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IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR THE COUNTY OF SNOHOMISH

OPENED, PUBLISHED  
FILED IN CASE  
THIS 3rd DAY  
February 1976  
AT THE REQUEST OF  
David Wagoner  
COUNSEL FOR Def's  
CLERK  
By Linda McCreary  
DEPUTY

THE STATE OF WASHINGTON, a )  
state of the United States; )  
THE COUNTY OF KING, a county )  
of the State of Washington; )  
and THE CITY OF SEATTLE, a )  
municipal corporation, )  
Plaintiffs, )  
vs. )  
THE AMERICAN LEAGUE OF )  
PROFESSIONAL BASEBALL CLUBS, )  
et al, )  
Defendants.)

NO. 116 038

DEPOSITION UPON ORAL EXAMINATION OF J.D. BRAMAN

BE IT REMEMBERED, that the Deposition Upon Oral Examination of J. D. BRAMAN was taken at the instance of Defendants on the 13th day of November, 1973, beginning at 9:30 a.m. on the 18th Floor of the Washington Building, Seattle, King County, Washington, pursuant to stipulation of counsel, before ORIN E. GRAY, a Notary Public;

APPEARANCES:

JERRY R. McNAUL, ESQ., appearing for and on behalf of plaintiffs State of Washington and County of King;  
LAWRENCE K. McDONELL, Assistant Corporation

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SEATTLE, WASHINGTON

1 Counsel, appearing for and on behalf of the City of Seattle;  
2 DAVID E. WAGONER, ESQ., JOHN FERGUSON, ESQ., and  
3 OMAR S. PARKER, JR., ESQ., appearing for and on behalf of The  
4 American League of Professional Baseball Clubs;  
5 JOHN R. TOMLINSON, ESQ., appearing for and on  
6 behalf of Sportservices, Inc.;

7 WHEREUPON, the following proceedings were had and  
8 done, to-wit:

9  
10 J. D. BRAMAN, being first duly sworn on oath,  
11 appeared and testified as follows:

12  
13 DIRECT EXAMINATION

14 BY MR. WAGONER:

15 Q Would you state your name?

16 A J. D. Braman.

17 Q And where do you reside?

18 A 10659 Durland Avenue, N. E., Seattle.

19 Q Would you describe briefly your governmental history,  
20 employment history in the government?

21 A I came into the city government in 1954 as a member of the  
22 City Council, basically as a result of a very large annexa-  
23 tion in the North End which brought in some nineteen square  
24 miles, about 75,000 people. They decided they wanted some-  
25 body to represent them on the council and after some scur-

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1 rying around I didn't know anything about I was approached  
2 and asked if I would run as their candidate. Thinking it  
3 would be an interesting experience with no chance of being  
4 elected I agreed, but strangely enough I was elected. Then  
5 I served, I was re-elected twice to the council and in 1964  
6 acceding to the urging of my friends I ran for mayor. I  
7 was elected in 1964 as mayor and I stayed there until  
8 April of 1969 at which time I accepted an invitation to  
9 join the sub-cabinet as an assistant secretary to the  
10 Department of Transportation in Washington and then I  
11 resigned as mayor.

12 Q And you stayed in Washington for how long?

13 A I stayed in Washington only about 18 or 19 months. In  
14 October of 1970 is when I left the office back there.

15 Q Could you tell us who your chief administrative assistant  
16 was during the time you were mayor?

17 A In the early stages Ken Lowthian, who is now Superintendent  
18 of Water, was my direct administrative assistant. Ed  
19 Devine was my administrative assistant for public relations  
20 and a little later Mike Cafferty joined the team as a  
21 specialist in transportation.

22 Q Was Mr. Lavoie an assistant?

23 A He was my administrative aide. He worked with all the  
24 departments and all of those kind of things in the sense  
25 of a liaison between the mayor's office and the departments

1 of the city. I didn't mention Mr. Lavoie, he took  
2 Lowthian's place, the same position exactly at the time  
3 I appointed Lowthian as Superintendent of Water.

4 Q Do you know when that was approximately?

5 A I would say it was probably around 1966. This is some  
6 years ago and I am not absolutely certain. I think it was  
7 about that time.

