HISTORIC LANDMARK COMMISSION MINUTES

June 26, 2013

City Hall Council Chambers
313 Court Street
The Dalles, OR 97058
Conducted in a handicap accessible room.
4:00 p.m.

CALL TO ORDER
Chair Gleason called the meeting to order at 4:00 p.m.

ROLL CALL
The following Commissioners were present:	Eric Gleason Bob McNary Dixie Parker Pat Smith Dennis Davis
Others present:	Carolyn Wood, Councilor At Large
Staff present:	Gene Parker, City Attorney Dawn Marie Hert, Senior Planner Carole Trautman, Administrative Secretary

APPROVAL OF AGENDA
It was moved by Parker and seconded by Smith to approve the agenda. The motion carried unanimously.

APPROVAL OF MINUTES
It was moved by Smith and seconded by Davis to approve the May 22, 2013 minutes as submitted. The motion carried unanimously.

PUBLIC COMMENTS
Trish Neal, PO Box 1571, The Dalles, Oregon, reported that Joy Sears from the State Historic Preservation Office (SHPO) was coming to The Dalles on July 18 to meet with at least two historic building owners regarding renovation. Ms. Neal also reported that she was continuing to work on the Oregon Heritage Foundation Grant.

PUBLIC HEARING
Historic Landmarks Commission Application #140-13;Eric Gleason; Request for approval to nominate the Lewis and Clark Monument as a local historic landmark. The property is located at Thompson Park, 602 W. Second Street, and is further described as IN 13E 4AA t.1. 500. The Property is zoned "P/OS" – Parks and Open Space.

Chair Gleason presented the public hearing rules and asked the Commissioners if they had any ex-parte contact, bias, or conflict of interest that would prohibit them from making an impartial decision on the application. Chair Gleason left the dais at 4:06 p.m., and Vice Chair McNary presided over this portion of the meeting.

Vice Chair McNary opened the public hearing at 4:07 p.m. and advised the Commission and audience to listen to the staff report criteria, because procedure called for testimony and comments to be heard only as they pertained to the criteria.

Senior Planner Hert stated that her resources for the staff report included consultation with SHPO Coordinator Kuri Gill, local citizens well versed in the area's history, and historic documentation located in the Planning Department's library. Hert reviewed the staff report and stated that three options were provided at the end of the report for the Commission's consideration. No staff recommendation was given.

Davis asked if there were blueprints showing materials used. Senior Planner Hert advised that she did not have a blueprint, but other information regarding the materials used for the monument would be provided by the property owner during the meeting. Hert also stated that the actual materials used differed from what was originally intended. Davis said the lower 14 feet appeared to be basalt rather than sandstone, and the upper portion appeared to be sandstone. Davis said he was uncertain on the materials used. Hert stated that Terray Harmon had a model of what the structure was intended to look like completed, but she had not seen it.

Testimony
Proponent
Eric Gleason, 704 Case Street, The Dalles, Oregon, stated that copies of the original monument blueprints and Terry Harmon's model were now located at the Discovery Center. Regarding the construction, Gleason said he interviewed the son of the monument contractor who stated that the sandstone was not durable enough to withstand the weather. Basalt quarried from Boyd Creek was used. The sandstone for the upper section was quarried near Sorosis Park, Gleason reported.

Regarding the historic significance, Gleason reported that the project was originally proposed by the Lions Club and initially backed by the City Council and Chamber of Commerce. Dr. Thompson donated the property for the monument, Gleason said, and the reason Northern Wasco County Parks and Recreation District (Parks & Rec) now owned the property was because it was donated in order to have a place to build the monument. Gleason said he was unable to determine why the monument was never completed and why no one "picked up" the project later on. Portland architect Brookman was considered one of the fathers of modern architecture. Brookman designed residences for very significant structures that were either on the National Register of Historic Preservation or were eligible to be placed on the Register. Gleason explained that the reason the monument was not designated in 1976 was because it was not 50 years old at the time. The monument is now 73 years old.

