



BOARD of CLALLAM COUNTY COMMISSIONERS

MINUTES for the week of August 18-22, 2025

WORK SESSION – 9 a.m.

The work session convened at 9 a.m., Monday, August 18, 2025. Present were Commissioners French, Johnson and Ozias and Administrator Mielke.

Items of discussion per the agenda published August 14 were:

- Calendar/Correspondence
- Resolution appointing Beverly Lee and Sarah McBride to the Homelessness Task Force
- Letter to the Jamestown S'Klallam Tribe regarding trust land transfers
- Agreement amendment 1 with SWCA Environmental Consultants for County's Community Wildlife Protection Plan
- Agreement amendment 1 with SWCA Environmental Consultants for Smoke Impacts and Climate Analysis
- Agreement with Washington Association of Sheriffs and Police Chiefs for monitoring of registered sex offenders
- Agreement with City of Sequim for Flaura's Acres utility services
- Agreement with Puget Sound Partnership for onsite management
- Pre-application questionnaire with National Estuary Program for Shellfish Strategic Initiative
- Pre-application questionnaire with Department of Ecology for water quality combined funding program
- Briefing and request a call for request for proposals and qualifications to be received no later than Monday, September 22, 2025 at 3 p.m. regarding Developmental Disabilities 2026 January 1, 2026 – December 31, 2027
- Agreement amendment with US Forest Service for Secure Rural Schools Act Title III
- Agreement with Department of Transportation for Bagley Creek Replacement – Olympic Discovery Trail
- Agreement with Department of Transportation for Bogachiel River Crossing – Olympic Discovery Trail
- Agreement with Department of Transportation for Elwha River Segment – Olympic Discovery Trail
- Agreement with Department of Transportation for Sappho Trail Segment – Olympic Discovery Trail
- Agreement with Department of Transportation for Gossett Road Segment – Olympic Discovery Trail
- Agreement with Department of Transportation for Camp Creek Segment – Olympic Discovery Trail
- Agreement with Department of Transportation for Spruce Railroad Segment – Olympic Discovery Trail
- Agreement amendment 2 with County Road Administration Board for Edgewood Drive Project
- Code Enforcement update
- Clallam Conservation District yearly report

The meeting concluded at 11:36 a.m.

REGULAR MEETING OF THE BOARD OF CLALLAM COUNTY COMMISSIONERS

Chair French called the meeting to order at 10 a.m., Tuesday, August 19, 2025. Also present were Commissioners Johnson and Ozias and Administrator Mielke.

REQUEST FOR MODIFICATIONS/APPROVAL OF AGENDA

ACTION TAKEN: CRJm to adopt the agenda as presented, CMOs, mc

PUBLIC COMMENT

- Ed Bowen, Clallam Bay, commented on item 1e, 1f, Coffee with Colleen
- John Worthington, Sequim, commented on international consortium, Jimmy Come Lately
- Jeff Tozzer, Sequim, commented on ICLEI, Cascadia Consulting Group, Comprehensive Plan, North Olympic Development Council, item 1a

BOARD of CLALLAM COUNTY COMMISSIONERS
MINUTES for the week of August 18-22, 2025
Page 2

CONSENT AGENDA

1a Approval of vouchers for the week of August 11

The Following warrants and electronic payments are approved for payment:

Accounts Payable:	Total
Warrant numbers: 9942435-9942582; 9942584-9942716; 9942718-9942764	\$4,357,554.63
Electronic payments dates: n/a	\$0.00
Total Accounts Payable:	\$4,357,554.63

1b Approval of payroll for a period ending July 31, 2025

The following voucher/warrants/electronic payments are approved for payment:

Payroll	Total
Warrant Numbers	
179058 – 179562, 9942400 – 9942427	\$1,521,852.26
Electronic Payment Date	
7/28/2025 – 8/14/2025	\$1,545,315.56
Total Payroll:	\$3,067,167.82

1c Approval of minutes for the week of August 11

1d Resolution appointing Lindsey Sehmel to the Heritage Advisory Board

1e Call for a hearing to be held on Tuesday, September 2, 2025 at 10:30 a.m. regarding a Resolution approving a system of rates and charges on parcels within the Clallam Conservation District providing revenues to the district for Conservation Services and Programs

1f Proclamation Recognizing Olympic Peninsula Audubon Society and partners for a Community Wildlife Habitat Designation by the National Wildlife Federation

ACTION TAKEN: CRJm to adopt the consent agenda, CMOs, mc

REPORTS AND PRESENTATIONS

- CMO recognized Olympic Peninsula Audubon Society and partners for a Community Wildlife Habitat Designation by the National Wildlife Federation
 - Rhonda Coats, Olympic Peninsula Audubon Society, provided comment
- CRJ reported on American Legion, Vietnam Veteran Memorial Traveling Wall, Clallam County Fair
- CMO reported on State Emergency Management Council, Clallam County Fair, Sequim Food Bank Volunteer Ceremony
- CMF reported on Developmental Disability Advisory Committee, ORCAA burn safely and clean, Clallam Bay Sekiu Community Advisory Committee rescheduled to August 28, 2025 at 5:30 p.m., Peninsula Regional Transportation, Hood Canal Bridge
- CMO recognized the Clallam County Road Department and Shannon & Wilson for receiving the American Society of Civil Engineers Local Outstanding Civil Engineering Achievement Award 2024 for Outstanding Geotechnical Project for the Dungeness River Floodplain Restoration and Levee Realignment Project
 - Joe Donisi, Clallam County, provided comment

CONTRACTS AND AGREEMENTS

2a Agreement with Washington State Administrative Office of the Courts for the Blake decision

ACTION TAKEN: CMOm to approve, CMFs, mc

2b Agreement amendment 3 with the Department of Veterans Affairs for Veterans Service Office

ACTION TAKEN: CMOm to approve, CMFs, mc

2c Agreement with City of Forks for Opportunity Fund Program

ACTION TAKEN: CMOm to approve, CMFs, mc

2d Agreement with Port of Port Angeles for Opportunity Fund Program

ACTION TAKEN: CMOm to approve, CMFs, mc

2e Agreement with Composite Recycling Technology Center for Opportunity Fund Program

ACTION TAKEN: CMOm to approve, CMFs, mc

BOARD of CLALLAM COUNTY COMMISSIONERS
MINUTES for the week of August 18-22, 2025
Page 3

2f Agreement with Department of Transportation for Bagley Creek Replacement – Olympic Discovery Trail

ACTION TAKEN: CMOm to approve, CMFs, mc

2g Agreement with Department of Transportation for Bogachiel River Crossing – Olympic Discovery Trail

ACTION TAKEN: CMOm to approve, CMFs, mc

2h Agreement with Department of Transportation for Elwha River Segment – Olympic Discovery Trail

ACTION TAKEN: CMOm to approve, CMFs, mc

2i Agreement with Department of Transportation for Sappho Trail Segment – Olympic Discovery Trail

