

Background: Timeline - Flagg Mountain Hut Controversy

As of June 26, 2013

June 27, 2013 – The Court will decide on the ‘motion to reconsider’ the May 28th ruling that allowed the suit to enforce the covenants to continue.

June 6, 2013 – Defendants-hut owners file ‘motion to reconsider’ the May 28th ruling, asking that Steve and Kristin Devin should be dismissed as plaintiffs because of a technicality of their ownership—specifically because their business entity was not included as a plaintiff party in the suit. Regardless of how the Judge’s rule on the motion to reconsider, the suit will proceed with John and Rayma Hayes as plaintiffs.

May 28, 2013 - Superior Court Judge Chris Culp heard argument on the defendants’ motion to dismiss and ruled that four of the six plaintiffs have ‘standing’ in the case, meaning the case will proceed.

May 10, 2013 – Defendants-hut owners file ‘motion to dismiss’ case on the grounds that only current, adjacent landowners can enforce covenants, not prior property owners.

April 26, 2013 – Lawsuit filed against current property owners in Superior Court of Washington seeking a restraining order, preliminary and permanent injunctions and damages for violation of the protective covenants placed on the property by former property owners, the plaintiffs.

April 2013 – Construction resumes on cabin, with sheathing over future windows removed.

February 17, 2013 – Community meeting in Mazama, Washington draws over a hundred people and focuses the concern and voice against the controversial cabin. A petition drive asking the owners to move the hut out of the valley’s view is launched.

February 13, 2013 – Mazama Advisory Committee sends letter to current property owners and to Okanagon County Commissioners outlining the community’s history of planning and development ideals in the upper Methow Valley.

January 2013 – Move the Hut group formed by several Mazama, Washington residents.

*January 9, 2013 – Property owner Jim Dow sends letter of response to prior landowners.

*December 31, 2012 – Eight prior landowners send letter to Jim Dow, Tom and Jeannie Kundig and Ben Rand, expressing concern and claiming that the structure violates the protective covenants for visual consideration.

Fall 2012 – construction on cabin begins.

August 28, 2012 – landowners receive permit for private 1300-square foot cabin. Use is limited to 60 days per year.

September 2011 – property sold to Jim Dow, Tom and Jeannie Kundig and Ben Rand by one of the prior landowners.

*September 9, 1987 - Declaration of Restrictions and Protective Covenants filed on the property and contiguous two properties by nine landowners. The covenants are deeded with the title and 'run with the land.'

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*Documents are available on <http://movethehut.org/documents.html>

For more information, images, interviews and other supporting documents, please contact:

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