Opponents

Scott Green, 414 Washington Street, The Dalles, Oregon stated that he was opposed to the monument being located on the current site; however, he was not opposed to historic preservation. As Executive Director of Parks and Rec, Mr. Green has worked in the past with the Federal Historic Preservation Office on several historic buildings in the state. However, Mr. Green commented, he did not believe this particular project met the historic requirements.

Mr. Green presented a packet of documents to the Commission (Exhibit 1) and gave an explanation of some of the monument's history as follows:

A local Lions Club member saw a structure in Vancouver, Washington that he admired, and he wanted to start a similar project in The Dalles. He sent a letter dated March 13, 1935 to the Vancouver, Washington Lions Club to obtain information on their monument. In August of 1935, the local Lions Club was also looking into other opportunities to do something for The Dalles. They were interested in building a public natatorium, a Lewis and Clark Monument, an old Catholic Mission marker, the old Fort Dalles historical building, the Methodist Mission, Emigrant Springs, Old Government Mint and other projects in hopes of enhancing tourism. A January 31, 1936 letter from L. Comini suggested the monument should be built from Oregon granite and local native black basalt. Comini offered her granite quarry at Prairie City. A lady by the name of Mrs. Smith had a local quarry, but for some reason it was shut down and the materials were not able to be used. Equipment was purchased from the Clackamas area to cut the granite to start the project. The State Highway Commission was involved heavily, because they needed an area to start a beautification project. The Lewis and Clark Monument Memorandum of Conference stated that the funds for the beautification project were federal money and could only be used for that project. The memorandum also noted that the monument project needed to harmonize with the beautification project. Dr. Thompson did get involved in the local project. The property was once owned by the State. When first designed, the State Highwwy Commission had an issue with the design. Dr. Thompson traded some land and was later able to present a design. Documentation showed the land was once intended to be a State Park. The architect was Mr. Brookman. A letter dated October 25, 1939 to Herman Brookman noted that a good number of citizens of The Dalles thought the project was ridiculous. However, a few citizens were still interested and wanted to continue the efforts.

Mr. Green stated that there was an interest in trying to capture the history of something in The Dalles regarding either Lewis and Clark or the Native Americans. His concern was that the monument was never completed and had a lot of issues over the years. Mr. Green stated that, as Parks and Rec Director, he dealt with graffiti, litter, sanitation, sexual misconduct, and substance abuse issues. Parks and Rec had the shelter removed from the structure because of these issues with the thought that the monument would be removed. The Parks and Rec Board directed Mr. Green to remove the monument, and a member of the local Lions Club came to him and asked if the monument could be removed and placed somewhere else, or pieces of the monument be re-purposed and used at an appropriate site. In closing, Mr. Green said he did not want the structure torn down, he wanted it removed from its present location. Mr. Green called Captain Edward Goodman of The Dalles Police Department to the podium to testify.

Ed Goodman, 401 Court Street, stated he worked closely with Parks and Rec dealing with the various nuisance issues at all of the city parks, and Thompson Park had the most issues.

Vice Chair McNary reminded Captain Goodman that comments were to remain related to the local landmark criteria presented in the staff report, and comments regarding the nuisance problems at Thompson Park would need to be addressed at another time. Captain Goodman stated that in the 34 years working for The Dalles Police Department, no one had ever asked him for directions to the structure because of its historical significance.

Catherine Whalen, 2713 East 18th Street, The Dalles, Oregon, stated the landmarking criteria established was excellent, and she appreciated the quantitative information. As a Parks and Rec board member, she reported that the monument issue had been dealt with by the Parks and Rec board for quite some time. Ms. Whalen believed that the monument held significance for some people in the community. The last major decision to disassemble, re-assemble and relocate the monument was made in 1976. The board was still willing to do that. A public notice was distributed, a time frame was established; many efforts were made to make that happen, but no one stepped forward. Ms. Whalen commented that many years have passed since the monument turned 50 years old, and if a group felt strongly about nominating the landmark as a National Landmark, it could have been done by now. Ms. Whalen strongly urged the Commission to review the criteria.