ACTION TAKEN: CMOm to approve, CMFs, mc

2j Agreement with Department of Transportation for Gossett Road Segment – Olympic Discovery Trail

ACTION TAKEN: CMOm to approve, CMFs, mc

2k Agreement with Department of Transportation for Camp Creek Segment – Olympic Discovery Trail

ACTION TAKEN: CMOm to approve, CMFs, mc

2l Agreement with Department of Transportation for Spruce Railroad Segment – Olympic Discovery Trail

ACTION TAKEN: CMOm to approve, CMFs, mc

PUBLIC COMMENT

- Ed Telenick, Sequim, commented on property values, code enforcement, Department of Community Development (see attached)
- Ed Bowen, Clallam Bay, commented on ORCAA permit, District III Commissioner report, local highways, culverts, item 1f, BOCC Q&A session
- Jodi Dotson, Port Angeles, commented on the Democratic Party hats at the Clallam County Fair, clean air
- John Worthington, Sequim, commented on item 1f, ICLEI, Olympic Peninsula Audubon Society, Jamestown Tribe, Jimmy Come Lately, birds
- Jeff Tozzer, Sequim, commented on Joe Donisi, Towne Road, BOCC Q&A session, Jamestown Tribe, tribal trust land letter, Jamestown property taxes
- Stephanie Day, Sequim, commented on North Olympic Development Council survey questions, tourism, housing, infrastructures, schools, property improvement, education, work opportunities, availability of jobs

Meeting concluded at 11:20 a.m. and continued to an executive session to be held on Wednesday, August 20, 2025 at 8:30 a.m. regarding litigation.

EXECUTIVE SESSION – August 20, 2025 at 8:30 a.m.

The Board convened in open session at 8:30 a.m., on Wednesday, August 20, 2025 to discuss litigation. Present were Commissioners Ozias, French and Johnson, Administrator Mielke, Prosecuting Attorney's Office Boughton and Reno, Health and Human Services Department LoPiccolo and Oppelt, Finance Department Lane and Sheriff's Office King.

The Board may recess into Executive Session to consider employment or dismissal of personnel, to review The performance of a public employee, to consult with legal counsel, to consider the position to be taken in collective bargaining, to consider acquisition or sale of real estate, or other matters per RCW 42.30.110.

ACTION TAKEN: CRJm to executive session for 30 minutes, CMOs, mc

The Board recessed into executive session at 8:33 a.m.

The Board convened in open session at 9:03 a.m.

BOARD of CLALLAM COUNTY COMMISSIONERS
MINUTES for the week of August 18-22, 2025
Page 4

First matter:

ACTION TAKEN: CMOm to release Costco as a litigant in the opioid litigation as recommended by legal counsel, CMFs, mc

Second matter:

ACTION TAKEN: CMOm to authorize the Prosecuting Attorney's Office to sign any necessary documentation in order to facilitate a tax refund related to an accidental overpayment of taxes, CMFs, mc

Third matter:

ACTION TAKEN: No action taken

The meeting concluded at 9:34 a.m. and continued to an executive session to be held on Thursday, August 21, 2025 at 8 a.m. regarding real estate.

EXECUTIVE SESSION – August 21, 2025 at 8 a.m.

The Board convened in open session at 8 a.m., on Thursday, August 21, 2025 to discuss real estate. Present were Commissioners Ozias, French and Johnson, Administrator Mielke, Prosecuting Attorney's Office Boughton and Reno, Finance Department Lane and Turner, Department of Community Development Clark, Right of Way Agent Capps, Public Works Donisi and Garcelon and Sheriff's Office King and Biasell

The Board may recess into Executive Session to consider employment or dismissal of personnel, to review The performance of a public employee, to consult with legal counsel, to consider the position to be taken in collective bargaining, to consider acquisition or sale of real estate, or other matters per RCW 42.30.110.

ACTION TAKEN: CRJm to executive session for 1 hour, CMFs, mc

The Board recessed into executive session at 8:01 a.m.

The Board convened in open session at 9:01 a.m.

First matter:

ACTION TAKEN: CRJm to authorize the County and Chair French to negotiate up to the value discussed and sign the real estate purchase and sale agreement and closing documents subject to due diligence discussed, CMOs, mc

Second matter:

ACTION TAKEN: CRJm to authorize the Deputy Prosecuting Attorney's Office to negotiate on the property discussed and any further action will be brought back to the Board of Commissioners for authorization, CMOs, mc

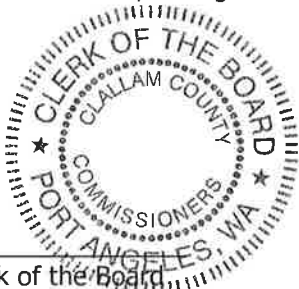
The meeting concluded at 9:05 a.m. and continued to Monday, August 25, 2025 at 9 a.m.

The Board of Commissioners attended a WSAC Virtual Update, Department of Natural Resources joint meeting, Revenue Advisory Committee meeting, Board of Health meeting, and KONP Radio Show during the week of August 18, 2025.

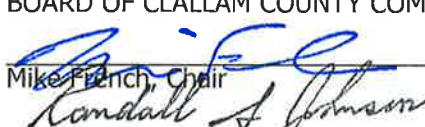
PASSED AND ADOPTED this 26th day of August 2025

ATTEST:

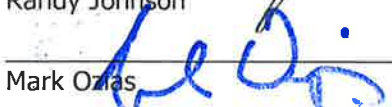

Loni Gores, MMC, Clerk of the Board



BOARD OF CLALLAM COUNTY COMMISSIONERS


Mike French, Chair


Randy Johnson


Mark Ozias

Public comment August 19, 2025

Ed telenick District 2



Public Comment
Ed telenick
8/19/25

Commissioners,

For most of us our home represents the largest financial investment we will undertake in our lives. It is supposed to be our financial security, a safe place and our sanctuary. As was stated yesterday, neighborhood blight significantly impacts property values. Code Enforcement is the taxpayer funded department that is supposed to be ENFORCING the Counties codes and ordinances.

Yesterday Director Emery and Diane Harvey provided another optimistic outlook for CE “now that it is fully staffed” but failed to address fundamental questions that you should have been asking. There were no questions regarding the Director’s responsibilities as to why so much turnover has occurred under his leadership.

As usual; the backlog was blamed on staffing turnover, training needs and changes within the tracking system. Instead of asking hard questions on the inconsistencies and non sequitur data that is presented, you simply thanked him for these updates and suggested he might include a bit more information on the fine collection aspect of CE, which is almost nonexistent.

Anybody paying attention for the past 2 years can see that the data is misleading at best. The top 10 problems have now been reduced to 7, with properties and priorities shifting every quarter.

When he was running for DCD Director, Mr. Emery stated that he would make CE a cornerstone of his tenure. He asked the BOCC to keep CE within the DCD, versus the Sheriff’s Department where it stood a chance of being successful; because many of these properties included serious tangential law enforcement issues. Mr. Emery even drafted an MOU that multiple Departments (including yourselves) signed that was supposed to create a level of interdepartmental accountability.

