

OCT 16 2015

JOAN P. WHITE
SAN JUAN COUNTY, WASHINGTON

SUPERIOR COURT OF WASHINGTON, COUNTY OF SAN JUAN

CLARE LINN WELKER and ABIGAIL
METZGER WELKER, Trustees of the Big
Sky Trust UDT 11-14-2002,
Plaintiffs,

v.

MOUNT DALLAS ASSOCIATION, a
Washington non-profit corporation; PETER
and KIMBERLY ALBERT; TIMOTHY
and SUSAN ALLEN; DAVID and
NANCY AUTH; ANITA BAILOR;
PATRICK and JOANN BALENGER;
MICAJAH BIENVENU and AMY
ANDERSON; CONSTANCE
BLACKMER; HENRY J. BORYS and
KESHA EWERS; JOHN and SHARON
BOYD; PATRICIA T. CASEY; KYLE
CHAPMAN and LADD JOHNSON;
WENDY CRAWFORD; PETER DAVIS
and SUSAN CRAMPTON DAVIS;
CYNTHIA and MARK DEARFIELD;
DAVID DUGGINGS and MEGAN
DETHIER; ROBERT T. EICHLER;
ROBERT J. ERSKINE, JR. and PEGGY
ERSKINE; JAMES L. and WENDY
FRANCIS; JAMES FRITZ; GREG and
JANE GERHARDSTEIN; GARY GERO;
JAMES GIMLETT and MAGGIE
GALLIVAN; CRAIG and JEAN
GRAHAM; JAMES and MARY GUARD;

NO. 15-2-05069-0

**DECLARATION OF GLENN
KAUFMAN IN RESPONSE TO
PLAINTIFFS' MOTION FOR
SUMMARY DECLARATORY
JUDGEMENT**

DECLARATION OF GLENN KAUFMAN IN RESPONSE TO

PLAINTIFFS' MOTION FOR SUMMARY DECLARATORY JUDGMENT - 1

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2 NASH R. GUBELMAN and LINDA
3 SOFTING-GUBELMAN; STERLING
4 TRUST COMPANY FBO; THOMAS and
5 COLLEEN HAVERMAN; RONALD and
6 ASHLEY HURST HENNEMAN;
7 HENNEMAN IRREVOCABLE TRUST;
8 LISA LYNN HILL; PAUL A. and
9 JENNIFERHOHENLOHE; GLENN and
10 DIANE KAUFMAN; FRED KEELER;
11 JANE B. KROESCHE; GORDON
12 LAGERQUIST; MAURICE and MOLLY
13 LIEBMAN; MADRONA RIDGE, LLC;
14 FLORENCE MCALARY; ROBERT and
15 SARA MCCLELLAN; J. ROYCE
16 MEYEROTT and LEE M. BRYAN;
17 JEROME S. and ANN MOSS; MOSS
18 TRUST; DIANNA PADILLA; MARK
19 PRZYBYLSKI and MAUREEN KAY
20 KOSHI; ROGER and JILL RATH;
21 PATRICIA ROBERTS; BENJAMIN
22 TROUTMAN and KARLA SABIN;
23 THOMAS SCHILLING; FLORENT
24 SCHOEBEL and JESSICA FARRER;
25 ERIK and ELAINE SCHUMY; WILLIAM
26 and LAURA SEVERSON; MARK
27 SHEPPARD; FRED and ELEANOR
28 SILVERSTEIN; SAN JUAN
PRESERVATION TRUST; DONALD E.
STRAUTON and MARIA SIKORSKI;
GREGORY A. and JANE SWANSON;
RIKKI SWIN; ROBERT TAUSCHER and
SANDRA HAWLEY; JOHN TAYLOR;
BRUCE D. TWOOMEY; CARTER and
JENNIFER WHALEN; L. CURTIS
WIDDOES; SILVERSTEIN-GERSTON
MOUNT DALLAS LLC; SP
INVESTMENTS II LLC;
Defendants.

DECLARATION OF GLENN KAUFMAN IN RESPONSE TO

PLAINTIFFS' MOTION FOR SUMMARY DECLARATORY JUDGMENT - 2

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2 I, Glenn Kaufman, declare as follows:
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4 1. I am over the age of 18 and I am competent to be a witness in this lawsuit. I make
5 the following statements based upon my personal knowledge. I am one of the Defendants in this
6 lawsuit. My wife, Diane Kaufman and I, own a parcel of land on San Juan Island, both of which
7 we access via Mount Dallas Road (the "Road"). I have lived on Mount Dallas for 17 years.
8 During that period I have served as a board member and office holder of the Mount Dallas
9 Association at various times.

10 2. I currently am in charge of leasing the Association's banks of mailboxes to
11 residents desiring them, and also its participation in the National Fire Protection Association's
12 Firewise Communities/USA (FCUSA) program, a voluntary initiative to protect local residents,
13 their property and natural resources from wildfires. These goals are accomplished through
14 education, dissemination of information, occasional outright grants or loans of equipment and
15 free visits by experts to assess a homeowner's degree of susceptibility to wildfire damage and
16 what steps he/she can take to minimize or eliminate it. As a community we have often formed
17 voluntary work parties to clear brush and other vegetation from the margins of Mount Dallas
18 Road in order that it may serve an additional function as a firebreak. We have prepared a map of
19 all known local ponds to aid residents in locating their nearest sanctuary of last resort in the
20 event a wildfire is upon them. We have had community lectures by two fire chiefs of San Juan
21 County District 3 Fire Department, one of who pointedly spoke about the pros and cons of
22 evacuation versus sheltering in place. The director of San Juan County Office of Emergency
23 Management spoke to the Association twice over the years and encouraged residents to prepare
24 themselves with necessities of survival if their normal amenities are destroyed. In short, it has
25 brought together emergency responders and Mount Dallas homeowners to make this community
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DECLARATION OF GLENN KAUFMAN IN RESPONSE TO

1 safer from wildfires.

2 3. In order to remain a participating chapter of NFPA's Firewise program, Mount
3 Dallas, each year, has undertaken some form of firewise activity, has invested a minimum of
4 \$2.00 per capita annually (in fact over ten years, \$94,811.00, roughly \$158.00 per capita) and
5 submitted an annual report to FCUSA that documents continuing compliance with the program.
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7 4. Since 2004, when Mount Dallas became a member of FCUSA, it has earned the
8 distinction of being one of the few 10-year members in the country.
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13 DATED THIS 16TH day of OCTOBER, 2015

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17 Glenn Kaufman

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DECLARATION OF GLENN KAUFMAN IN RESPONSE TO

PLAINTIFFS' MOTION FOR SUMMARY DECLARATORY JUDGMENT - 4