8 Q Because of the time factors too, I have some documents  
9 to refresh us on the time here.

10 A As far as the matter of exact timing I wouldn't attempt to  
11 call on my somewhat receding memory back up to eight years  
12 ago and everything relating to timing is a matter of  
13 record anyway.

14 Q Fair enough. Some of these events have been a long time  
15 ago?

16 A Yes.

17 Q I would first like to discuss with you the purchase by the  
18 City of the Sicks Stadium property.

19 (Defendants' Exhibit No. 1  
20 marked for identification.)

21 Q Showing you what has been marked as Exhibit 1 Mr. Braman,  
22 that I believe to be the resolution, the ordinance by which  
23 the City purchased Sicks Stadium?

24 A Yes.

25 Q The last page apparently bears your signature as mayor?

1 A Yes.

2 Q It was approved in November of 1965, November 26 that  
3 it appears?

4 A Yes.

5 Q Do you recall the circumstances which prompted the City  
6 to acquire this property?

7 A Well yes. Again I have to say that all the details are  
8 not as completely sharp in my recall as they would be if  
9 it was last year or if I were something less than 72 years  
10 of age, but the facts that caused this are very clear in my  
11 mind. We were approached by, I think, almost jointly --  
12 I am not sure whether it was a joint approach or whether  
13 one came just ahead of the other. There were two people  
14 that were concerned, one was the Seattle Angels.

15 Q The ball club?

16 A The ball club, the Pacific Coast League ball club with the  
17 story that they were going to be evicted from Sicks Stadium  
18 because the brewery wanted to sell the property or wanted  
19 to develop it for another purpose to get more income out of  
20 it. At the same time we were also advised by the brewery  
21 this was the case and that they either had to find some way  
22 of disposing of the property as a ballpark or they were  
23 going to proceed with the plan which they had of redevelop-  
24 ing, making it into something, probably into a regional  
25 shopping center. At the same time of course we were well

1 aware, those in the city government were well aware of the  
2 deep concern in many areas of the population of the city  
3 about the loss of any kind of baseball, particularly at a  
4 time when we were being considered, Seattle was being  
5 considered for some kind of a franchise, either the moving  
6 of a present one or the other of the leagues or as an  
7 expansion club and it looked like there was a good solid  
8 possibility of this coming about, but it would have been  
9 disastrous if we did not have some kind of an area which  
10 could be developed to the point of being suitable for a  
11 temporary home for a major league club and certainly if we  
12 had allowed our existing Pacific Coast League to go out of  
13 business. So we then entered into serious negotiations  
14 with the brewery.

15 Q Was there also the problem of this property being in the  
16 proposed route of the R. H. Thompson Freeway?

17 A Yes. This was, you might say, a fortunate circumstance.  
18 It came to light at that time because we were in consider-  
19 able difficulty in trying to find some way, other than  
20 perhaps using it as a park facility. We didn't have fund-  
21 ing at the moment in the parks program or the budget funds  
22 for the park program to handle this size of a deal but  
23 because of publicity that there was at that time we  
24 received word from our engineering department that wonder-  
25 ed if we knew that the design for the improvement of the

1 Empire Way corridor way which was later to be known as the  
2 R. H. Thompson Expressway, would entail a taking of a  
3 substantial part of the outfield of the ball park and we  
4 said we didn't, tell us more about it, and they said this  
5 is the case, we don't know, we think this is going to  
6 come about but certainly if the owners develop a major  
7 facility of any kind, if it is a regional shopping center,  
8 an apartment complex or what-have-you on this, we are  
9 going to have to condemnout at a very, very high cost at  
10 some time not too far in the future and after further  
11 development of this idea we then proceeded with the nego-  
12 tiation on the basis that if we bought it we would then  
13 have available to us the land at the cost of the land alone  
14 because our negotiation with the brewery was such we  
15 indicated we had no interest in anything other than the  
16 land and the way it was purchased was land value alone,  
17 appraised land value alone and existing structures on there  
18 were thrown in gratis and we felt with or without a ball  
19 club that we would be able to use this property under those  
20 terms very well, because if a substantial part of the cost  
21 was carried by a future road improvement we could then use  
22 the rest of it in our park program for some kind of out-  
23 door recreational facility, perhaps tennis courts.