During his year end report for 2023 he outlined the focus of CE for the following year and it included a list of the following priorities

-provide program case reporting to the BOCC on a quarterly basis as envisioned in the MOU

That has proven false. There were no known reports for 2023 except a year end update which included the priorities I am speaking about. His 1st quarter report for 2025 was not released until May Of 2025 along with the second quarter report for that same year. These quarterly reports are routinely submitted 2 months after the quarter ends and they all contain misleading and/or false information.

Improve the rate of closed cases compared to the rate of new cases

Since the beginning of 2023 the case load has INCREASED from 344 to 431 according to their own statistics. That is a 25 percent INCREASE in cases!

Significantly reduce the number of days the average case is open

Since 2023 the time from opening to close has increased from 433 to 495 days. That is a 14% INCREASE in days from reporting to closure!

Continue to expand public outreach and neighborhood cleanup efforts, and

Fully implement the use of Liens and other tools available under CCC 20.08 for ensuring collection of outstanding amounts owed.

Almost all of the enforcement resolutions involve the County providing junk vehicle vouchers or free solid waste vouchers; versus punitive measures.

To my knowledge there have been NO liens attached to properties. Both the Director and Staff have violated many provisions within Title 20, not just CCC 20.08.

Mr. Emery has repeatedly stated in front of this board and to the public during his campaign and a Dungeness Meadows community meeting that 80 percent of violations are easily resolved by just notifying a homeowner of a reported violation.

I cannot find any metric that shows a reduction of 80 percent in cases that was obtained by simply notifying an owner.

In the 2nd quarter report for 2024, the DCD Director vowed that CE would continually report on a backlog of 8 cases the Hearings Examiner previously ruled on until fully resolved.

I find no record that addresses the longstanding HE cases that were referred to in that statement. As a matter of fact, during on one quarterly presentation the DCD Director falsely reported that there were 7 new cases brought before the HE when there were in fact ZERO

The only fines collected for CE that I am aware of, was done almost a year after the owner sold the home. This is because Director Emery failed to enforce a known ongoing violation or file a timely lien during an active case when he was urged to do so by the current Administrator.

Director Emery has knowingly closed cases despite known ongoing violations where inspections were falsified, CE input was ignored. He also inappropriately exonerated 2 of his employees who were in contempt of a judges legally binding orders which dragged us into years of legal battles, two court cases and the eventual violation of my wife's civil rights.

I am submitting photographs of 4 adjacent properties to our own and inviting my District 2 Commissioner to drive up Sherburne Rd for a tour of those 4 properties so he can see for himself which violations this County considers open and which ones they closed.

ET

PHOTO TAKEN
7/11/25

550 SHERBURNE
SEQUEM

CMP 2020-0030
CMP 2021-0068

SUBJECT PROPERTY
UNDER HE
ORDERS SINCE
3/21

COUNTY
VIOLATED HE
ORDERS -
SIGNED OFF
INSPECTIONS,
NOT DONE,
DESPITE
FAILED 2004
& 2021 PERMITS
COUNTY CLOSED
CE CASES
& GRANTED
WALVER FOR
SEPTIC SETBACKS
& ALLOWED
UNPERMITTED
GAR CARPORT
CONSTRUCTION

CLOSED





770?
 710/750 SHERBURNE RD.
 CMP. 2018-00134
 PHOTO TAKEN 7/11/25

- CRITICAL AREA
 - FAILING SEPTIC

CASE OPEN

2629 DAYS

OPEN





PHOTOS TAKEN 7/11/25 570 SHERBURNE RD CMP: OPENED & CLOSED RECORDS PENDING



FAILED SEPTIC / JUNK VEHICLES
CRITICAL AREA



CLOSED

ET

OPEN

PHOTO TAKEN 7/11/25



510

~~550~~ SHIRBURNE RD SEQUIM

CMD 2023-000147

- SUBMITTED 2 WEEKS AFTER AMENDED BLA 2023-00011 WAS APPROVED DESPITE DIRECTOR EMERY BEING FULLY AWARE THIS CV HAD NO MERIT
- OWNERS WERE NEVER NOTIFIED OF PER CCC 20.08.030 BUT RECORDS INDICATE THIS CASE REMAINS OPEN & ACTIVE

BOCC Mail Correspondences Received from other Jurisdictions



United States Department of the Interior

BUREAU OF INDIAN AFFAIRS
OLYMPIC PENINSULA AGENCY

2707 COLBY AVENUE

SUITE 1101

EVERETT, WA 98201

August 5, 2025

RECEIVED

CLALLAM CO. COMMISSIONERS

AUG 11 2025

1...2...3...A...

IN REPLY REFER TO:
Real Estate Services
TR-4609-P5

Case Number: 64187

NOTICE OF NON-GAMING LAND ACQUISITION APPLICATION

Pursuant to the Code of Federal Regulations, Title 25, INDIANS, 151.11 Off-Reservation, notice is given of the application filed by the JAMESTOWN S'KLALLAM TRIBE to have real property accepted "in trust" for said applicant by the United States of America. The determination whether to acquire this property "in trust" will be made in the exercise of discretionary authority which is vested in the Secretary of the Interior, or his authorized representative, U.S. Department of the Interior. To assist us in the exercise of that discretion, we invite your comments on the proposed acquisition. In order for the Secretary to assess the impact of the removal of the subject property from the tax rolls, and if applicable to your organization, we also request that you provide the following information:

- (1) If known, the annual amount of property taxes currently levied on the subject property allocated to your organization;
- (2) Any special assessments, and amounts thereof, that are currently assessed against the property in support of your organization;
- (3) Any governmental services that are currently provided to the property by your organization; and
- (4) If subject to zoning, how the intended use is consistent, or inconsistent, with the zoning.

We provide the following information regarding this application:

Applicant:

JAMESTOWN S'KLALLAM TRIBE

Legal Land Description/Site Location:

See "Exhibit A" for legal descriptions.

NO LAQ01



Office Codes: P.P.06-129 AD Number: 4200498577 Case: 64187

Project Description/Proposed Land Use:

Off-reservation, noncontiguous, underdeveloped property NO-CHANGE-IN-USE is planned for this fee-to-trust application.

As indicated above, the purpose for seeking your comments regarding the proposed trust land acquisition is to obtain sufficient data that would enable an analysis of the potential impact on local/state government, which may result from the removal of the subject property from the tax roll and local jurisdiction.

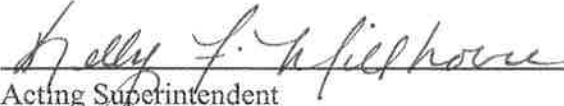
This notice does not constitute, or replace, a notice that might be issued for the purpose of compliance with the National Environmental Policy Act (NEPA) of 1969.

Your written comments should be addressed to the Bureau of Indian Affairs office listed at the top of this notice. Any comments received within thirty days of your receipt of this notice will be considered and made a part of our record. You may be granted one thirty day extension of time to furnish comments, provided you submit a written justification requesting such an extension within thirty days of receipt of this letter. Additionally, copies of all comments will be provided to the applicant for a response. You will be notified of the decision to approve or deny the application.

