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BRIGHAM & GAUSTAD  
387 North State Street, Suite 100  
Post Office Box 358  
Ukiah, CA 95482  
Telephone: (707) 463-1429

**FILED**

JAN 13 1992

MENDOCINO SUPERIOR  
COURT CLERK

By SCA

Attorneys for Plaintiffs

SUPERIOR COURT OF THE STATE OF CALIFORNIA

COUNTY OF MENDOCINO

Ronald J. Pante, Janeanne Pante, Raymond G. Gloor, Glenda L. Gloor, Evan C. Lauridsen, Gloria J. Lauridsen, Jason Pedroia, Susan Kirk, Keith Vang; Ethel Jeane Kirk, Sandra L. Winn, Larry L. Lake, Priscilla Lake, Mike W. Howse, Joella Howse, Andrew G. Lisowski; Charles J. Springer, Bernard F. Rauch, George Rauch, Heather L. Hirsch, Jessica R. Gemmell, Lynn C. Bargfrede, Robert C. Clark, Richard Lee Hirsch, Catherine T. Edison, Jeffrey C. Luster, Marcia Jane Jackson, Charles J. Dunn, Earlene A. Dunn, Charles Michael Drocco, John G. Velez, Barbara A. Velez, Jean Ellen Meeks, Patricia Lynn Gotchall, Richard Arthur Castor, Peggy Sadie Castor, Albert Miranda, Grace B. Miranda, Louis J. Schultze, Marilyn D. Goldstein, Gertrude Goldstein, Raymond Spencer, Betty Ann Spencer, John O'Claire, Tonya O'Claire, George King, Virginia Papaioannou, Karen Hinz, Richard Bradford Sears, Sally L. Seymour, Robyn S. Holden, Brown L. Pelfrey, John F. Cross, Diana Cavendish, Terry Lee Robinson, Hardwin M. Orion, Sally M. Orion, Kenneth W. DeLoatch, Carol Muschell DeLoatch, A. Wayne Robertson, Debra L. Robertson, Gordon Young, Gilbert Gaska, Kathleen M. Gaska, Henry T. Gaska	No. 61093  AMENDED INTERLOCUTORY JUDGMENT
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1 Sr., Lucy Gaska, Henry Gaska, Peter P. Gaska, Frances G.  
2 Gaska, Frank J. Gaska, Allan Breslin, Dennis Lawson,  
3 Thomas O. Lawson, Mateo H. Chairez, Maria M. Chairez,  
4 Bruce Douglas Carmichael, Wendell M. Wilson, Patricia Lynn  
5 Wilson, Christopher R. Boyes, Margaret Boyes, Aida Hughes,  
6 Trustee, Terri L. Gillette, Jeanne H. Koelle, Gerald W.  
7 Rich, Leslie A.F. Rich, Gary Sargent, Grace Sargent,  
8 Angelo E. Arredondo, Carmen Arredondo, Decker Wook Smith,  
9 Scott Riley O'Brien, David George Fisher, Cynthia Fisher,  
10 Rod H. Alatorre, Wayne E. Koker, John Jeffrey Sutton,  
11 Patricia S. Kreigler, Charles George Dols, Patricia Louise  
12 Dixon, Larry F. Madsen, Rod D. Wessel, June S. Hose,  
13 Deborah Morris, David B. Haendle, Tracie M. Haendle, John  
14 R. Lee, Diane L. Lee, Robert Edward Burton, Hattie O.  
15 Burton, Michael A. Farrar, Diane G. Farrar, Paul S.  
16 Farrar, Richard G. Hincker, Janet S. Hincker, Christopher  
17 A. Farrar, B. Lynne Farrar, Nathan P. Fish, Catrina Fish,  
18 Jeffrey K. Harris, Julie A. Harris, Joanne C. Juszkiwicz,  
19 Martin A. Breslow, Karen Hill, Lynne Adler, Linnea  
20 Almgren, Brenda Jeanne Leal-DeLuca, Rose Mary Melindez,  
21 Charles Frances Adams, Margaret Ann Adams, Sandra Ann  
22 Johnson, Douglas F. Manning, Charles Bulles, Catherine  
23 Caulfield aka Cathrin Caulfield, Tom Kanonchoff, Valerie  
24 Mary Kanonchoff, Carolyn Whitehorn, Larry River, Marlene  
25 River, Frances Avedis, Ray Hansen, Rose Marie Hansen,  
26 Karsten Henckell, Robert Lounibos, Neva Laver, Kenneth  
Susskind, Monica Marshall, Jeanne Jones, Beverly W.  
Moffett, Mitchell Thomas Moffett, Lawrence D. Minson,  
Sherry L. Minson, Emily Rebecca Scarbrough, Bruce Baker,  
James R. Kanta, Kathleen R. Kanta, Rollan C. Luce,  
Jeffrey Kessner, Michael R. Seiler, Robert A. McGraw, T.D.  
Dilion, Linda S. Dilion, Sondra L. Beck, Wendy Mae  
Eimstad, Murray Gugins, Adrienne E. Amundsen, Barbara R.  
Hollenbach, Dennis Kasten, Craig J. Carni, Cynthia N.  
Carni, Elbert A. Ward, William A. White, Celeste D. White,  
Charles A. Hope, Judith D. Chance Hope, Kathleen Ann  
McCall, Joanne Rose, William R. Sides, Cheryl D. Sides,  
Quincy J. Bailey, Margo M. Bailey, Gisele Reaney, Wendell  
F. Williams, Emmaline Williams, Henrietta Meltzer, Harold  
S. Meltzer, Peter Greig, Deborah S. Greig, Kacy Knudsen,  
W. Scott Terry, Debra L. McCubbin, Jennifer Houglund,  
Joyce P. Jennison and Rodney J. Jennison,