24 Q I have some articles which suggest that you felt at the time  
25 that it was cheaper to buy the entire stadium now than buy

1 a portion of it for right-of-way five years from now.

2 A Yes. Common sense would tell you that if you get it for  
3 its land value alone and use a portion of it for the high-  
4 way and have the residual use of the balance it would  
5 certainly be no more expensive and probably cheaper than  
6 probably to have to condemn some substantial improvement  
7 which would then almost ruin the entire development place  
8 there. I believed it then and I believe it now. I would  
9 like to further supplement that statement by saying that  
10 we might not have been as anxious to pursue the thing to  
11 find an ultimate solution as we did, if it were not for the  
12 fact we had at that time knowledge that there was a good  
13 strong possibility of Seattle being in line for some kind  
14 of a major league ball club. We might not have felt that  
15 the deal itself was good enough to proceed with it and  
16 end up with land which we would then have to finance the  
17 development of some kind of outdoor recreational facility  
18 on since that was not in our program of park development  
19 at that time.

20 Q What discussions did you personally have with any of the  
21 baseball people about the possibility of a franchise here?

22 A The first one was with Mr. Gabe Paul when he was out here  
23 and then I got rapped on the hand by the mayor of Cleveland.

24 Q What did the mayor say?

25 A What are you trying to do, take our ball club away from us?



1 This was probably the first solid evidence that we had  
2 of an interest, but then there was a continuing effort  
3 going on into the time when the people at Northwest  
4 Sports came into the picture.

5 Q Do you remember anything more, did you meet with Mr. Paul?

6 A Yes, on one or two occasions. I think at that time his  
7 sponsor here was Dave Cohn.

8 Q Was there a ticket campaign of some kind, ticket sales  
9 campaign during that period?

10 A There was a ticket sales campaign someplace in the program  
11 but I am not sure of the time. I know there was a great  
12 deal of interest in the business community, up as high as  
13 people like Ed Carlson, that we should do everything we can  
14 to lay the groundwork which would enable us to get either  
15 Gabe Paul or some other major league franchise out of one  
16 or the other leagues. This was really the sparkplug that  
17 was back of our interest in it.

18 Q I see back in 1965 you are quoted as saying that any future  
19 expansion of Sicks Stadium should be financed by private  
20 interests. Do you recall that?

21 A Yes, and that is the way we thought we were doing it all  
22 the way through the whole proposition.

23 Q By that you meant private money rather than public money?

24 A Yes. Of course obviously it being our property the likeli-  
25 hoods were we would have to do the interim funding, which we

1 did but only on the basis of a contract which we felt  
2 would allow us to recover the funds we put in it, which  
3 essentially come back to the point it be done by private  
4 money.

5 (Defendants' Exhibit 2 marked  
6 for identification.)

7 Q I show you Exhibit 2, it is a document which we have from  
8 the City's or State's file. It does not bear any signa-  
9 tures. Do you recall that communication?

10 A I remember the circumstances and this of course was a  
11 development of Forward Thrust of Jim Ellis. We of course,  
12 the Chairman of the Board of Commissioners and myself for  
13 the official family indicated by joining in this petition  
14 our approval of it, but the whole development was part of  
15 the development for Forward Thrust.

16 Q Do you remember signing this letter? I assume it was  
17 a signed copy in the Governor's files.

18 A I have no doubt I signed it, no doubt at all. This was the  
19 first step towards a number of things that came about in  
20 order to make it possible for the stadium to be included  
21 in the Forward Thrust program.

22 Q And at this particular stage you were urging appointment of  
23 a stadium commission?

24 A That is right.

25 Q And that was in June of 1967?

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1 A Yes, and of course as you recall this stadium commission  
2 became very important later in the selection of a site,  
3 very controversial.

4 (Defendants' Exhibit 3  
5 marked for identification.)