If any party receiving the enclosed notice is aware of additional governmental entities that may be affected by the subject acquisition, please forward a copy to said party.

A copy of the application, excluding any documentation exempted under the Freedom of Information Act (FOIA), is available for review at the above address. A request to make an appointment to review the application, or questions regarding the application, may be directed to the OLYMPIC PENINSULA AGENCY Office attention: KERRY HOLIFIELD, REALTY SPECILAIST, (425) 903-2792.

Sincerely,



Acting Superintendent

Enclosure(s)

NOLA001



Office Codes: P-P-06-129 AD Number: 4200498577 Case: 64187

Cc:

BY CERTIFIED MAIL

CLALLAM COUNTY COMMISSIONERS

223 EAST FOURTH STREET, SUITE 4

PORT ANGELES, WA 98362

CERTIFIED MAIL ID: 7020 0640 0002 1121 3560

CITY OF SEQUIM

152 W. CEDAR STREET

SEQUIM WA 98382

CERTIFIED MAIL ID: 7020 0640 0002 1121 3577

STATE OF WASHINGTON GOVERNORS OFFICE OF INDIAN AFFAIRS

1110 CAPITAL WAY SOUTH, SUITE 225

OLYMPIA, WA 98501

CERTIFIED MAIL ID: 7020 0640 0002 1121 3539

JAMESTOWN S'KLALLAM TRIBE

1033 OLD BLYN HIGHWAY

SEQUIM WA, 98382

CERTIFIED MAIL ID: 7020 0640 0002 1121 3546

Case Number: 64187

Applicant Name: JAMESTOWN
S'KLALLAM TRIBE

LEGAL DESCRIPTION EXHIBIT A

Tract ID:

Tract Name: BLYN BASIN XII

<u>Land Area</u>	<u>Land Area Name</u>	<u>Tract Number</u>	<u>LTRO</u>	<u>Region</u>	<u>Agency</u>	<u>Resources</u>
129	JAMESTOWN KLALLAM (CLALLAM)		PORTLAND, OR	NORTHWEST REGIONAL OFFICE	OLYMPIC PENINSULA AGENCY	Both (Mineral and Surface)

<u>Section</u>	<u>Township</u>	<u>Range</u>	<u>State</u>	<u>County</u>	<u>Meridian</u>	<u>Legal Description</u>	<u>Acres</u>
12	029.00N	003.00W	WASHINGTON	CLALLAM	Willamette	032912240050: NW 50' OF TRACT 4 LOT 4 PT SURVEY V6 P95 032912240070: TRACT 5 LOT 4 PT SURVEY V6 P95 METES AND BOUNDS: PARCEL A: TRACT 5, LOT 4, ASSESSOR'S MAP OF SECTION 12, TOWNSHIP 29 NORTH, RANGE 3 WEST, W.M., CLALLAM COUNTY, WASHINGTON, ACCORDING TO PLAT THEREOF RECORDED IN VOLUME 4 OF PLATS, PAGE 5, RECORDS OF CLALLAM COUNTY; EXCEPT ANY PORTION THEREOF LYING WITHIN ROAD RIGHT OF WAY ALONG THE SOUTHERLY LINE; AND EXCEPT THAT PORTION GRANTED TO CHARLES W. GUNSTONE, JR. AND IRENE GUNSTONE, HUSBAND AND WIFE, THROUGH CLALLAM COUNTY SUPERIOR COURT JUDGMENT NO. 87-9-00637-7, MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHWEST CORNER OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 12; THENCE SOUTH 88 DEGREES 55'49" EAST ALONG THE SOUTH LINE OF SAID SOUTHWEST QUARTER OF THE NORTHWEST QUARTER, A DISTANCE OF 1368.72 FEET TO THE SOUTHWEST CORNER OF SAID GOVERNMENT LOT 4; THENCE NORTH 0 DEGREES 32'48" WEST, A DISTANCE OF 962.20 FEET TO A 3/8 INCH DIAMETER REBAR WITH PLASTIC CAP STAMPED "LS 12750" AND THE TRUE POINT OF BEGINNING; THENCE NORTH 35 DEGREES 44'44" EAST, A DISTANCE OF 197.99 FEET TO A SIMILAR REBAR; THENCE SOUTH 54 DEGREES 06'40" EAST, A DISTANCE OF 149.95 FEET TO A SIMILAR REBAR; THENCE SOUTH 35 DEGREES 53'20" WEST, A DISTANCE OF 3.60 FEET; THENCE NORTH 54 DEGREES 13'06" WEST, A DISTANCE OF 104.46 FEET; THENCE SOUTH 47 DEGREES 27'29" WEST A DISTANCE OF 198.28 FEET; THENCE NORTH 53 DEGREES 27'24" WEST, A DISTANCE OF 5.22 FEET TO THE TRUE POINT OF BEGINNING. SITUATE IN CLALLAM COUNTY, STATE OF WASHINGTON. PARCEL B: THE NORTHWESTERLY 50 FEET OF TRACT 4 OF SECTION 12, TOWNSHIP 29 NORTH, RANGE 3 WEST, W.M., AS RECORDED IN VOLUME 4 OF PLATS, PAGE 5, RECORDS OF CLALLAM COUNTY, WASHINGTON. SITUATE IN CLALLAM COUNTY, STATE OF WASHINGTON.	.630

WD AEA01



Office Codes: P-P-06-129 AD Number: 4200498577 Case: 64187



United States Department of the Interior

BUREAU OF INDIAN AFFAIRS

Northwest Regional Office

911 Northeast 11th Avenue

Portland, Oregon 97232

IN REPLY, REFER TO:
Division of Realty

July 31, 2025

RECEIVED
CLALLAM CO. COMMISSIONERS

AUG 11 2025

1...2...3...A...

CERTIFIED MAIL - 7020 0640 0002 1037 2930 - RETURN RECEIPT REQUESTED

The Honorable W. Ron Allen
Jamestown S'Klallam Tribe
1033 Old Blyn Hwy
Sequim, Washington 98382-7670

Dear Chairman Allen:

This is the decision of the Bureau of Indian Affairs ("BIA"), Northwest Regional Director, on the Jamestown S'Klallam Tribe ("Tribe") contiguous land-into-trust application for the property more fully identified below, known as the "Blyn Basin XI" ("Property" or "Land") consisting of 0.37 acre, more or less, located in Clallam County, State of Washington. The proposed acquisition for the property: Tribal self-determination and consolidate land ownership. The application is not for gaming purposes. For the reasons set forth below, I approve the Jamestown S'Klallam Tribe's request to acquire the Property into trust.

Application Information

By Tribal Resolution No. 23-2025 dated April 2, 2025, the Tribe requested that the United States acquire 0.37 acre, in trust for the use and benefit of the Tribe and its membership. The Tribe presently owns the property in fee status.