Vice Chair McNary clarified that the Commission was considering local landmarking, not national landmarking.

Davis asked who was notified by the Parks and Rec notice. Ms. Whalen said there was a public notice in the newspaper stating the monument would be disassembled within sixty (60) days, and if someone had the means to move it, Parks and Rec would help. If no one stepped forward within the 60-day period, Parks and Rec would move forward with disassembling the structure. Davis asked if any government agencies were notified. Senior Planner Hert advised that a Lions Club representative came to City Planning and advised they were going to remove the monument. A demolition permit was submitted on September 15, 2012. The demolition did not occur, and Parks and Rec searched for someone to take ownership on relocating the structure. Technically, Hert advised, the monument could have been taken down at the time of the demolition permit.

Tom Peachey, 401 East Third Street, Suite 105, The Dalles, Oregon, stated he was the attorney for Parks and Rec. Mr. Peachy thanked Vice Chair McNary for focusing on the criteria. However, Mr. Peachy objected to the Commission not taking the testimony regarding the nuisance problems at the site. The reason he objected was because he believed the nuisance was the historical significance of the structure. That historical significance of the structure's nuisance problems did not fit the landmark criteria, Mr. Peachy noted. He believed the most significant point regarding the criteria was the failure of this landmark to be completed. If the monument had been completed, perhaps the local landmarking would be appropriate. Mr. Peachy advised that the Park District has and will continue to make the monument available for relocation. Mr. Peachy suggested staff's option #2 was viable.

Other comments

Barbara Pashek, 1332 West 10th Avenue, The Dalles, Oregon, stated her understanding was that the monument was hollow. If the monument was made out of blocks, then Ms. Pashek suggested the monument could be disassembled and repurposed to construct small "pillar-like" structures at Rock Fort on either side of the walkway entrance. Ms. Pashek also suggested placing a label on the entrance structures that would identify the site as Rock Fort. Ms. Paschek agreed that it was time to take the monument down. The rocks needed to be salvaged and used for something else, perhaps skate park benches, she stated.

Rebuttal

Eric Gleason, 704 Case Street, The Dalles, Oregon, stated that the historical significance of the monument was pretty well laid out. Even though the monument was not completed, it had significance to the community because of the joint effort of the Works Progress Association (WPA) and the local citizens. Whether it was in the right place or not, he did not know. At one point it was in the right place, but maybe not now, Gleason stated. Other landmarks had been moved from their original locations. So the monument could be landmarked and then relocated, Gleason said.

Regarding Parks and Rec advertising in the newspaper, he attended some hearings and was under the impression he would be contacted. Mr. Gleason only learned of the notification after it was advertised.

Davis asked Mr. Green if he had any money figures on what the costs would be to relocate the structure. Mr. Green said he did not have the figures. Mr. Gleason commented that he spoke with two contractors. Neither of them saw any problem with moving the monument. The estimates ranged from $25,000 to $40,000 depending upon the destination.

Parker asked if it could be landmarked then moved. Senior Planner Hert said it could be if it met the criteria, or it could be landmarked after a relocation. However, the structure would still need to meet the criteria. Parker asked if the original site was pertinent to the criteria. Hert said the site was not criteria use.

Vice Chair McNary closed the public hearing at 4:55 p.m.

Deliberation

Smith asked who would pay for the monument relocation. McNary said the people would have to pay for it. Parker said there was good intention at the time, the people were behind it originally, but the project fizzled out. Davis said probably only one percent of the public today knew what the structure stood for because it was not labeled. Parker said it was not in an ideal location for tourists who wished to view the historic sites. Davis said there was history in it with the WPA, but such a small percentage of today's population knew the history of the WPA.

Discussion followed that the structure had been presented before the Commission previously. There had been previous discussions on finishing and moving it. The Commission previously discussed moving it to Rock Fort, but no one had the money to move it. Davis felt the significant history of the structure was that it was unfinished, but he agreed it was currently in a bad location. Parker noted that page 2 of the staff report pointed out that the HLC, the historic Ordinance, and review criteria were to

"enhance the city's attractiveness to visitors and residents, and stimulate business, industry and tourism," and she felt the monument did not meet that requirement.