6 Q Showing you Exhibit 3, which purports to be a newspaper  
7 article dated November 28, 1967 from the Post Intelligencer  
8 with a plan for the domed stadium as proposed by Mr. Thiry.  
9 Do you recall that?

10 A At the Seattle Center. I am not sure where this particular  
11 article came from, whether there was a plan by Thiry that  
12 was picked up and used in the papers as a good newspaper  
13 story or whether this came during the period when the  
14 stadium commission had employed a firm of consultants,  
15 if you recall, and they came up with five different sites  
16 and graded them.

17 Q That was Western Management Consultants Inc.?

18 A Yes. I think they put the Seattle Center at the top as  
19 first priority.

20 Q I don't think so but we will go on that.

21 A I am going on memory only and personally at that time I  
22 was supporting a site personally down here pretty close to  
23 where they are building it now, but closer to the freeway  
24 and I acceded to this site when it came up as a selection  
25 and got strongly behind it because I felt very strongly

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1 this facility had to be in the downtown area of Seattle  
2 in order to fulfil the obligation that we had to produce  
3 an all-purpose stadium. Now you could play football or  
4 baseball out in the sticks somewhere but you couldn't run  
5 the big shows and this type of thing away from the hotels  
6 and the Center complex, but in any event I don't know  
7 whether this was during the time of the controversy after  
8 it became a serious contender or whether it was just an  
9 idea in the early stages.

10 Q Do you know by whom Mr. Thiry was employed?

11 A Mr. Thiry was in a sense our supervising architect for the  
12 entire development of the Center after the fair. He didn't  
13 do the actual design work for most of the buildings out  
14 there but he was the overall designer of the entire complex  
15 and worked very closely with the Seattle Center Commission.  
16 He did do the State Building and later the conversion to  
17 the present Coliseum but others did the Opera House and  
18 those buildings.

19 Q During the World's Fair?

20 A Yes.

21 Q Just to pinpoint the time again I will show you what has  
22 been marked as Exhibit 5 to an earlier deposition of Mr.  
23 Douglas.

24 A What is the date that the subject of his deposition, not  
25 date, it was taken?

1 Q That is the date of Mr. Douglas's deposition.

2 A That is when it was taken but the subject matter that he

3 discussed, I don't know how comprehensive this was.

4 Q I am not going to ask you with respect to his deposition,

5 just this particular document.

6 A I don't get the significance.

7 Q Fair enough, I will give it to you. This is a report of

8 Western Management Consultants on the stadium site selec-

9 tion committee and dated June 12, 1968.

10 A That is the point I am getting at.

11 Q Do you recall that?

12 A Yes.

13 Q In looking at the summary of conclusions and recommenda-

14 tions in part one, A, study in perspective. I am trying

15 to get us in focus back in points of time. The middle

16 paragraph, eleven sites were designated for further study.

17 A And they were narrowed down to five.

18 Q That is correct, and in their preliminary report presented

19 March 27, 1968 the consultants recommended these five sites?

20 A Yes.

21 Q Seattle Center, Yesler Way, Riverton, South Park, Northup

22 Way?

23 A I thought the Seattle Center was the first one.

24 Q On March 27, 1968 their recommendation was five?

25 A Yes.

1 Q The particular one you were interested in, as I recall,  
2 was Yesler Way? **REDACTED**

3 A Yes.

4 Q The Seattle Center and Yesler Way were within the city?

5 A Yes.

6 Q Riverton, South Park and Northup Way were in the county?

7 A In the county and out of the orbit of the major shows that  
8 are currently located in the Seattle Center, which is  
9 overloaded.

10 Q I will ask you whether or not you recall having looked at  
11 this on June 12, 1968 the management consulting firm  
12 recommended one of the county sites as their first choice?

13 A Yes, now that you mention it I do recall that and this  
14 aroused a great deal of controversy.

15 Q That is when the controversy arose?

16 A Yes, in fact I was quite unhappy with that team of  
17 consultants. I didn't think they knew what they were  
18 doing.

19 (Defendants' Exhibit 4  
20 marked for identification.)

