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**STATE OF WASHINGTON
COUNTY OF KING**

In re:

CITY OF MERCER ISLAND,
Petitioner

vs.

SHANE MILLER,
Appellant

Case No. _____

AFFADAVIT OF
GEORGE LEWIS

My name is George Lewis. I am over the age of eighteen. I make the following declaration based on personal knowledge of the events and people I refer to herein.

I am the original owner, land developer and builder of the property at 7709 West Mercer Way, which is currently owned by Mr. Shane Miller.

I have inspected the shoreline areas at Mr. Miller's property at 7709 West Mercer Way as recently as today, and I can confirm the shoreline areas are currently exactly the same as they were when I had first developed the property during the year 1985.

Specifically, there is currently a bulkhead, concrete walkway above, and walls landward and uphill of the concrete walkway. These are all the same currently as when I first developed the property during 1985. That is, Mr. Miller has made no changes or alterations to the subject area walkway, walls, grading or topography.

1 It is my understanding from speaking with Mr. Miller, the City is currently alleging new
2 construction and/or alteration of existing construction related to the retaining walls within
3 approximately 20 feet of his shoreline area.

4 However, this is incorrect. Mr. Miller has done no such thing. I can attest that Mr. Miller has
5 not done any such work and has not done any new construction or alteration in the 20 foot
6 setback area of his shoreline. That is, there has always been walls landward of the sidewalk and
7 uphill, and those walls are the same currently as during 1985 and every other year since 1985.

8 I know this to be true because I currently live at 7701 West Mercer Way and I have lived
9 at 7701 West Mercer Way continuously for the past 40+ years and have visited the property
10 multiple times annually for the past 40+ years.

11 I can be reached at (206) 755-4100 should you have questions or to discuss.
12

13 I declare under penalty of perjury under the laws of the state of Washington that the foregoing is
14 true and correct.

15 Signed at George Lewis, [City] MERCER ISL. [State] WA on
16 JULY 26, 2020 [Date].

17
18 George Lewis
19 (printed name) Signature GEORGE LEWIS