

COPY

FAX TRANSMISSION

WITHERSPOON, KELLEY, DAVENTPORT & TOOLE, P.S.

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To: James McDevitt
Preston, Gates et al.

Date: July 26, 1999

Fax #: 456-0146

Pages: 2, including this cover sheet.

From: Duane Swinton

Subject: *River Park Square*

COMMENTS:

CLIENT NO. 14317 33

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JULY 26, 1999

WITHERSPOON KELLEY DAVENPORT & TOOLE
1100 U.S. BANK BLDG.
422 WEST RIVERSIDE
SPOKANE, WASHINGTON 99201
ATTN: DUANE SWINTON

DUANE:

AS YOU REQUESTED, I AM SUBMITTING A WRITTEN RESPONSE TO THE INQUIRY REGARDING INSURANCE OF A PERMIT. IT IS FIRST AMERICAN TITLE COMPANY'S PRACTICE, IN WASHINGTON, TO DECLINE INSURING "PERMITS". IT IS THE COMPANY'S VIEWPOINT, THAT A PERMIT IS A LICENSE AND DOES NOT GRANT A REAL PROPERTY INTEREST. BECAUSE WASHINGTON STATE DOES NOT INSURE PERSONAL PROPERTY INTERESTS, WE ARE UNABLE TO ACCOMMODATE YOUR REQUEST FOR INSURANCE OF THE DOCUMENT ENTITLED "PERMIT AND AGREEMENT FOR STREET USE".

IF I CAN BE OF ANY FURTHER ASSISTANCE, DUANE, PLEASE FEEL FREE TO CALL.

SINCERELY

CATHY BLOCK
COMMERCIAL TITLE OFFICER



PRESTON GATES & ELLIS LLP
ATTORNEYS

MEMORANDUM

To: Bruce Colwell
US Bank

From: Michael C. Ormsby
Preston Gates and Ellis, LLP

Date: July 27, 1999

Subject: Real Estate Closing-Spokane Downtown Foundation Acquisition of Parking
Facility

David Thompson asked that we forward to you a copy of the Preliminary Title Policy in the above referenced transaction, which is enclosed with this memorandum. Jim McDevitt of our office is working with Duane Swinton at Witherspoon, Kelley, Davenport and Toole, P.S., attorneys for the Developer on this transaction. We will continue to send you copies of the closing documents as they are developed. (If there are others at US Bank that you would like us to send documents to as well, please let Jim or me know).

We are still hoping to close the acquisition of the Parking Facility on or around August 20. Thank you for your assistance to date and we look forward to working with you to complete this portion of the transaction.

cc:David O. Thompson
James A. McDevitt

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