Plaintiffs,

vs.

Anthony Detels, Ralph R. Paulson, Reena Paulson, Shu-Park  
Chan, Stella Chan, Anthony Finestra, Judith Finestra,  
Victoria Finestra, Thomas Finestra, T. Watson, Donald J.  
Baylor, Marjorie Bradley-Baylor, Edgar Glen Gillham,  
Christopher D. Farrar, Barbara Lynne Farrar, Dennis V.  
Corbaley, Alice Corbaley, Andrea Piazza, William D. Lott,

1 Dolores Lott; David E. Simental; Irene R. Simental; Wesley  
2 L. Silva; Anna M. Silva; Daniel Moore; Jesse Alvarez;  
3 Margaret T. Alvarez; Robert Perez; Marlene Perez; Rolando  
4 Macaraig; Barbara Frantz; Leroy G. Granlund; Charleen J.  
5 Granlund; Beverly Cooper; Brett J. Cooper; Walter B.  
6 Cooper;

7 Defendants.

8 The above-entitled cause came on regularly for  
9 trial on December 2, 1991, before the court, the Honorable  
10 Ronald Combest, Judge assigned. Thomas S. Brigham of  
11 Brigham & Gaustad appeared for the plaintiffs. Defendant  
12 Edgar Gillham appeared in propria persona. Robert Perez  
13 and Marlene Perez answered the complaint herein but did  
14 not appear at trial. No other appearances were made.

15 The Clerk previously entered the defaults of the  
16 following defendants: Anthony Detels, Ralph Paulson,  
17 Reena Paulson, Shu-Park Chan, Stella Chan, Anthony  
18 Finestra, Judith Finestra, Victoria Finestra, Thomas  
19 Finestra, T. Watson, Christopher Farrar, Barbara Farrar,  
20 Dennis Corbaley, Alice Corbaley, Andrea Piazza, William  
21 Lott, Delores Lott, David Simental, Irene Simental,  
22 Wesley Silva, Anna Silva, Daniel Moore, Jesse Alvarez,  
23 Margaret Alvarez, Rolando Macaraig, Barbara Frantz, Leroy  
24 Granlund, Charleen Granlund, Beverly Cooper, Brett J.  
25 Cooper, and Walter B. Cooper.