It was moved by Parker and seconded by Smith to deny HLC application #140-13 based upon testimony and the findings of fact in staff's report as follows: 1)The monument did not carry historical significance because of a lack of contribution to the economic, cultural, social and/or political history of the city, state, etc. 2)the WPA involvement did not carry enough historical significance to the city's history; 3) the structure did not embody any distinguishing architectural characteristics of a period, style, method of construction, architectural significance because it was not completed; and 4) there was no documentation or proof that the site contained any archaeological artifacts related to prehistory or early history of the community.

Vice Chair McNary said he saw historic neglect because no placard had ever been placed on the monument to identify it and tell the story. The Lions Club placed a shelter over it, but it had been a nuisance largely because there was no public restroom within walking distance, McNary commented. With the skateboard park there, the young people used the monument for a restroom. Parker noted the Commission was to blame for no placard, because it had been an HLC goal. Senior Planner Hert said it probably was not signed because it was not landmarked. Davis reminded the Commission that the fact that the public did not know about the monument was no reason to tear it down. Davis commented he thought the Lewis and Clark Festival area was the perfect place to relocate the structure. Hert said the City had completed the design phase of the Festival area before Mr. Gleason came to the City to request relocation of the monument. Wood stated the monument did not need to be landmarked before it was moved, and she thought there were other areas in town where it could be relocated. Wood also suggested the alternative of taking it apart and re-purposing the materials of the structure to tell the story.

Vice Chair McNary called for the vote. Parker and Smith voted in favor, Davis and McNary opposed. The motion did not carry.

It was moved by Parker and seconded by Davis to delay approval of landmarking the monument. The Commission agreed that a relocation of the monument was necessary prior to landmarking the monument. The motion carried unanimously.

RESOLUTION

It was moved by Parker and seconded by Smith to direct staff to prepare HLC Resolution #130-13, HLC application #140-13, in accordance and based upon the decision approved by the Commission. The motion carried unanimously.

Chair Gleason returned to the dais at 5:30 p.m.

PIONEER CEMETERY

Senior Planner Hert advised the Commission that the cedar chips were ordered, delivered, and would be installed. Tools and equipment were purchased for the cemetery work crew to use for maintenance. McNary stated there was a nap weed problem. Hert asked McNary to meet with her to discuss additional weed spraying.

COMMISSIONER/STAFF COMMENTS

Senior Planner Hert said she would share the additional monument information she had reviewed in preparation for the hearing with the Commissioners. She would also provide some drawings the Lions Club had given her.

Chair Gleason asked if the Commission could take the lead on the negotiations with the Parks Department on the relocation of the monument. Senior Planner Hert said she talked with Parks and Rec Director Green, and Parks and Rec did not have the funds to find a location to store the monument. Hert suggested talking to the Lions Club regarding storing the monument or relocating it. Wood stated there were some little pieces of property around town that could get back on the tax rolls if the monument was relocated one of those properties. Davis said it would end up in an obscure place that could be difficult to get to, for instance out in the middle of a street. Hert thought the size of the structure was another issue for relocating it to the Festival Area. Gleason said he measured it, and there was a spot where it would fit nicely out by the traffic circle. Hert noted that Lions member Tim McGlothlin had suggested placing it by Rock Fort. Wood and Parker stated that Rock Fort was intended to look primitive in nature. Davis said he disagreed with the suggestion of re-purposing the materials into entrance rock pillars for Rock Fort.

Chair Gleason asked if the Commission could ask the City to research a location. Senior Planner Hert said she would talk to City Manager Young and City Attorney Parker. Wood suggested the West Gateway as a possible location. Hert said she would ask about both locations.

ADJOURNMENT

The meeting was adjourned at 5:42 p.m.

The next meeting is scheduled for July 24, 2013 at 4:00 p.m.

