.!!!! 24 AM IO 30 JAMES R. SLAYBAUGH 1 Attorney at Law 1354 "P" Street 2 Fresno, California 93721 3 DEPUTY Telephone: 485-7540 4 Attorney for Petitioners. 5 6 7 IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA 8 9 IN AND FOR THE COUNTY OF MADERA -000-10 JOHN R. KNORR, CARL WILLERS, ALEX 11 NO. 17360 RINNE, CHESTER SOHN, LEONARD WILLS, 12 CLARENCE WHITAKER, WES WILSON and ORDER DETERMINING VEDA RENFRO, PROPORTIONATE LIABILITY 13 for the appointment of an Arbitrator. 14 15 The motion of petitioners for an order determining the proportionate 16 liability of all property owners within that geographic area commonly known 17 18 and described as Cascadel Woods and subdivisions 1, 2 and 4 thereof along 19 with certain undeveloped areas located therein and thereabout, for the 20 maintenance costs of that certain easement which consists of all private 21 roadways in and about said area came on regularly to be heard the 15th day 22 of June, 1973, in the above entitled Court, the Honorable JACK L. 23 HAMMERBERG Presiding; petitioners appeared by and through their counsel 24 25 and Mr. and Mrs. Basil Robinson appeared personally and with counsel, 26 there being no other appearances by or on behalf of any of the remaining 27 owners of property in the area herein described; the matter was submitted 28 on the petition hereinabove described, the report of Darwin Hensen, formerly 29 appointed arbitrator herein, and upon the representations of counsel; the 30 Court being fully advised in the law and in the premises and good cause 31

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appearing therefore:

IT IS HEREBY ORDERED, ADJUDGED AND DECREED, that the proportionate liability of the parties hereto, being all those persons whose real property is served by the hereinabove described roadway easement, for the cost of maintaining said roadway easement be, and it is hereby, determined in accordance with the report of the arbitrator on file herein, as follows:

One unit shall be assigned for each parcel of real property, without regard to the size of each such parcel, and one unit shall be assigned to each facility, whether residential or commercial, errected, placed or constructed on any such parcel within the geographic area hereinabove described and served by the herein described roadway easement.

The proportionate liability of each property owner for the annual cost of maintaining said roadway easement shall bear the same proportional relationship to the total annual cost thereof as the total number of units with which each such property owner may be charged bears to the total number of units compiled, from time to time, within the area served.

IT IS FURTHER ORDERED that this Court shall, and it does hereby, reserve jurisdiction to determine the applicability of this order to all those parcels designated as outlots A through L in Cascadel Woods Subdivision No. 4 as identified in Action No. 17985 now pending in this Court and that this order will have no affect upon said outlots pending a final determination in said

action and further proceedings herein.

Done in open Court the 15th day of June, 1973.

Presented for signature and signed:

July 23, 1973

JACK L. HAMMERBERG, Judge of the Superior Court

APPROVED AS TO FORM AND CONTENT:

SHERWOOD and DENSLOW GREEN

DENSLOW GREEN, Attorneys for Mr. and Mrs. Basil Robinson