26 The essential facts having been agreed to, the  
evidence being closed, the court issued its ruling.

IT IS THEREFORE ORDER ADJUDGED AND DECREED:

1                   1. The following persons are owners in common of  
2 easements in the nature of private rights-of-way, as shown  
3 on the map attached hereto and incorporated herein by  
4 reference as Exhibit "A", which rights-of-way benefit the  
5 properties of the below named persons (said properties  
6 being more particularly described in Exhibit "B", attached  
7 hereto and incorporated herein by reference), and the  
8 below named persons and their successors and assigns are  
9 jointly obligated to share in the cost of maintaining said  
10 rights-of-way in repair:

11                   Anthony N. Detels, Ralph R. Paulson, Reena Paulson,  
12 Shu-Park Chan, Stella Chan, Anthony Finestra, Judith  
13 Finestra, Victoria Finestra, Thomas Finestra, T. Watson,  
14 Donald J. Baylor, Marjorie Bradley-Baylor, Edgar Glen  
15 Gillham, Christopher D. Farrar, Barbara Lynne Farrar,  
16 Dennis V. Corbaley, Alice Corbaley, Andrea Piazza, William  
17 D. Lott, Dolores Lott, David E. Simental, Irene R.  
18 Simental, Wesley L. Silva, Anna M. Silva, Daniel Moore,  
19 Jesse Alvarez, Margaret T. Alvarez, Robert Perez, Marlene  
20 Perez, Rolando Macaraig, Barbara Frantz, Leroy G.  
21 Granlund, Charleen J. Granlund, Beverly Cooper, Brett J.  
22 Cooper, Walter B. Cooper, Ronald J. Pante, Janeanne Pante,  
23 Raymond G. Gloor, Glenda L. Gloor, Evan C. Lauridsen,  
24 Gloria J. Lauridsen, Jason Pedroia, Susan Kirk, Keith  
25 Vang, Ethel Jeane Kirk, Sandra L. Winn, Larry L. Lake,  
26 Priscilla Lake, Mike W. Howse, Joella Howse, Andrew G.

1 Lisowski, Charles J. Springer, Bernard F. Rauch, George  
2 Rauch, Heather L. Hirsch, Jessica R. Gemmell, Lynn C.  
3 Bargfrede, Robert C. Clark, Richard Lee Hirsch, Catherine  
4 T. Edison, Jeffrey C. Luster, Marcia Jane Jackson, Charles  
5 J. Dunn, Earlene A. Dunn, Charles Michael Drocco, John G.  
6 Velez, Barbara A. Velez, Jean Ellen Meeks, Patricia Lynn  
7 Gotchall, Richard Arthur Castor, Peggy Sadie Castor,  
8 Albert Miranda, Grace B. Miranda, Louis J. Schultze,  
9 Marilyn D. Goldstein, Gertrude Goldstein, Raymond Spencer,  
10 Betty Ann Spencer, John O'Claire, Tonya O'Claire, George  
11 King, Virginia Papaioannou, Karen Hinz, Richard Bradford  
12 Sears, Sally L. Seymour, Robyn S. Holden, Brown L.  
13 Pelfrey, John F. Cross, Diana Cavendish, Terry Lee  
14 Robinson, Hardwin M. Orion, Sally M. Orion, Kenneth W.  
15 DeLoatch, Carol Muschell DeLoatch, A. Wayne Robertson,  
16 Debra L. Robertson, Gordon Young, Gilbert Gaska, Kathleen  
17 M. Gaska, Henry T. Gaska Sr., Lucy Gaska, Henry Gaska,  
18 Peter P. Gaska, Frances G. Gaska, Frank J. Gaska, Allan  
19 Breslin, Dennis Lawson, Thomas O. Lawson, Mateo H.  
20 Chairez, Maria M. Chairez, Bruce Douglas Carmichael,  
21 Wendell M. Wilson, Patricia Lynn Wilson, Christopher R.  
22 Boyes, Margaret Boyes, Aida Hughes, Trustee, Terri L.  
23 Gillette, Jeanne H. Koelle, Gerald W. Rich, Leslie A.F.  
24 Rich, Gary Sargent, Grace Sargent, Angelo E. Arredondo,  
25 Carmen Arredondo, Decker Wook Smith, Scott Riley O'Brien,  
26 David George Fisher, Cynthia Fisher, Rod H. Alatorre,