The Tribe acquired the Property from the Treasurer of Clallam County, State of Washington by Treasurer's Tax Deed dated December 23, 2021, and recorded in Clallam County, Washington on December 27, 2021, under document number 2021-1431458.

Location/ Land Description:

According to the fee-to-trust application and review of the location map, the Property is contiguous to Tribal Trust Property, 157 T 1240. The property is described as follows:

Parcel No.: 03-29-12-320205

THAT PORTION OF THE EAST HALF OF THE WEST HALF OF THE SOUTHWEST QUARTER OF SECTION 12, TOWNSHIP 29 NORTH, RANGE 3 WEST, W.M., CLALLAM COUNTY, WASHINGTON; EXCEPT THE NORTH 510 FEET AND THE SOUTH 664 FEET. 88 FEET THEREOF;

ALSO EXCEPT THAT PART OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER IN SECTION 12, TOWNSHIP 29 NORTH, RANGE 3 WEST, W.M., DESCRIBED AS FOLLOWS: BEGINNING AT THE INTERSECTION OF THE WEST LINE OF CORREIA ROAD #5675 WITH EAST-WEST CENTERLINE OF SAID SECTION; THENCE SOUTH $00^{\circ} 00' 24''$ WEST 1421.85 FEET TO THE TRUE POINT OF BEGINNING; THENCE SOUTH $89^{\circ} 14' 51''$ EAST 400 FEET, MORE OR LESS TO THE EAST LINE OF SAID SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER; THENCE SOUTHERLY ON SAID EAST LINE TO A POINT 664.68 FEET NORTH $1^{\circ} 11'$ EAST OF THE SOUTH LINE OF SAID SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER; THENCE WEST PARALLEL WITH THE SAID SOUTH LINE 400 FEET; THENCE NORTHERLY ALONG THE WEST RIGHT OF WAY LINE OF SAID CORREIA ROAD EXTENDED SOUTHERLY TO THE TRUE POINT OF BEGINNING.

ALSO EXCEPT ALLMAN SHORT PLAT RECORDED SEPTEMBER 25, 1992, IN VOLUME 24 OF SHORT PLATS, PAGE 29, UNDER AUDITOR'S FILE NO. 675187, BEING A PORTION OF THE SOUTHWEST QUARTER OF SECTION 12, TOWNSHIP 29 NORTH, RANGE 3 WEST, W.M., CLALLAM COUNTY, WASHINGTON.

ALSO EXCEPT AMENDED BAMFORD SHORT PLAT ACCORDING TO SHORT PLAT THEREOF RECORDED IN VOLUME 11 OF SHORT PLATS, PAGE 88, UNDER CLALLAM COUNTY AUDITOR'S FILE NO. 534993, BEING A PORTION OF PARCEL 3 AS DELINEATED ON SURVEY RECORDED IN VOLUME 7 OF SURVEYS, PAGE 100, UNDER CLALLAM COUNTY AUDITOR'S FILE NO. 531322, BEING A RE-SURVEY OF VOLUME 5 OF SURVEYS, PAGE 107, UNDER CLALLAM COUNTY AUDITOR'S FILE NO. 511193, BEING A PORTION OF THE SOUTHWEST QUARTER OF SECTION 12, TOWNSHIP 29 NORTH, RANGE 3 WEST, W.M., CLALLAM COUNTY, WASHINGTON.

ALSO EXCEPT THAT PORTION OF THE SOUTHWEST QUARTER OF SECTION 12, TOWNSHIP 29 NORTH, RANGE 3 WEST, W.M., CLALLAM COUNTY, WASHINGTON, DESCRIBED AS PARCEL 2 AS DELINEATED ON SURVEY RECORDED SEPTEMBER 2, 1980, IN VOLUME 7 OF SURVEYS, PAGE 100, UNDER AUDITOR'S FILE NO. 531322.

AND ALSO EXCEPT THAT PORTION OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 12, TOWNSHIP 29 NORTH, RANGE 3 WEST, W.M., DESCRIBED AS FOLLOWS: BEGINNING AT THE WEST QUARTER CORNER OF SAID SECTION 12; THENCE ALONG THE EAST-WEST CENTER LINE OF SAID SECTION 12, SOUTH $89^{\circ} 54' 47''$ EAST 924 FEET TO POINT "A" AT THE WEST RIGHT OF WAY OF COUNTY ROAD NO. 5675 (CORREIA ROAD); THENCE SOUTH $0^{\circ} 00' 24''$ WEST 509.00 FEET TO THE TRUE POINT OF BEGINNING; THENCE SOUTH $89^{\circ} 54' 47''$

EAST 431.39 FEET TO A POINT ON THE EAST LINE OF SAID NORTHWEST QUARTER, SOUTHWEST QUARTER BEING SOUTH 1°13'30" WEST 510 FEET FROM THE NORTHEAST CORNER OF SAID SUBDIVISION; THENCE SOUTH 1°13'30" WEST 416.39 FEET; THENCE SOUTH 89°14'51" EAST 100 FEET; THENCE SOUTH 1°13'30" WEST 78.76 FEET; THENCE NORTH 89°14'51" WEST 520.90 FEET; THENCE NORTH 0°00'24" EAST 490.16 FEET TO THE TRUE POINT OF BEGINNING. SITUATE IN CLALLAM COUNTY, STATE OF WASHINGTON.

A Land Description Examination and Validation ("LDEV") Request was submitted and reviewed by GIS Strike Team POC, Brandon Larrabee, and certified by BIA OTS Liaison, Trisha Johnson, on May 8, 2025. The LDEV received a concur, low risk and stated the following:

The land description for this case is a portion of the East half of the West half of the Southwest quarter of Section 12, Township 29 North Range 3 West, along with six exceptions. There was a deed gap found and shown on two surveys attached to this document on pages 43 and 44. The Tribe then bought the property from the county pursuant to a real property tax judgment entered under the superior court of Clallam County under cause number 21-2-00489-05. The description is tied to the PLSS and closes within an acceptable amount.

The GIS acreage was calculated to be within 5% of the 0.37 acres and is deemed acceptable.

Based on the most recent available NAIP satellite imagery there do not appear to be any unauthorized encumbrances or encroachments. Although not shown on the map the subject property is surrounded by current trust land on the east, south, and western boundaries.

I find that the Tribe has fulfilled the requirements of 25 CFR § 151.8 governing requests for approval of acquisition because Tribal Resolution No. 23-2025 dated April 2, 2025, sets out the identity of the parties, a description of the land, and other information showing the acquisition comes within 25 CFR Part 151.

REGULATORY REQUIREMENTS, 25 CFR Part 151 (2024)

This decision of the BIA Northwest Regional Director is discretionary. This application was submitted after the Bureau of Indian Affairs issued the revised 25 CFR Part 151 regulations for fee-to-trust acquisitions, effective on January 11, 2024 ("2024 Regulations"). Therefore, this decision is issued pursuant to the revised 25 CFR Part 151 regulations.

