

1 Hearing Date: September 9, 2024

2 Hearing Time: 9:00 a.m.

3 Judge/Calendar: Hon. Anne Egeler
4

5
6
7 IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
8 IN AND FOR THE COUNTY OF THURSTON

9 SAVE THE DAVIS-MEEKER GARRY
10 OAK,

11 Plaintiff,

12 v.

13 DEBBIE SULLIVAN, in her capacity of
14 Mayor of Tumwater

15 Defendant.

No. 24-2-01895-34

**DECLARATION OF BRYAN
TELEGIN IN SUPPORT OF
PLAINTIFF’S MOTION TO SET
AMOUNT OF SUPERSEDEAS
BOND**

16 I, BRYAN TELEGIN, declare as follows:
17

18 1. I am one of the attorneys for Plaintiff Save the Davis-Meeker Garry Oak herein. I am
19 over the age of 18 and make this declaration based upon my own personal knowledge.

20 2. Attached hereto as **Exhibit A** is a true and correct copy of the Verbatim Report of
21 Proceedings filed with Division II of the Washington Court of Appeals in Appeal No. 58881-1-II. The
22 Verbatim Report of Proceedings is a transcript of the oral argument before this Court on May 31, 2024
23 in the above-captioned matter.

24 3. Attached hereto as **Exhibit B** is a true and correct copy of Commissioner Bearse’s July
25 23, 2024 Ruling Denying Stay Under RAP 8.3 Without Prejudice to Obtaining a Stay under RAP
26

1 8.1(b)(2), Determining Appealability, and Accelerating Appeal in Appeal No. 58881-1-II currently
2 pending before Division II of the Washington Court of Appeals.

3 4. Attached hereto as **Exhibit C** is a true and correct copy of a May 30, 2024 letter from
4 James Macrae, Assistant State Archeologist for the Washington Department of Archeology & Historic
5 Protection, re: Davis-Meeker Oak: Archaeological Permit Requirements under RCW 27.53.
6

7 5. Attached hereto as **Exhibit D** is a true and correct copy of the City of Tumwater’s
8 Historic Preservation Ordinance, codified at Chapter 2.62 of the Tumwater Municipal Code and
9 available online at [https://www.codepublishing.com/WA/Tumwater/#!/Tumwater02/Tumwater](https://www.codepublishing.com/WA/Tumwater/#!/Tumwater02/Tumwater0262.html#2.62)
10 [0262.html#2.62](https://www.codepublishing.com/WA/Tumwater/#!/Tumwater02/Tumwater0262.html#2.62). A copy of this letter was previously submitted in this matter as Exhibit A to the May
11 30, 2024 Declaration of Ronda Larson Kramer re: Supplemental Response to Motion to Dissolve
12 TRO.
13

14 6. Attached hereto as **Exhibit E** is a true and correct copy of the entry for “property” as
15 found in Black’s Law Dictionary, 12th edition, 2024.

16 I declare under penalty of perjury under the laws of the State of Washington that the foregoing
17 is true and cored.

18 Dated this 12th day of August, 2024, at Bremerton, Washington.

19
20
21 
22 Bryan Telegin

Exhibit A

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

SAVE THE DAVIS-MEEKER GARRY OAK,)
)
 Plaintiff,)
)
 vs.) SUPERIOR COURT
) NO. 24-2-01895-34
 DEBBIE SULLIVAN in her capacity)
 of Mayor of Tumwater,)
)
 Defendant.)

THE HONORABLE ANNE EGELER PRESIDING

Motion hearing report of proceedings
 May 31, 2024
 2000 Lakeridge Drive SW
 Olympia, Washington

Court Reporter
Ralph H. Beswick, CCR
Certificate No. 2023
1606 12th Avenue SW
Olympia, Washington

A P P E A R A N C E S

For the Petitioner: Ronda Larson Kramer
Attorney at Law
PO Box 7337
Olympia, WA 98507

For the Respondent: Jeffrey Scott Myers
Law Lyman Daniel Kamerrer, et al
2674 RW Johnson Blvd SW
Olympia, WA 98508