21 Q You have before you Exhibit 4 to your deposition, Exhibit  
22 5 to Mr. Douglas's deposition. Can you identify that as  
23 a report of the Western Management?

24 A On the face of what I see here I am going to have to  
25 assume that it is, yes.

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1 Q Do you remember studying that at the time?

2 A At that time I undoubtedly did. I have no clear memory of  
3 reading it page by page but I am sure I understood the gist  
4 of it.

5 MR. McNAUL: We will stipulate that this is  
6 the report dated June 12, 1968 by Western Management  
7 Consultants, Inc.

8 Q Now that we have our time sequence back in focus --

9 A This I believe was subsequent to the Forward Thrust election  
10 wasn't it?

11 Q Correct.

12 A In other words we already knew we were going to build a  
13 stadium, the only question was where.

14 Q That was the issue at that point?

15 A Yes.

16 Q I see a newspaper article back in March of '68 in which  
17 you said you were one of the foremost proponents of a  
18 downtown site for the stadium?

19 A Correct, was and I am, and I am very happy it is being  
20 built downtown.

21 Q You are also quoted in March of '68 as saying if the  
22 visiting stadium goer is unable to stay in downtown  
23 hotels and motels within close proximity of the stadium  
24 the hotel-motel tax will be a futile gesture?

25 A Yes, I agree with that. The only thing, I don't know if

1 my choice of words were too good. I don't think it was  
2 necessarily a futile gesture as being an injustice to the  
3 motel and hotel owners who were paying the tax and weren't  
4 going to get any benefit out of it.

5 Q Some other articles indicated that Mr. Dave Cohn and Mr.  
6 John O'Brien took differing points of view where the sta-  
7 dium should be located?

8 A It could be. It was very controversial and there were  
9 some strange bedfellows developed on this thing. Dave  
10 Cohn, you can see his interest was only in baseball and  
11 if the thing was built in Riverton, the baseball club  
12 could play there and they have got good parking, transpor-  
13 tation and people would go there but a big home show or  
14 a big logging show or automobile show or something of that  
15 nature is quite a different thing. That is where my  
16 interest lay, was in the multi-purpose use of the stadium.

17 Q June 12, '68 is the date of Western Management's report.  
18 There then came a period of delay while further considera-  
19 tion was given to sites and you expressed your apprecia-  
20 tion for the delay?

21 A Rather than making an immediate decision for Riverton,  
22 yes.

23 Q Back in June of 1968?

24 A It could be.

25 Q And you indicated at that time that you would ask Mr.



Edward E. Carlson to head a committee to study the feasibility of building the King County domed stadium at the Center, and I take it you did?

A I take it I did too. I don't remember. The newspapers are always accurate, if it says so there it must be so.

MR. TOMLINSON: I move to strike that answer as not responsive. Mr. Braman, anything you say the reporter is going to take down.

MR. BRAMAN: I understand that.

(Defendants' Exhibit 5  
marked for identification.)

Q I show you what has been marked Exhibit 5 to your deposition, which was Exhibit 4 to Mr. Douglas's deposition and that is a report of an ad hoc committee for the Seattle Center stadium site, Ed E. Carlson Chairman and James D. Douglas Vice-Chairman and it bears a date on the letter of enclosure of August 5, 1968. Would you look at that document and indicate whether you recall ever seeing that?

A I glanced at it and perhaps I am missing the point, I don't quite see the point of it.

Q That is a report of Mr. Carlson's ad hoc committee.

A Before I would be able to get anything out of it I would almost have to read it. I am not sure quite what Mr. Carlson said.

Q The thrust of his report is the site should be the Seattle

*Sumner Washburn*  
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Center?

A That is correct and he has answers in there to the objections raised concerning parking, traffic, etc.

(Defendants' Exhibit 6 marked for identification.)

Q There then followed, showing you Exhibit 6, do you recall that?

A As one of the many communications that passed back and forth between the interested parties at that time, yes.

Q At this point the stadium commission had accepted the Center site subject to nine conditions, do you recall that?

A Yes. I can't bring back clearly the reasons, the considerations that caused them to change their position from Riverton to the Seattle Center but I assume it was the arguments put forth in the Carlson report.