§ 151.3 – Land Acquisition Policy

Section 151.3 of Title 25 of the *Code of Federal Regulations* sets forth the Department's land acquisition policy. I find that the acquisition is consistent with the policy because of the following:

1. The land is located contiguous to Tribal Trust Property.
2. The Tribe already owns the land, as evidenced by the Treasurer's Tax Deed and the title evidence. The Office of the Solicitor, Pacific Northwest Region, reviewed the title evidence and provided Preliminary Title Opinion BIA-00109112 dated June 30, 2025, and found the title to be vested in the United States of America; and
3. The acquisition further tribal interests by consolidating land ownership—contiguous to Tribal Trust Property and facilitating Tribal self-determination.

25 CFR § 151.3(b) (1)-(3).

§ 151.10 (a)(1) - Statutory Authority

Section 5 of the Indian Reorganization Act of 1934 (IRA) (Section 5) authorizes the Secretary to acquire land in trust for "Indians," which includes all persons of Indian descent who are members of "any recognized Indian tribe now under federal jurisdiction." In 2009, the United States Supreme Court (Supreme Court) in *Carcieri v. Salazar* construed the term "now" to refer to the year of the IRA's enactment, 1934; However, the Supreme Court did not interpret the phrase "under federal jurisdiction." In 2014, the Department's Solicitor provided guidance on the phrase "under federal jurisdiction" by issuing Solicitor Opinion M-37029 (Sol. Op. M-37029). Multiple federal court decisions hold that the Department's interpretation is memorialized in Sol. Op. M-37029 is reasonable.

The Tribe was under federal jurisdiction in 1934. The Tribe's predecessor was a party to the 1855 Treaty of Point No Point with the United States. The Tribe received benefits and annuities pursuant to that treaty, and the federal government continued to provide services and benefits to the Tribe up to, and after, 1934. During the implementation of the IRA, the federal government endeavored to organize the Tribe and acquire land for it. It was determined that the Tribe was eligible for the benefits of the IRA.

On February 10, 1981, the Tribe was officially recognized as a federally recognized Indian tribe, thereby confirming its continued existence and oversight by the federal government. 45 *Fed. Reg.* 81890 (Dec. 12, 1980). The federal acknowledgment of the Tribe through the process set forth in 25 C.F.R. Part 83 in 1981 further confirms that the Tribe was under federal jurisdiction in 1934 and has existed continuously and autonomously since at least 1855.

Finally, the Tribe's continuing relationship to the United States was also confirmed when the Tribe intervened in *United States v. Washington* and established its continuing right to exercise treaty fishing activities reserved to it under the 1855 Treaty of Point No Point.

For purposes of the “under federal jurisdiction” analysis, the United States understood that the Tribe was under the federal jurisdiction and supervision of the United States in 1934, and that the adult residents of the Reservation met the IRA’s definition of “Indian.” That understanding was re-affirmed when the Tribe was acknowledged by the United States in 1981 and was also confirmed when the Tribe intervened in *United States v. Washington*.

§ 151.10 (a)(3) - The purposes for which the land will be used

The Tribe’s proposed/current purposes of the acquisition are Tribal self-determination and consolidating land ownership—the Property is contiguous to Tribal Trust Property.

According to the Tribe’s fee-to-trust application, the Tribe does not have any plans to develop the property.

§ 151.10(a)(4) - BIA’s ability to discharge additional responsibilities

The programs at the Puget Sound Agency and Northwest Regional Office can handle the additional responsibilities that come with acquiring this land into trust. The principal programs affected will be Realty, the Division of Environmental, and the Land Titles and Records Office.

Based on the above facts, I find that the additional 0.37 acre will not unduly burden the BIA staff. Therefore, I also find that the BIA is equipped to discharge the additional responsibilities associated with bringing this land into trust status.

§ 151.10(b) – Great Weight

The Secretary shall give great weight to acquiring land that serves specific tribal interests. This acquisition furthers tribal interests by consolidating land ownership—property is contiguous to Tribal Trust Property and facilitating Tribal self-determination. I find that this interest weighs in favor of the acquisition of the Property in trust for the Tribe.

25 CFR § 151.10(b) (4) and (8).

§ 151.10(c) – Tribal Interests

I find that the acquisition will further Tribal interests by facilitating Tribal self-determination and consolidating land ownership. Any adverse impacts to local governments’ regulatory jurisdiction, real property taxes, and special assessments will be minimal; therefore, the application should be approved.

§ 151.10 (d) – Impacts on regulatory, real property taxes, and special assessments

A Notice of Application was sent to the Governor of Washington (“State”), Clallam County (“County”), and the City of Sequim (“City”) on May 9, 2025. The notices provided 30 days for a written response. The State and County received their Notice on May 13, 2025, and the City received its Notice on May 19, 2025.

The State, County and City did not respond to the Notice of Application; therefore, I cannot determine any impact on the local governments due to their failure to respond to the Notice.

There were no written comments to rebut the presumption of minimal adverse impacts to regulatory jurisdiction, real property taxes and special assessments. Therefore, I find that the Tribal community will benefit from the acquisition.

§ 151.14 – Title Review

A Request for Preliminary Title Opinion was submitted to the Office of the Solicitor, Pacific Northwest Region, and a Preliminary Title Opinion BIA-00109112 dated June 30, 2025, which stated that all taxes and other assessments must be paid through the date of closing and before final acceptance, and the final title policy is issued.

§ 151.15 – Review of Environmental Conditions

The Secretary shall comply with the requirements of the National Environmental Policy Act (NEPA), applicable Council on Environmental Quality regulations, and Department of Interior regulations and guidance (59 IAM 5 dated January 10, 2025) regarding Hazardous Substances Determinations. An Exception Checklist for BIA Categorical Exclusions dated May 28, 2025, indicates that an Environmental Assessment is not required because the tribe stated that no development, physical alteration, or change of land use after acquisition is planned or known. Therefore, approval of this acquisition falls under 516 DM 10.5 (I) and is categorically excluded. Should future development occur, compliance with NEPA will be required if federal funding or a federal decision is involved.

Historic/Endangered Species Compliance

Since the Tribe has no plans for further development of this property, I anticipate no impact to any historic or archaeological resources or to any threatened or endangered species that may exist on the property. Should future development occur, compliance with laws governing historic properties and endangered species, if applicable, will be required.

Phase I Environmental Site Assessment

Kristen Burgess, EP, LG, of ESA Associates, Inc. (ESA AI), completed a Phase I Environmental Site Assessment on December 20, 2024, for fee-to-trust application purposes. The consultant found no known or suspected Recognized Environmental Conditions (RECs), historical RECs, controlled RECs, Business Environmental Risks (BERs), or other evidence of environmental liability at this property.

Phase I ESA Validity

An ESA must be completed prior to taking title to the subject property. The ESA report cover date does not generally represent the completion date of individual components, which must be completed/updated within 180 days of taking title (earliest date from table below; 5/31/2025).

