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January 26, 1998

James C. Sloane
City Attorney
Fifth Floor - City Hall
W. 808 Spokane Falls Blvd.
Spokane, WA 99201Re: *River Park Square*

Dear Mr. Sloane:

As you know, considerable information has been submitted to the City concerning the proposed downtown redevelopment project at River Park Square. Some of this information has been submitted to the City in confidence -- including material contained in the confidential portion of the Coopers & Lybrand report and in the confidential portion of the underwriting study undertaken by three professors at Gonzaga University.

As you also know, newly-elected Mayor Talbott is a named plaintiff in two lawsuits concerning the project -- one of which is currently on appeal at Court of Appeals Division III and other of which is before the Supreme Court under a Motion for Reconsideration by Talbott's counsel. In the latter lawsuit, plaintiffs, including Mr. Talbott, sought access to confidential material contained in the Coopers & Lybrand report, including portions relating to the Nordstrom lease, and both the Superior Court and the Supreme Court have ruled that RCW 42.17.310(1)(P) exempts this confidential portion of the report from public disclosure.

As a result, in order to alleviate any ethical issues relating to access to these materials by the new mayor, in order to fulfill the requirement of the Superior Court and the Supreme Court rulings, and in order to ensure that confidential and proprietary information submitted by the developers under a stipulation of confidentiality is not publicly disclosed, developers are specifically requesting that the City not make available to Mr. Talbott any of the material that has been submitted by the developers to the City in confidence.

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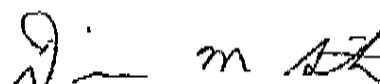
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We are hopeful that both the City and Mr. Talbott appreciate the developer's concern in this matter.

Very truly yours,

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

By



DUANE M. SWINTON

DMS:kje

cc: Elizabeth A. Cowles
Robert W. Robideaux
GADOC\DMS\LETTERS\SLOANE.LTR

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