

87893

LOT SELECTION AFFIDAVIT

STATE OF WASHINGTON }
 County of Skamania) ss.



Eugene M. Rhode

dba/ GARDENS TAVERN

being duly sworn on oath deposes and states:

That GARDENS TAVERN, a business relocating to the relocated town area of North Bonneville, Washington, pursuant to Article 5 of the contract of August 19th 1975 between the City of North Bonneville and the United States of America. Eugene M. Rhode makes this Affidavit in support of a claim to select one lot pursuant thereto.

We have, according to lot selection procedures established by the City and the United States, selected that certain lot designated as Lot 9-32 of the Preliminary Plat of North Bonneville on the preliminary plat of North Bonneville, a copy of which has been examined by us.

We acknowledge that at a date of this affidavit such preliminary plat may not have been finally approved, and we authorize the City of North Bonneville to treat this selection as a continuing act by affiant so that it will constitute an effective selection of said lot at the time of final approval.

We request and authorize the City and the United States to execute such instruments on his behalf as are appropriate or necessary to secure final approval of said plats; provided that affiant shall incur no liability thereby except the obligation to pay for said lot as provided in said contract of August 19th 1975.

DATED this 8 day of December 1977.

SUBSCRIBED AND SWEORN to before me this 8 day of

December 1977.

Eugene M. Rhode

NOTARY PUBLIC in and for the State
of Washington, residing at

1 5. My business has, during each of the past five years,
2 done approximately the following dollar volume of business at
3 its North Bonneville site:

4 1972 - *printed year information*

5 1973 -

6 1974 -

7 1975 -

8 1976 -

9 6. I intend to relocate my business to the relocation
10 area of North Bonneville.

11 7. I will, within six months after receiving a deed to a
12 commercial lot in the relocation area of North Bonneville,
13 commence work upon improvements for the conduct of my said
14 business therein, and will substantially complete such improve-
15 ments within twelve months next following. Such improvements
16 shall consist of the following:

17

18

19

20

21

22

23

A tavern building of approximately 3300 sq.ft.

24

25

26 8. In the event that such improvements are not commenced
27 and completed, as set forth in the preceding paragraph, and
28 said business is not relocated thereto, I agree that upon tender
29 to me by the Town of North Bonneville of the sum paid by me
30 for said lot, without interest, I will forthwith execute and

AFFIDAVIT OF PURCHASER

ROYAL, McGOFFIN, TURNER & MASON
1116 SOUTH YAKIMA AVENUE

BOOK 75 PAGE 999

1 deliver a deed to said lot to said Town.

2 9. This affidavit is made for the purpose of inducing
3 the United States of America and the Town of North Bonneville
4 to determine that my said business is eligible for a commercial
5 lot under Article 5, Section 2.05 of the relocation contract
6 of August 19th 1975, between the United States of America and
7 the Town of North Bonneyville. Said provision is known to me
8 to read as follows:

9 "2.05 Commercial. A business owner who operates
10 and maintains commercial property qualifying as
11 a bonafide business as determined by the Govern-
12 ment under Public Law 91-645, and who actually
13 relocates the business to the town, shall be
14 entitled to purchase one replacement commercial
15 lot."

16 I intend that the United States of America and the Town of
17 North Bonneyville, in making such determination, shall rely on
18 the truth of the statements in this affidavit. I understand
19 that the willful making of a false statement in this affidavit
20 may subject me to criminal prosecution under State and Federal
21 statutes pertaining to perjury.

22 DATED this 8 day of December, 1977.

23 *E. M. Rhoel*

24 SUBSCRIBED AND SWEORN TO before me this 8 day
25 of December, 1977.

26 *J. J. Stevens*
NOTARY PUBLIC and for the State
27 of Washington, residing at
Shady Hill Inn

28 30 AFFIDAVIT OF PURCHASER

HOVAL, McGOFFIN, TURNER & MASON

818 SOUTH YAKIMA AVENUE

TACOMA, WASH. 98405

(206) 773-0303