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Wayne E. Koker, John Jeffrey Sutton, Patricia S. Kreigler,  
Charles George Dols, Patricia Louise Dixon, Larry F.  
Madsen, Rod D. Wessel, June S. Hose, Deborah Norris, David  
B. Haendle, Tracie M. Haendle, John R. Lee, Diane L. Lee,  
Robert Edward Burton, Hattie O. Burton, Michael A. Farrar,  
Diane G. Farrar, Paul S. Farrar, Richard G. Hincker, Janet  
S. Hincker, Christopher A. Farrar, B. Lynne Farrar, Nathan  
P. Fish, Catrina Fish, Jeffrey K. Harris, Julie A. Harris,  
Joanne C. Juszkievicz, Martin A. Breslow, Karen Hill,  
Lynne Adler, Linnea Almgren, Brenda Jeanne Leal-DeLuca,  
Rose Mary Melindez, Charles Frances Adams, Margaret Ann  
Adams, Sandra Ann Johnson, Douglas F. Manning, Charles  
Bulles, Catherine Caulfield aka Cathrin Caulfield, Tom  
Kanonchoff, Valerie Mary Kanonchoff, Carolyn Whitehorn,  
Larry River, Marlene River, Frances Avedis, Ray Hansen,  
Rose Marie Hansen, Karsten Henckell, Robert Lounibos, Neva  
Laver, Kenneth Susskind, Monica Marshall, Jeanne Jones,  
Beverly W. Moffett, Mitchell Thomas Moffett, Lawrence D.  
Minson, Sherry L. Minson, Emily Rebecca Scarbrough, Bruce  
Baker, James R. Kanta, Kathleen R. Kanta, Rollan C. Luce,  
Jeffrey Kessner, Michael R. Seiler, Robert A. McGraw, T.D.  
Dilion, Linda S. Dilion, Sondra L. Beck, Wendy Mae  
Eimstad, Murray Gugins, Adrienne E. Amundsen, Barbara R.  
Hollenbach, Dennis Kasten, Craig J. Carni, Cynthia N.  
Carni, Elbert A. Ward, William A. White, Celeste D. White,  
Charles A. Hope, Judith D. Chance Hope, Kathleen Ann

1 McCall, Joanne Rose, William R. Sides, Cheryl D. Sides,  
2 Quincy J. Bailey, Margo M. Bailey, Gisele Reaney, Wendell  
3 F. Williams, Emmaline Williams, Henrietta Meltzer, Harold  
4 S. Meltzer, Peter Greig, Deborah S. Greig, Kacy Knudsen,  
5 W. Scott Terry, Debra L. McCubbin, Jennifer Hougland,  
6 Joyce P. Jennison and Rodney J. Jennison.

7 2. F.D. Grothe is hereby appointed arbitrator,  
8 pursuant to Civil Code Section 845, with full power to  
9 determine a formula by which the cost of maintaining the  
10 said easements in repair shall be apportioned among the  
11 above-cited owners and their successors. The arbitrator  
12 shall report back to this Court within 30 days with his  
13 findings and recommendation as to the manner of  
14 apportionment of cost, at which time the matter will be  
15 placed on calendar for a trial to determine the  
16 appropriate formula. The arbitrator shall have authority  
17 to do all those things necessary to carry out the orders  
18 of the court and shall serve without bond.

