



Fundraising Event: Moonlight Bistro

Plans are underway for a memorable night of French culture and cuisine on **Saturday, September 14**. A gourmet buffet of continental dishes and music will be served up under a Harvest Moon. After dinner musical entertainment will be performed by a variety of local talent. You won't want to miss this unique and memorable evening under the stars, and all proceeds will go to support the preservation and restoration of our Timber Cove Trails. Amazing, beautiful auction items are coming in. For more information or to donate silent auction items email us at the address below or call Hannah at 847-3125.

Defendants Answer Questions

Defendants **Defendants 1 & 2** submitted responses to a series of special "interrogatories" submitted by trails attorney Neil Moran. These answers, received June 6, show unimpressive support documentation. Their main evidence is a paragraph extracted from a subdivision final report of the California Department of Real Estate first issued in March 1965. **They ignore an explicit reference to our pedestrian easements which appears on the very same page.** (see pdf attached).

Defendants' other documentation consists of a speculative 2015 office memo from Laurel Putnam, Engineering Tech IV in the County Planning Department, paraphrasing statements by Assistant County Counsel Robert Pittman. **Defendants ignore a subsequent letter from Mr. Pitman's boss, Sonoma County Counsel Bruce Goldstein, explicitly disavowing **Defendant 1** claims in a letter to us on Sept. 3, 2015.** Mr. Goldstein's letter also addresses the opinions of two other attorneys hired by **Defendant 1** in 2015. (see pdf attached).

timbercovetrails.org

Defendant 1 Attorney Bob Haroche Departs

We were informed that **Defendants 1 & 2** will no longer be represented by attorney Bob Haroche. They will now be represented by Peter Mallon of San Francisco. Defendants Merim McCabe and Scott Black are represented by Healdsburg attorney Bert Terreri.

Defendant Russell Smith Concedes

Defendant Russell Smith, who conceded the legality of the pedestrian and equestrian easements on his property, has been officially removed from liability in the legal action. He has agreed to remove any signs that obstruct or discourage Timber Cove property owners from using the John Sperry Trail that passes his property.

Surveyor Susan Ruschmeyer Deposed.

Susan Ruschmeyer is a licensed land surveyor who completed the Record of Survey map for the **Defendant 1** lot-line adjustment dated February 25, 2014. This lot-line adjustment sparked the controversy over the trail easement that is shown on both parcels.

Under oath Ms. Ruschmeyer stated that the Unit 2 Final Subdivision Map recorded March 5, 1965, is the "parent document" to the Record of Survey she drew in 2014, and that both therefore depict the 20-foot wide equestrian and pedestrian easement on the properties. These statements support the foundation of our case, that the 1965 Unit 2 subdivision map is authoritative and the pedestrian easements they depict are valid today.

Ms Ruschmeyer's deposition furnishes other useful testimony. We will post the transcript of her testimony on our website when it is available in August.

Have You Done Your Part?

These six miles of trails belong to all of us. When fully restored they will be as uniquely beautiful as any trails in the county. Help us make that a reality. Please send your tax-deductible donation to:

Timber Cove Foundation
Lorrie Uribe, Treasurer
22142 Amanita Circle
Jenner, CA 95450
Memo: trail preservation fund

contact: timbercovetrails@gmail.com