

1 Kevin R. Brodehl (SBN 197657)
Zachary B. Young (SBN 288553)
2 Daniel J. Zarchy (SBN 306883)
PATTON SULLIVAN BRODEHL LLP
3 12647 Alcosta Boulevard, Suite 430
San Ramon, California 94583
4 925-600-1800 Phone
925-600-1802 Fax
5 kbrodehl@psblegal.com
zyoung@psblegal.com
6 dzarchy@psblegal.com

7 Attorneys for Third Party Objector
David Hammond

8
9 Hal F. Seibert (SBN 45925)
1355 Willow Way, Ste. 275
Concord, California 94520
10 925-602-2600 Phone

11 In Pro Per Third Party Objector

12 **SUPERIOR COURT OF CALIFORNIA**
13 **COUNTY OF CONTRA COSTA**

14 ROBERT TIERNAN, et al.,
15
16 Plaintiffs,
17
18 v.
19 DIABLO COMMUNITY SERVICES
DISTRICT, et al.,
20
21 Defendants.

Case No. MSC17-02529

**DECLARATION OF CHRIS BEESON
IN SUPPORT OF THIRD PARTIES
DAVID HAMMOND AND HAL
SEIBERT'S MOTION TO SET ASIDE
STIPULATED JUDGMENT BETWEEN
INTERVENORS AND U.S. BANK**

Date: 05/17/24
Time: 9:00am
Dept.: 18

22 AND RELATED CROSS-ACTION AND
23 ACTION IN INTERVENTION

1 I, Chris Beeson, declare as follows:


2 1. I am currently a resident of the unincorporated community of Diablo, County of
3 Contra Costa. I make this Declaration based on my own personal knowledge, and if called as a
4 witness, could and would testify to the same.

5 2. I am familiar with a gravel trail approximately 100 to 125 feet in length connecting
6 Alameda Diablo and Mount Diablo Scenic Boulevard (leading to Mount Diablo State Park's
7 "South Gate" entrance ("the Easement"), which is at the southerly end of the property located at
8 2354 Alameda Diablo, Diablo, California.

9 3. I have used the Easement at least weekly for 25 years, since moving to Mount
10 Diablo Scenic Blvd. in 1998. My use of the Easement includes walking, running, and accessing
11 my Post Office at the Diablo Post Office (1701 El Nido, Diablo, CA 94528). There is no daily
12 mail delivery to homes in our area.

13 4. Living across from the Easement, I have observed thousands of people using the
14 Easement as a safe way to access Mount Diablo roads and trails. The Easement minimizes vehicle
15 traffic because it allows users to get to the South Gate Park entrance without taking more dangerous
16 routes like the curvy no shoulder Diablo Road or the congested section of Mount Diablo Scenic
17 across from the Athenian school.

18 I declare under penalty of perjury under the laws of the State of California that the
19 foregoing is true and correct. Executed on Feb. 3, 2024 in Diablo, California.

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23 CHRISTOPHER W. BEESON
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