Q And what this letter does is pass on to you a resolution which after many whereases says the site selected shall be the Seattle Center subject to nine conditions?

A Yes. I don't recall clearly all nine conditions but the principal ones we provide the necessary parking and necessary access to improve traffic conditions.

MR. WAGONER: Incidentally, you asked for documents that did not come from your files. I was clearing out my School Board files a couple days ago and this is one that was there. I was president of the

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1 School Board at that time and apparently Dr. Bottomly sent  
2 this. So this exhibit did not come from you. I assume  
3 it is in your files.

4 MR. McNAUL: We have never seen it.

5 (Defendants' Exhibit 7 marked  
6 for identification.)

7 MR. McNAUL: In response to your comment  
8 about that particular document, we have given you  
9 all of the documents located in Mr. O'Brien's files  
10 and I have never seen that document prior to today.

11 Q Showing you Exhibit 7, which is a letter bearing your  
12 signature I believe, dated November 13, 1968 to Mr.  
13 Carlson.

14 A Yes.

15 Q Do you recall that letter?

16 A Yes.

17 Q Now basically with attachments?

18 A Answers to the conditions that were laid down.

19 Q It shows that all nine conditions were satisfied?

20 A Yes. That is where the School Board was going to come  
21 in. They were going to build a garage over the high  
22 school memorial plaza.

23 (Defendants' Exhibit 8  
24 marked for identification.)

25 Q I show you Exhibit 8, this I believe is the action, formal

1 action accepting the Center site on December 9th?

2 A By the County Commissioners, who were the responsible  
3 agency for the construction of the stadium.

4 Q That was December 9 of 1968?

5 A Yes.

6 Q In connection with the Center site for the stadium there  
7 is discussion in the newspapers about the Bay Freeway  
8 project and I have an editorial here for instance from  
9 the PI in November of 1968 that says what must not be  
10 overlooked is that the state will need to make access  
11 improvements in any case, stadium or no stadium. Do you  
12 recall that?

13 A I don't recall that particular deal but I remember the  
14 position, which is one that I had, is that requires the  
15 road which became known as the Bay Freeway, was going to  
16 be a necessary construction for the service of the Seattle  
17 Center with or without the stadium.

18 (Defendants' Exhibit 9  
19 marked for identification.)

20 Q I show you Exhibit 9, which is also Exhibit 1 to Mr.  
21 Charles O. Finley's deposition. It is a letter to Mr.  
22 Ed Devine bearing the date September 2, 1967, from Mr.  
23 Charles O. Finley, Kansas City Athletics.

24 A I remember the discussions with Mr. Finley.

25 Q Do you remember that letter?

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1 A Yes, I have no reason to doubt the letter because I  
2 do remember the circumstances.

3 Q And he was proposing certain improvements to Sicks Stadium?

4 A Yes, he had a rather extensive list that he wanted commit-  
5 ments on.

6 (Defendants' Exhibit 10  
7 marked for identification.)

8 Q Showing you Exhibit 10, which is also Exhibit 14 to the  
9 deposition of Mr. Berg. It is a memorandum from Mr.  
10 Paul Anson to Mr. Ed Devine dated September 6, 1967. Do  
11 you know who Mr. Anson was, do you recall?

12 A I don't recall his exact title but he was working under  
13 Don Johnston, the Seattle Center Manager as the manager  
14 of maintenance and all that type of thing. He was an ex-  
15 Army colonel and very effective in his job.

16 Q Do you remember this particular memorandum from Mr. Anson  
17 to Mr. Devine?

18 A No, I can't say I recall this particular one but I do  
19 remember the fact that there was an exchange of this  
20 kind of information and I have no reason to doubt that  
21 this is authentic.

22 MR. McNAUL: Just one word with regard to  
23 identification of documents. Mr. Wagoner is asking  
24 you if you do have any present recollection of var-  
25 ious documents and that should be what your answer is

1 geared to and you are not required to guess or speculate  
2 as to whether a document is what it purports to be.

