

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

The Honorable Donald Haley

Hearing Date: September 14, 2000

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
FOR KING COUNTY

KING COUNTY, a political subdivision of the
State of Washington,

No. 00-2-14946-8 SEA

Plaintiff,

PRELIMINARY INJUNCTION

v.

JOHN RASMUSSEN, and NANCY
RASMUSSEN, husband and wife, and their
marital community
Defendants.

THIS MATTER having come on before the above-entitled Court on the motion of
Plaintiff, King County, for a Preliminary Injunction, the Court having considered the following:

- 1. Motion and Brief in Support of Motion for Preliminary Injunction;
- 2. Declaration of Shelley Marelli;
- 3. Declaration of Neil Degoojer and attached Exhibits;
- 4. Declaration of Scott D. Johnson and attached Exhibits;
- 5. Declaration of Jennifer Knauer;
- 6. Oral argument;

COPY

- 1 7. Defendants' Brief Opposing Preliminary Injunction, and Request for Bilateral No
- 2 Contact Order, Change of Venue;
- 3 8. Declaration of Nancy A. Rasmussen;
- 4 9. Declaration of John O. Rasmussen;
- 5 10. King County's Opposition to Defendants' Motions for Change of Venue and
- 6 Preliminary Injunction;
- 7 11. The records and files therein;
- 8

9 The Court hereby finds as follows:

10 1. King County is likely to prevail on the merits in its action against Defendants and

11 establish that it has a clear legal right to access and enjoy the subject property and ELS corridor

12 free from interference or obstruction by Defendants;

14 2. King County has a well-grounded fear of immediate invasion of those rights;

16 3. Unless enjoined, Defendants' conduct will continue to result in actual and

17 substantial harm to King County by preventing the County from using and maintaining the

18 subject property and nearby corridor.

19

20 THEREFORE, IT IS ORDERED that Defendants must immediately cease and desist from

21 any activity that interferes or obstructs King County's access and use of the railway corridor,

22 including the section bisecting Defendants' property. By this order, Defendants must refrain from

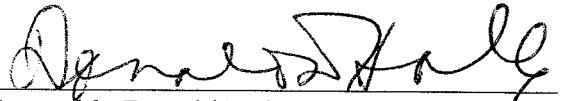
23 any interference or obstruction, by any and all means, including but not limited to threats to King

24 County personnel, contractors or agents, use of physical force, use or possession of a firearm,

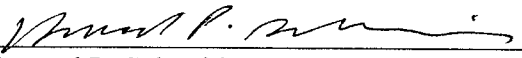
25 erection of physical barriers, conditioning entry on proof of ownership, or by any other means.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

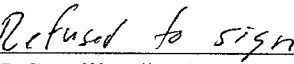
DATED this 15th day of September, 2000.


Honorable Donald Haley

Presented by:


Howard P. Schneiderman, #19252
Senior Deputy Prosecuting Attorney
Attorney for King County

Approved for Entry, Notice of
Presentation Waived:


J.J. Sandlin, #7392
Sandlin Law Firm
Counsel for the Defendants