

**UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT**

<b>CONFEDERATED TRIBES OF THE</b>	)	
<b>CHEHALIS RESERVATION, et al.,</b>	)	
	)	
<b>Plaintiffs/Appellants,</b>	)	<b>Case No. 10-35642</b>
	)	
<b>v.</b>	)	<b>MOTION FOR</b>
	)	<b>CLARIFICATION</b>
<b>THURSTON COUNTY BOARD OF</b>	)	
<b>EQUALIZATION, et al.</b>	)	
	)	
<b>Defendants/Appellees.</b>	)	
_____	)	

Pursuant to Circuit Rule 27-10, the Defendants-Appellees seek this motion for clarification on the discrete issue of the taxability of the separate parcel of personal property that is not permanently attached to the land. This personal property includes the furniture and other removable personal property at the Great Wolf Lodge. The Great Wolf Lodge is assessed as personal property because it is an improvement on leased land which was previously owned by the United States in trust for the Confederated Tribes of the Chehalis Reservation (“Tribe”) and is now part of the Tribe’s reservation. *See* RCW 84.08.080. As such, the Great Wolf Lodge was assigned a personal property parcel number and assessed taxes accordingly See Exhibit A (parcel number 99740331400).

Additionally, the Assessor assigned a separate parcel number for the furniture and other removable personal property at the Great Wolf Lodge. See Exhibit A (parcel number 99002085874). It is not clear if the Court's opinion is meant to encompass the Great Wolf Lodge *and* the personal property included in this separate parcel number. For this reason, Defendants-Appellees request the Court to clarify its opinion.

RESPECTFULLY SUBMITTED this 13<sup>th</sup> day of August, 2013.

JON TUNHEIM  
PROSECUTING ATTORNEY

/s/

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SCOTT C. CUSHING, WSBA #38030  
Deputy Prosecuting Attorney  
Civil Division - Building No. 5  
2000 Lakeridge Drive SW  
Olympia, WA 98502  
(360)786-5574  
cushins@co.thurston.wa.us

ATTORNEYS FOR THURSTON COUNTY,  
THURSTON COUNTY ASSESSOR, and  
THURSTON COUNTY TREASURER

CERTIFICATE OF SERVICE

I hereby certify that I electronically filed the foregoing with the Clerk of the Court for the United States Court of Appeals for the Ninth Circuit by using the appellate CM/ECF system on (date) .

I certify that all participants in the case are registered CM/ECF users and that service will be accomplished by the appellate CM/ECF system.

Dated: August 13, 2013.

/s/

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Linda L. Olsen