Respectfully submitted by Carole Trautman, Administrative Secretary.

Robert McNary

Robert McNary, Vice Chair
Historic Landmarks Commission

EXHIBIT 1

Northern Wasco County Park & Recreation District

PEOPLE • PARKS • PROGRAMS
NWC PARKS & RECREATION DISTRICT
414 Washington Street Suite 1D
The Dalles, Oregon
97058
Phone: (541)296-9533
Fax: (541)296-1239
E-mail: info@nwprd.org

June 24, 2013

Re: Lewis and Clark Monument Application # HLC 140-13

Dear Historic Landmark Commission,

In the application submitted by Mr. Gleason he proposes to list the Lewis and Clark monument as a significant historic site. The proposed application implies that;

A) associated with past trends events, or values that have made a signification contribution to the economic, cultural, social and/or political history of the city, county, state or region. This project was in fact presented by a member of the Lion's club who visited Vancouver Washington and admired a landmark they had erected.

B) associated with the life of or activities of a person of significance or that had made a significant contribution to our city, county, state, or region. The memorandum contains multiple attempts at this project with loss of interest or backing by the local community as well as state and local funding sources who believes strongly that it did not align with their goals.

C) The monument has no significant architectural significance as well as was amended multiple times as it was deemed unsound structurally by the architect not only in design but as well as materials to be used.

D) The quarried rock was not in fact sourced locally but from quarry near Parkplace in Clackamas County. The quality of the craftsmanship was subpar as most was performed by volunteers using borrowed equipment.

E) there are no archeologically artifacts on or near the location of the monument. Contrary to popular lore, there is no evidence of any time capsule which would have had to been placed prior to construction.

F) the monument is not listed on the National Register of Historic Places. Funding was leveraged for this project to tie into the existing Scenic byways project underway by the Oregon Highway Commission as a beautification project.

G) We do not believe that the monument in anyway contributed to the historic character of the street, neighborhood, or community. In fact, the original publication submitted to the newspaper claimed it was to be erected on the exact site that Lewis and Clark once camped which as we know is Rock Fort Camp site.

In addition I would like to share our current issues and concerns.

Since my employment in 2005 I can speak to several occurrences pertaining to maintenance and safety issues directly associated with the Monument. On numerous occasions my staff has been called upon to try and remove graffiti, washing off urine stains and cleaning up human feces. We have other; even more inappropriate behavior such as sexual misconduct that staff cleaned up nearly every day for months until our local police department caught the person after doing stakeouts. Drug paraphernalia has been another issue on a continuing basis. People hide behind the monument and sell alcohol to minors; there are drug deals and fights. All of these issues are a safety concern to staff and park patrons.

Northern Wasco County Parks and Recreation District Board of Directors directed me to remove the shelter and monument as soon as possible. We partnered with The Dalles Lions to remove the shelter and we jointly looked at the best ways and options to remove the monument. I was asked by a representative of the Lions Club who was working with Mr. Gleason to look at the possibility of removing the monument block by block or get movers that could remove it intact to another site. Instead of simply bulldozing it down, I agreed to work with them as they explored other possibilities. It was reported back to me that there were too many unknowns and cost prohibited.

The Parks District takes their involvement with our community very seriously. "Building community through people, parks and programs" and has a Master Plan in place for future activities at Thompson Park, most of which are built around the removal of the monument.

Sincerely,

Scott Green
Executive Director

March 13 1935

President, Lions Club
Vancouver, Wash.

Dear Sir:

Not having your name, I am compelled to address this letter as above, but I am sure that you will accept myapology for so doing.

The Lions Club here at The Dalles has in mind erecting a monument on a new highway approach to the town, being constructed by the State Highway Commission.

One of the members of The Dalles Lions Club was through Vancouver recently and very much admired the monument on the Pacific Highway, immediately North of Vancouver.

My purpose in writing to you is to ask you to give me as much information as possible in regard to the construction of this marker.