ESA Component Dates

<i>Component</i>	<i>#1: Owner Representative Interviews</i>	<i>#2: Environ. Liens Search</i>	<i>#3: Environmental Records Review</i>	<i>#4: Visual Site Inspection</i>	<i>#5: EP Declaration</i>
<i>Date Completed</i>	12/18/2024	12/17/2024	12/11/2024	12/2/2024	12/20/2024
<i>180-day Expiration</i>	6/16/2025	6/15/2025	6/9/2025	5/31/2025	6/18/2025
<i>Expired?</i>	No	No	No	No	No

59 IAM 5; Section 1.7 C iii:

In certain situations, BIA may decide not to seek AAI landowner liability protections and instead use the conclusions of a Phase I ESA that has not been updated pursuant to the AAI regulations to make the acquisition decision for up to 18 months when:

- The property is rural and/or residential in nature consisting of single family residences of one-to-four dwelling units, including accessory land, buildings, or improvements incidental to such dwellings which are exclusively for residential use and there are no commercial business operations that produce, store, or include uses related to petroleum products, hazardous substances, or any product that could produce environmental harm if released on the land, in groundwater, or in surrounding bodies of water.
- When the Phase I ESA does not identify RECs.
- The applicant proposes no change in land use or construction.

The undeveloped roadway property would appear to qualify for 59 IAM 5; Section 1.7 C iii. Based on this, no further evaluation or updating of the Phase I ESA report will be required if title to the property is completed before June 20, 2026.

Summary:

Brian J. Haug, BIA Northwest Regional Environmental Scientist reviewed/approved the Phase I ESA on May 15, 2025. Mr. Haug stated: “The Phase I ESA and supporting documents fulfill the requirements of DOI’s 602 DM 2¹, 52 IAM 12-H, 59 IAM 5², NEPA, ASTM E1527 Standard Practice, 25 CFR §151, 40 CFR § 312, and the property is suitable for acquisition.”

Decision

The proposed uses and purposes of the property are non-gaming, and not in conflict with existing land use. In view of the foregoing, all applicable legal requirements have been satisfied, and I hereby approve the Tribe’s fee to trust application for the Blyn Basin XI Property.

Appeal Rights

This decision may be appealed by any person or entity who is adversely affected by the decision of the Regional Director. A Notice of Appeal shall be in writing, signed by the appellant or by his attorney of record or other qualified representative as provided by 43 CFR 1.3, and filed with the Interior Board of Indian Appeals, Office of Hearings and Appeals, U.S. Department of the Interior, 801 North Quincy Street, Arlington, Virginia 22203, within 30 days after receipt by the appellant of the decision from which the appeal is taken.³ A copy of the Notice of Appeal shall simultaneously be filed with the Assistant Secretary—Indian Affairs. As required by § 4.333 of this part, the Notice of Appeal sent to the Board shall certify that a copy has been sent to the Assistant Secretary—Indian Affairs. A Notice of Appeal not timely filed shall be dismissed for lack of jurisdiction.

A Notice of Appeal shall include:

- (1) A full identification of the case;
- (2) A statement of the reasons for the appeal and of the relief sought; and
- (3) The names and addresses of all additional interested parties, Indian tribes, tribal corporations, or groups having rights or privileges which may be affected by a change in the decision, whether or not they participated as interested parties in the earlier proceedings.

In accordance with 25 CFR 2.20(c) a notice of appeal shall not be effective for 20 days from receipt by the Board, during which time the Assistant Secretary—Indian Affairs may decide to review the appeal. If the Assistant Secretary-Indian Affairs properly notifies the Board that he

¹ U.S. Department of the Interior, Departmental Manual, Part 602, Land Acquisition, Exchange, and Disposal, Chapter 2, Real Property Pre-Acquisition Environmental Site Assessments (11/12/2024).

² Indian Affairs Manual, Environmental & Cultural Resources Management, Part 59, Chapter 5, Pre-Acquisition Environmental Site Assessments; (1/10/2025).

³ The regulations governing appeals to the Board from decisions of BIA officials are contained in 43 CFR §§ 4.310, 4.332-4.333.

has decided to review the appeal, any documents concerning the case filed with the Board shall be transmitted to the Assistant Secretary-Indian Affairs.

When the appellant is an Indian or Indian tribe not represented by counsel, the official who issued the decision appealed shall, upon request of the appellant, render such assistance as is appropriate in the preparation of the appeal.

At any time during the pendency of an appeal, an appropriate bond may be required to protect the interest of any Indian, Indian tribe, or other parties involved. *See* 43 CFR § 4.332

Service of Notice of Appeal

On or before the date of filing of the notice of appeal the appellant shall serve a copy of the notice upon each known interested party, upon the official of the Bureau of Indian Affairs from whose decision the appeal is taken, and upon the Assistant Secretary—Indian Affairs. The notice of appeal filed with the Board shall certify that service was made as required by this section and shall show the names and addresses of all parties served.

The notice of appeal will be considered to have been served upon the date of personal service or mailing or electronic transmission in accordance with § 4.310(f). *See* 43 CFR § 4.333.

Sincerely,



Digitally signed by DAVID
TANO
Date: 2025.07.31
14:09:46 -07'00'

Kurt Fredenberg
Acting Northwest Regional Director

cc: Leo P. Gaten
Governmental Policy Advisor
Jamestown S'Klallam Tribe

Distribution List of Notice of Decision

STATE OF WASHINGTON
GOVERNOR'S OFFICE OF INDIAN AFFAIRS
1110 CAPITAL WAY SOUTH
SUITE 225
OLYMPIA, WA 98501
Certified Mail ID: 7020 0640 0002 1037 2909

CLALLAM COUNTY COMMISSIONERS
CLALLAM COUNTY
223 EAST FOURTH STREET, SUITE 4
PORT ANGELES, WA 98362
Certified Mail ID: 7020 0640 0002 1037 2916

CITY OF SEQUIM
152 W. CEDAR STREET
SEQUIM, WA 98382
Certified Mail ID: 7020 0640 0002 1037 2923

JAMESTOWN S'KLALLAM TRIBE
1033 OLD BLYN HIGHWAY
SEQUIM, WA 98382-7670
Certified Mail ID: 7020 0640 0002 1037 2930

Case Number: 63356

Applicant Name: JAMESTOWN
S'KLALLAM TRIBE

LEGAL DESCRIPTION EXHIBIT A

Tract ID:

Tract Name: BLYN BASIN XI

Land Area	Land Area Name	Tract Number	LTRO	Region	Agency	Resources
129	JAMESTOWN KLALLAM (CLALLAM)		PORTLAND, OR	NORTHWEST REGIONAL OFFICE	OLYMPIC PENINSULA AGENCY	All Minerals (Except O&G)

Section	Township	Range	State	County	Meridian	Legal Description	Acres
12	029.00N	003.00W	WASHINGTON	CLALLAM	Willamette		.370

