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NO. 90291-7

SUPREME COURT
OF THE STATE OF WASHINGTON

MAGDALENO GAMBOA and MARY GAMBOA
husband and wife,

Petitioners,

v.

JOHN M. CLARK and DEBORAH C. CLARK
husband and wife,

Respondents.

PETITIONERS' STATEMENT OF SUPPLEMENTAL AUTHORITY
PURSUANT TO RAP 10.8

Tyler M. Hinckley, WSBA 37143
Attorneys for Petitioners
Montoya Hinckley PLLC
4702 A Tieton Drive
Yakima, WA 98908



ORIGINAL

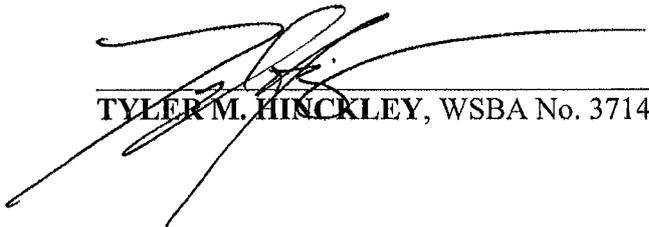
I. STATEMENT OF ADDITIONAL AUTHORITIES.

Pursuant to RAP 10.8, the Petitioners cite the following authority: *Anderson v. Secret Harbor Farms*, 47 Wn.2d 490, 288 P.2d 252 (1955) and *Lingvall v. Bartmess*, 97 Wn. App. 245, 982 P.2d 690 (1999) on the issue of whether a claimant can obtain a prescriptive easement despite the fact that a servient estate's owner also uses a path for his own purposes.

Anderson v. Secret Harbor Farms is also offered as authority on the issue of whether proof that the claimant's use is open, notorious, continuous, and uninterrupted for ten years negates any presumption of permissive use, leaving competing inferences as to adversity.

Respectfully submitted this 5th day of March, 2015.

MONTOYA HINCKLEY PLLC
Attorneys for Magdaleno and Mary Gamboa



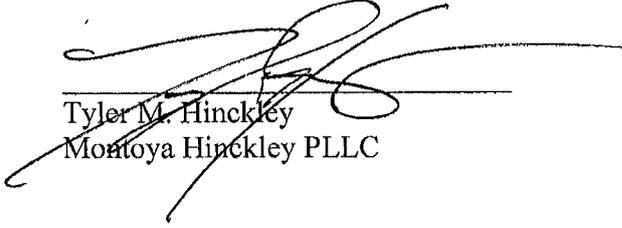
TYLER M. HINCKLEY, WSBA No. 37143

CERTIFICATE OF SERVICE

I hereby declare under penalty of perjury under the laws of the state of Washington that on the date stated below I served a copy of this document in the manner indicated:

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DATED at Yakima, Washington, this 5th day of March, 2015.


Tyler M. Hinckley
Monloya Hinckley PLLC

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Dear Clerk:

Attached please find Petitioners' Statement of Additional Authorities Pursuant to RAP 10.8.

Thank you.

Tyler M. Hinckley

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