I would like to have you, if possible, send me a postcard picture of the monument at Vancouver. They are probably for sale in Vancouver, but if not, would you either take a picture of it, or have some one take mne and send me some of them,-a half dozen, or so. One will be enough if a postcard is available. If you or some of the Lions haven't time to do it, see if one of the local photographers would supply it for a nominal cost.

Also I would appreciate it very much if you would let me know how this was built, that is, if by the municipality and if so, what was the cost and how was it financed. I would also like to have the dimensions of the base, the heighth and material.

I am inclosing a self-addressed stamped envelope for your convenience.

Thanking you very much for your courtesy in this matter, I am

Very truly yours,

PWC:K

Lewis & Clark Monument.

Vancouver, Wash.
March 20, 1935

Dear Lion Childers:

Your letter concerning the monument at the North entrance to Vancouver was handed to me a couple of days ago by our secretary together with some data which I am submitting herewith. I have not yet secured any pictures, but will send you some in a few days.

The monument was designed by Mr. Day Hilborn, a local architect. It was built by the city at a cost of $700.00. I am informed that Mr. Hilborn would furnish the plans for a similar design but not an exact duplicate for $25.00. Material, concrete base and shaft of a light colored brick.

Base of shaft 15½ feet square
Shaft 6 feet, 6 inches squres with some taper
Height 22 feet, four inches

Sincerely,

M. P. Brislawn,

Prees Lions Club

August 7, 1935

Works Progress Administration
c/o E. J. Griffith
Portland, Oregon

Dear Sir:

I am writing you as secretary of the Dalles Lions Club of The Dalles, Oregon.

The Dalles Lions Club have been wanting for a long time to mark certain historical spots in and around The Dalles.

As you perhaps know, The Dalles is one of the oldest places in the Northwest known to white men, and we think it fitting that these locations may be marked for the benefit of the tourists and future generations.

I understand that help can be obtained through the Governmental Agency which you represent, and I am wondering if you would be so kind as to send us application blanks and give me some idea as to what would be necessary for us to do.

We were also at one time very much interested in building a public natatorium here at The Dalles but we never had ascertained whether the project would be supported by the government to such an extent that we could afford to accomplish our purpose.

We have had in mind a Lewis and Clark Monument, an old Catholic Mission marker of some sort, the old Fort Dalles historical building, the Methodist Mission, Immigrant Springs, old Government Mint and others.

Thanking you for your courtesy in this matter,
I am

Very truly yours,

PWCMA

MEMORANDUM OF CONFERENCE ON LEWIS & CLARK MONUMENT

Those appearing:

J. E. Thorndike, Chairman
G. L. Corey,
W. S. Nelson
Herman Brookman

By appointment this committee appeared before the State Highway Commission requesting that body to begin construction of the beautification project as related to the Lewis & Clark Monument.

Had lunch with J. C. Albright, Deputy Administrator of WPA and also with Mr. Karstedder, also of WPA.

Stated to them that the Highway Commission decided not to proceed with the beautification project unless and until they were assured that the monument would be constructed. They stated that the project, as previously planned, had been approved and whenever the labor is available they are ready to proceed.

We then stated to these men that the design of the monument was not satisfactory to us. They stated that a new design would require a new application. We advised them that we would employ an architect and pay for his services for the design and supervision of the project. It was then suggested that the WPA might coordinate this project with that of the Highway Commission whereby WPA would furnish the labor and the Commission the material.

By appointment we appeared before the Highway Commission stating that we had been informed that the project was not ordered started because there was no assurance that the monument would be built. We advised the Commission that the design, in the light of new developments, must be changed and that we are willing to employ the architect and provide the supervision of construction.

We also suggested that it might be possible for the Commission to coordinate their project with that of WPA.

Mr. Cabell of the Highway Commission stated that the money for the beautification is Federal money and can be spent only for that purpose and that the Commission could not and would not join with WPA in the manner suggested by this committee. However, Mr. Baldock, Engineer for the Commission, stated that the reason the project had not been started was not based on lack of assurance of construction of the monument but rather a desire to avoid confusion in the beautification by establishing the layout in one manner and finding that the monument might not harmonize with the improvement.