METES AND BOUNDS: THAT PORTION OF THE EAST HALF OF THE WEST HALF OF THE SOUTHWEST QUARTER OF SECTION 12, TOWNSHIP 29 NORTH, RANGE 3 WEST, W.M., CLALLAM COUNTY, WASHINGTON; EXCEPT THE NORTH 510 FEET AND THE SOUTH 664.88 FEET THEREOF; ALSO EXCEPT THAT PART OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER IN SECTION 12, TOWNSHIP 29 NORTH, RANGE 3 WEST, W.M., DESCRIBED AS FOLLOWS: BEGINNING AT THE INTERSECTION OF THE WEST LINE OF CORREIA ROAD #5675 WITH EAST-WEST CENTERLINE OF SAID SECTION; THENCE SOUTH 00° 00' 24" WEST 1421.85 FEET TO THE TRUE POINT OF BEGINNING; THENCE SOUTH 89° 14' 51" EAST 400 FEET, MORE OR LESS TO THE EAST LINE OF SAID SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER; THENCE SOUTHERLY ON SAID EAST LINE TO A POINT 664.68 FEET NORTH 1° 11' EAST OF THE SOUTH LINE OF SAID SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER; THENCE WEST PARALLEL WITH THE SAID SOUTH LINE 400 FEET; THENCE NORTHERLY ALONG THE WEST RIGHT OF WAY LINE OF SAID CORREIA ROAD EXTENDED SOUTHERLY TO THE TRUE POINT OF BEGINNING. ALSO EXCEPT ALLMAN SHORT PLAT RECORDED SEPTEMBER 25, 1992 IN VOLUME 24 OF SHORT PLATS, PAGE 29, UNDER AUDITOR'S FILE NO. 675187, BEING A PORTION OF THE SOUTHWEST QUARTER OF SECTION 12, TOWNSHIP 29 NORTH, RANGE 3 WEST, W.M., CLALLAM COUNTY, WASHINGTON. ALSO EXCEPT AMENDED BAMFORD SHORT PLAT ACCORDING TO SHORT PLAT THEREOF RECORDED IN VOLUME 11 OF SHORT PLATS, PAGE 88, UNDER CLALLAM COUNTY AUDITOR'S FILE NO. 534993, BEING A PORTION OF PARCEL 3 AS DELINEATED ON SURVEY RECORDED IN VOLUME 7 OF SURVEYS, PAGE 100, UNDER CLALLAM COUNTY AUDITOR'S FILE NO. 531322, BEING A RE-SURVEY OF VOLUME 5 OF SURVEYS, PAGE 107, UNDER CLALLAM COUNTY AUDITOR'S FILE NO. 511193, BEING A PORTION OF THE SOUTHWEST QUARTER OF SECTION 12, TOWNSHIP 29 NORTH, RANGE 3 WEST, W.M., CLALLAM COUNTY, WASHINGTON. ALSO EXCEPT THAT PORTION OF THE SOUTHWEST QUARTER OF SECTION 12, TOWNSHIP 29 NORTH, RANGE 3 WEST, W.M., CLALLAM COUNTY, WASHINGTON, DESCRIBED AS PARCEL 2 AS DELINEATED ON SURVEY RECORDED SEPTEMBER 2, 1980 IN VOLUME 7 OF SURVEYS, PAGE 100, UNDER AUDITOR'S FILE NO. 531322. AND ALSO EXCEPT THAT PORTION OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 12, TOWNSHIP 29 NORTH, RANGE 3 WEST, W.M., DESCRIBED AS FOLLOWS: BEGINNING AT THE WEST QUARTER CORNER OF SAID SECTION 12; THENCE ALONG THE EAST-WEST CENTER LINE OF SAID SECTION 12, SOUTH 89°54'47" EAST 924 FEET TO POINT "A" AT THE WEST RIGHT OF WAY OF COUNTY ROAD NO. 5675 (CORREIA ROAD); THENCE SOUTH 0°00'24" WEST 509.00 FEET TO THE TRUE POINT OF BEGINNING; THENCE SOUTH 89°54'47" EAST 431.39 FEET TO A POINT ON THE EAST LINE OF SAID NORTHWEST QUARTER, SOUTHWEST QUARTER BEING SOUTH 1°13'30" WEST 510 FEET FROM THE NORTHEAST CORNER OF SAID SUBDIVISION; THENCE SOUTH 1°13'30" WEST 416.39 FEET; THENCE SOUTH 89°14'51" EAST 100 FEET; THENCE SOUTH 1°13'30" WEST 78.76 FEET; THENCE NORTH 89°14'51" WEST 520.90 FEET; THENCE NORTH 0°00'24" EAST 490.16 FEET TO THE TRUE POINT OF BEGINNING. SITUATE IN CLALLAM COUNTY, STATE OF WASHINGTON.

WDAEA01



Office Codes: P,P,06,129 AD Number: 4200492110 Case: 63356

West Waste & Recycling, Inc.

272 Lapush Rd.
Forks, WA 98331
Phone: (360) 374-5020

RECEIVED
CLALLAM CO. COMMISSIONERS
AUG 13 2025
1...2...3...A...

August 6, 2025

Mr. Jeff Killip
Executive Director/Secretary
Attn: Records Section
Washington Utilities and Transportation Commission
621 Woodland Square Loop SE
Lacey, WA 98503

Mr. Killip,

Re: West Waste & Recycling, Inc. G-251– Tariff Revision - General Rate Filing

Attached please find Revised Tariff No. 3, as well as supporting documentation for a general rate filing and price adjustment.

With this filing, West Waste & Recycling, Inc. (the Company) respectfully requests the Commission approve a general rate increase to recover higher general operating costs including labor, fuel, commercial insurance and employee benefits, as well as investments made in operating assets. The Company requests this rate increase to become effective October 1, 2025.

The Company's last rate increase became effective April 1, 2019.

If approved by the Commission, this filing will result in an overall increase of approximately \$644,000 or 41.02%. This increase impacts approximately 638 residential, 1,640 commercial, and 110 drop box customers.

Please refer to the "Notes" tab within the ".West Waste GRC Workbook-8.6.25 (C).xlsx" file for additional information about the Company and this filing, including disclosure of affiliated interest transactions.

To protect certain proprietary non-regulated information, the Company is submitting this filing as confidential pursuant to WAC 480-07-160.

The Company will mail a rate increase notification letter to all customers affected by these proposed changes no later than August 15, 2025.

A copy of this letter was sent to the representing parties and Councils of Clallam and Jefferson County.

If you should have any questions, please contact me at 360-903-6333 or Heather.Garland@PacFinancial.Net

Thank you,

Heather Garland, CPA

Owner, Pacific Financial Consulting Services, LLC



272 LA PUSH ROAD • FORKS, WA 98331
(360) 374-5020 • FAX 360-374-9831

August 7, 2025

To Whom it May Concern:

The enclosed letter and filing were submitted to the Washington Utilities and Transportation Commission (WUTC), on August 6, 2025. If you have any questions or concerns, please let us know.

Thank you,

A handwritten signature in dark ink, appearing to read 'Brent Gagnon', is written over a horizontal line.

Brent Gagnon