19 3. The Willowbrook-Skyview Road Association, a  
20 California nonprofit public benefit corporation, (also  
21 known as and referred to hereafter as "SWARM") is hereby  
22 designated as the instrumentality to determine what  
23 maintenance is necessary to keep the said rights-of-way in  
24 repair, including the frequency and method of such  
25 maintenance, to perform such maintenance, and to assess  
26 the above-cited owners or their successors for the cost

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thereof in conformance with the formula to be set by the court. All such assessments shall be paid by the owners within 6 months of the date of mailing notice of the assessment to the mailing address of the owners according to the Mendocino County Tax Collector. If any such assessment is not paid within said 6 month period, SWARM is hereby authorized to take any legal action it deems appropriate to collect that assessment and the delinquent owner shall be liable for that assessment.

Dated: January 9, 1992

  
JUDGE OF THE SUPERIOR COURT

Portions of Parcels 9, 10, 14, 15,  
16, 17, 21, 22 & 33 in Township  
19 North, Range 14 West,  
Mount Diablo Base and  
Meridian

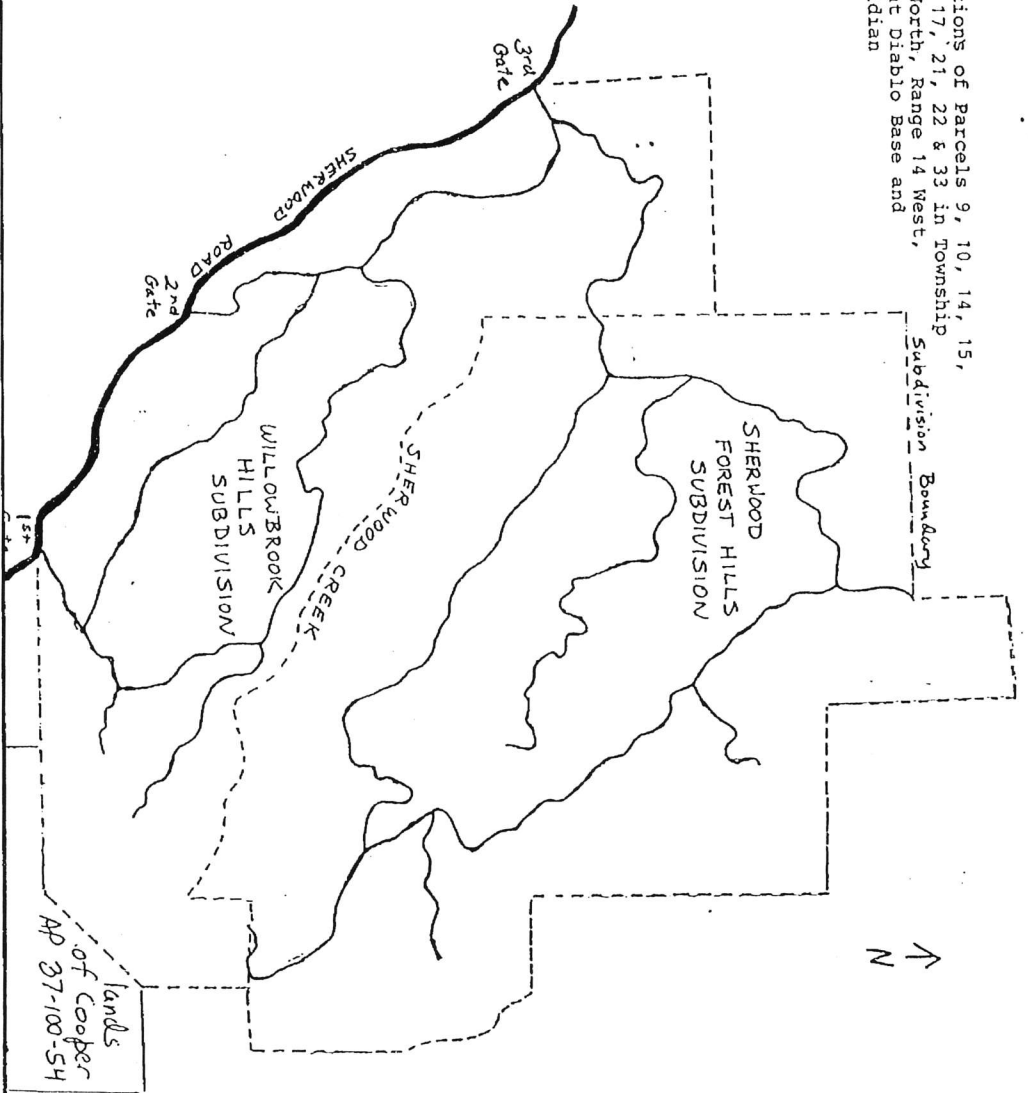


EXHIBIT "B"

1  
2  
3 1. Lots 1 through 71, inclusive, and all appurtenant  
4 easements thereto, of the Skyview Subdivision, also known as the  
5 Sherwood Forest Hills Development, as delineated on that certain  
6 subdivision map recorded in the Office of the Mendocino County  
7 Recorder in Map Case 2, Drawer 15, Page 1.

8 2. Lots 1 through 5, inclusive, and Lots 25 through 71,  