It was suggested that Mr. Brookman, Architect for the Lewis & Clark Monument Association join with Mr. Otten for the Highway Commission by which might be worked out a coordination of plans so that all phases of the project may be properly harmonized and work started at a very early date.

The committee retained Mr. Brookman by delivery of a check for $100 and assurance that the remainder, or about $300, would be supplied at an early date.

This committee concludes that by permitting Mr. Brookman and Mr. Otten to work together, this project can be started very soon.

C
O
P
Y

January 31, 1936

Mr. W. M. Bartlett,
District WPA Engineer,
Bend, Oregon.

Dear Sir:

This is written to you with regard to the Lion's Club Lewis & Clark Memorial tower here.

I understand that the 50-foot spire, in accord with existing specifications will be built of native sandstone. Please permit me to speak with the voice of authority, gained from a lifetime experience in stone work, and cite that such material will not be sufficiently lasting for such work. The constant winds, which carry an ever present burden of sand and grit, will within a short time have the effect of causing ill effects from erosion. The Lewis & Clark monument should be built of materials that will be as durable as "The Rock of Ages".

Let me suggest to you that the monument be built of Oregon granite and local native black basalt. I have a granite quarry at Prairie City and will be glad to donate my material for use in placing the corners of this proposed memorial shaft. It is a beautiful gray and has been accepted for U.S. federal work. Indeed, the American Acadamy of Sculptors, whose headquarters are at Rome, have accepted it--a tribute much prized. Basalt is present here in unlimited quantities. I would like to present you with a design, giving in detail my suggestions.

At least, when you are here in The Dalles, I would like to discuss this matter with you.

Very truly yours,

(Signed) L. Comini

Know All Men by these Presents

That Peter Esposito of 4737 SW Kelly Street, Portland, Oregon, the party of the first part, for and inconsideration of the sum of Nine Hundred and no/100 - - - - - - - - - - Dollars, to him in hand paid by the Lewis & Clark Monument Association Inc. Of The Dalles, Oregon

the party of the second part, the receipt whereof is hereby acknowledged, do as by these presents, bargain, sell and deliver unto the said party of the second part, its successors ~~executors, administrators~~ and assigns, all of the following described personal property, to-wit:

One stone-saw complete with all equipment. This shall include all timbers connected with same forgatterns, tracks, trucks, one winch, bolts, cables consisting of 2 or 3 lots one large one containing 800 feet, 12 saw blades, steel plates connected with the foundation and now attached to concrete, small cars for moving stone around the quarry, buckets, and in general all paraphernalia of equipment of every kind and nature used in and around said stone-saw at first party's quarry near Parkplace in Clackamas county just above Oregon City; Also one wooden derrick.

(Sellor also agrees to move all of the above property to The Dalles, erect the same, and place in successful operation before final payment)

Sample of the stone for the monument was submitted and tested. The sandstone in the quarry of Mrs. Smith was approved as good construction material.

The Association contracted with Mrs. Smith for the estimated amount of stone required or about 300 cubic yards at 50¢ a cubic yard.

Additional stone, if required, would be at the same rate or 50¢ per cubic yard.

$50 has been paid on the contract, leaving $100 due when stone in that amount has been taken.

The original design of the monument was considered structurally unsound and it was ordered that it be re-designed.

A special committee of this Association interviewed several designers. Mr. Herman Brookman was recommended as the most outstanding designer for projects of this nature.

The Association retained Mr. Brookman at a flat fee of $2,000, which is the usual fee on projects of this nature, which run 10% of the total cost. In this instance Mr. Brookman accepted the assignment for a flat sum, it being understood that the cost of the project would be twice our estimate.

This fee includes a complete design of working drawings, and all other necessary detail.

The contract provided that when the detail drawings had been furnished and other necessary architectural data supplied, that the Association would pay 2/3 of the contract which it had done, or $1120. There remains owing $700 due when the project is completed.