3 MR. WAGONER: Don't coach the witness, Mr.

4 Braman is being very candid and I appreciate your  
5 candor.

6 A -- Let me put it this way, I appreciate the comments both  
7 ways. I can't say, I couldn't say if I were making a simple  
8 answer do I remember this particular document, I couldn't  
9 say I do, but the content of the document I do recall very  
10 clearly. At least the discussions along the lines that  
11 are contained in the document are valid.

12 (Defendants' Exhibit 11  
13 marked for identification.)

14 Q Showing you Exhibit 11, there apparently are pages back  
15 here, would they be in your handwriting?

16 A That is my handwriting, yes.

17 Q There are certain typewritten pages and then a series of  
18 handwritten pages with a memo from J. D. Braman, mayor,  
19 attached to that. I take it that deals with discussions  
20 with Mr. Finley?

21 A Since this is part of the cover I would assume it did  
22 though these would have been the kind of data which we  
23 would have been developing to indicate how we were going  
24 to come out on this whole remodeling deal regardless of  
25 whether it was done was Finley or somebody else.

1 Q I see Finely for instance in your handwriting there.

2 A Yes, this was all part of the discussion with Finley at  
3 this time, there is no question about that.

4 Q And next to the last page in your handwriting recap,  
5 one million six hundred and ten thousand dollars, that  
6 would have been for improvements at Sicks Stadium?

7 A Based on the other evidence that I have seen here my  
8 memory would tell me that it is, yes, that this was the  
9 additional cost having purchased the land.

10 Q In looking at the first page in your handwriting you talk  
11 about terms, possibly lease, a hundred and sixty-five  
12 thousand dollars per year, five year guaranty?

13 A Yes.

14 (Defendants' Exhibit 12  
15 marked for identification.)

16 Q Showing you Exhibit 12, which is a letter from you to  
17 Mr. Finley dated September 15, 1967. Can you identify that?  
18 Is it your letter?

19 A Yes, it has my handwriting, my signature, it has to be  
20 my letter.

21 MR. WAGONER: I don't know how this  
22 happened, this is a city document and it apparently  
23 has some penciled notations over some of the typing.  
24 I presume just to make clear something that is not  
25 clear. Could we substitute if we can find a clearer

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copy?

MR. McDONELL: If there is a clean copy it ought to be.

MR. BRAMAN: That is merely outlining a letter that was skipped on the copy.

MR. WAGONER: I think some things that were not too visible.

MR. MCNAUL: That same document I am sure was produced by Mr. Finley. Do we know if that was a legible copy?

MR. WAGONER: I don't know, I haven't compared them. All I want to do is substitute a more legible one.

MR. MCNAUL: No problem.

(Defendants' Exhibit 13  
marked for identification.)

Q I show you what has been marked as Exhibit 13, which is dated October 18, 1967 and has Floyd C. Miller, City Councilman, City of Seattle, down at the bottom and purports to be a statement by him. It opens up, "Mayor Braman regrets his inability to be here today and present the City of Seattle's official position". Do you recall this particular statement?

A No, I don't. I don't know what body it was before, does it indicate any in here?



1 Q I don't think it does.

2 A It sounds to me like it was an appearance before some  
3 body of the league.

4 Q You don't recall?

5 A The Board of Governors of the League or whatever it was.

6 Q In the middle it indicates that the City will be willing  
7 to lease the stadium, I assume that is Sicks Stadium for  
8 one dollar a year as is or will make the necessary altera-  
9 tions to bring the stadium up to major league standards  
10 and enter into --

11 A -- a mutually agreeable lease arrangement.

12 Q Do you remember that being the City's position at that  
13 time?

14 A Yes, we would have been happy to let them have it for a  
15 dollar if they do all the improvements.

16 Q Did you propose that to the Sorianos?

17 A I don't recall, but inasmuch as Mr. Miller was stating  
18 it as a City position it is quite obvious.

19 Q It was an option available?

20 A Correct.

21 Q That bears the date of October 18, 1967?

22 A Yes.

23 (Defendants' Exhibit 14  
24 marked for identification.)

25 Q Showing you Exhibit 14, a letter from Mr. Miller to Mr.