9 inclusive, and all appurtenant easements thereto, of the  
10 Willowbrook Subdivision, as delineated on that certain subdivision  
11 map recorded in the Office of the Mendocino County Recorder in Map  
12 Case 2, Drawer 16, Page 100.

13 3. The Southwest quarter of Section 23, Township 19  
14 North, Range 14 West, Mount Diablo Base and Meridian, excepting the  
15 following:

16 a. 2.61 acres, more or less, in the Southeast  
17 quarter of the Southwest quarter of Section 23, conveyed by Mary  
18 Elizabeth Horton to the Northwestern Pacific Railroad Company by  
19 deed dated October 7, 1907, recorded in Liber 86 of Deeds, page  
20 308, Mendocino County Records; and

21 b. That portion designated on the Parcel Map  
22 entitled "Willowbrook Hills" filed for record September 21, 1971,  
23 Map Case 2, Drawer 16, Page 100, Mendocino County Records.

24 Assessor's Parcel Numbers:

25 37-100-54  
26 37-540-01, 02, 03, 04, 05, 06, 07, 08, 09, 10, 11, and 12  
37-550-01, 02, 03, 04, 05, 06, 07, 08, 09, 10, 11, 12, 13, 14, 15,  
and 16  
37-560-01, 02, 03, 04, 05, 06, 07, 08, 09, 10, and 11  
37-570-01, 02, 03, 04, 05, 06, 07, 08, 09, 10, 11, 12, 13, 14, 15,  
16, 17, 18, 19, 20, and 21  
37-580-01, 02, 03, 04, 05, 06, 07, 08, 09, 10, 11, 12, 13, 14, 15,  
16, 17, 18, and 19  
37-590-01, 02, 03, 04, 05, 06, 07, 08, and 09  
37-602-05  
37-610-07  
37-620-01, 02, 03, 04, 05, 06, 07, 08, 09, and 10  
37-630-01, 02, 03, 04, 05, 06, 07, 08, 09, 10, 11, 12, and 13  
37-640-01, 02, 03, 04, 05, 06, 07, 08, 09, 10, 11, 12, 13, 14, 15,  
and 16  
37-650-01, 02, 03, 04, 05, 06, 07, 08, 09, 10, 11, 12, 13, 14, and  
15