To obtain the necessary equipment for sawing stone, it was recommended that we lease the equipment.

Your officers found equipment that could be purchased cheaper than it could be leased and bot the desired equipment outright.

The equipment was sent up by WPA and has been operated since the erection.

It should be remembered that the cutting of this stone must be according to specification laid down by the architect and true to measurement so that each stone comes in perfect fit with the other when laid into place.

In addition to the expense of stone saw purchase, there have been the items of operation, such as gasoline for the power plant and miscellaneous material such as drill steel, wedges and material for stone saw operation as well as new blades.

L & C

The Dalles, Oregon
October 25, 1939

Herman Brookman
Pittock Block
Portland, Oregon

Dear Sir:

Since you are one of the biggest creditors of the Lewis and Clark Monument Association of The Dalles, Oregon, I am dropping you a line to let you know that we are again going to make an effort to complete this Monument, and in order to do so, we are going to have to have some help and encouragement. We still have a good many citizens in The Dalles that think it ridiculous and a waste of money to build such a Monument. However, a few of us that have been interested from the beginning and never have lost hope are again going to make one last effort to complete this project.

The Monument Association has appointed a committee to see if we could get Dalles City to sponser this project. This committee has met with the committee from the City Counsel, and has good reasons to believe that if we clear up our present indebtedness, which amounts to approximately $2000.00, that we can get the City to complete the project, taking advantage of the Government Grant and of the improvement that the Highway Commission has already made and will further make if the Monument is completed.

$2000.00 is a lot of money to go up and down the street and raise in The Dalles, since our businessmen are not 100% sold on this project, and besides have been called on to donate to so many other things that they feel are more worthy. However, it occurred to one or two of us on this committee that if we could cut these outstanding bills in two we ought to be able to raise 50¢ on a dollar to pay them off a lot easier than trying to raise the total amount and lose the whole project. Unless we take advantage of the Government Grant in a very short time our project is as good as gone.

508 AND 510
NATIONAL BANK BLDG.

TELEPHONE 96

J. TRACY BARTON
ATTORNEY-AT-LAW
THE DALLES, OREGON

September 20, 1939.

Mr. W. S. Nelson,
c/o Chamber of Commerce,
The Dalles, Oregon.

Dear Mr. Nelson;

In re: Lewis & Clark Monument Association.

Some time ago, one of Mrs. Smith's sons told me that his mother had had a number of chances to sell stone up there but that the rock which was scattered around by the Monument Association, and the erections placed at the quarry by them prevented the sale of any stone by Mrs. Smith.

Mrs. Smith asked me to see if something might be done so that she can get the use of her quarry. I went up there this afternoon and find that the machinery for sawing the stone and the quarried out stone that has been sawed and the rough stone which is standing there not sawed, completely blocks the use of the quarry.

Mrs. Smith is not able to sell rock to anybody, so long as the present condition obtains.

As you know, Mrs. Smith is a widow woman, Mr. Smith having died some years ago. The premises are mortgaged and she is trying very hard to get by on some work which she does, and on selling odd lots of stone to various builders.

I am not writing this letter in the way of a legal statement, but I wish that you might authorize Mrs. Smith to sell the rough blocks of stone that are out. If you do not do this, I wish that you might have them removed so that laborers can enter the quarry and secure stone.

It is not just that Mrs. Smith should be deprived entirely of the use of the quarry for a long and indefinite time while these great blocks of stone stand there.

Nels, I wonder if you could not get the Association to do something right now. I am not charging the woman

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anything for this. I told her that I felt sure if the matter were properly drawn to the attention of the Association they would either:

1.- Remove the blocks of stone so that she can use her quarry,- or

2.- Let her sell the blocks of stone.

The rough blocks that are taken out have no particular value as there must be millions of tons just like them in the quarry.

I would appreciate it greatly appreciate it if you could get in contact with some one in the Association and let me know what could be done, within the next day or so.

She just lost a sale of rock and feels very badly about it.

Sincerely,

J.TRACY BARTON

JTB:M