton, WA 98337

7 Tel: (206) 453-2884

bryan@teginlaw.com

8 *Attorneys for Plaintiff SDMGO*

9
10 **LARSON LAW PLLC**

11 

12 Ronda Larson Kramer, WSBA No. 31833
P.O. Box 7337

13 Olympia WA 98507

14 Tel: (360) 768-0775

ronda@larsonlawpllc.com

15 *Attorneys for Plaintiff SDMGO*

16
17
18 **LAW, LYMAN, DANIEL, KAMERRER
& BOGDANOVICH, P.S.**

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21 Jeffrey S. Myers, WSBA No. 16390

Attorneys for Defendant

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AGREED ORDER GRANTING PLAINTIFF'S SECOND
MOTION FOR PARTIAL SUMMARY JUDGMENT - 3

Telegin Law PLLC
216 6th Street, Bremerton WA 98337
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